

**JOURNAL**  
of the  
**House of Representatives**  
of the  
**State of Utah**

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**FIFTY–FOURTH LEGISLATURE**  
**2002 SIXTH SPECIAL SESSION**

Commencing and Ending Wednesday, December 18, 2002

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# **CERTIFICATION**

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2002 Sixth Special Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing and ending on Wednesday, December 18, 2002.

**COMMITTEE ON REVISION  
OF THE HOUSE JOURNAL**

**CAROLE E. PETERSON**  
Chief Clerk

**JANICE A. GADD**  
Journal Clerk



**HOUSE JOURNAL**  
**of the**  
**FIFTY–FOURTH LEGISLATURE**  
**of the**  
**STATE OF UTAH**  
**SIXTH SPECIAL SESSION**  
**FIRST DAY**

\* \* \*

The House was called to order by Speaker Stephens at 10:10 a.m.

Roll call showed all members present, except Representative Lamont Tyler, excused.

Pledge of Allegiance and prayer by Representative John E. Swallow.

On motion of Representative Hatch, the House voted to continue with the same organization for the Sixth Special Session of the 54th Legislature as set up and constituted during the Fifth Special Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership, with the exception of the Majority Leader, and Minority Leadership.

Speaker Martin R. Stephens appointed Carole E. Peterson as Chief Clerk.

The Chief Clerk read the certification and proclamation.

**CERTIFICATION**

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of December 9th, 2002 and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Fifty–fourth Legislature of the State of Utah into a Special Session at the State Capitol at Salt Lake City, Utah, on the 18th day of December, 2002, at 10:00 a.m., for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State House of Representatives has not changed from that of the 2002 General Session, except that Mike Morley was appointed by the Governor on September 17, 2002 to fill the vacancy in House District 66, due to the resignation of Representative Glenn Way.

IN TESTIMONY WHEREOF,  
I have hereunto set my hand and  
caused to be affixed the Great  
Seal of the State of Utah. Done  
at the State Capitol in Salt Lake  
City, Utah, this 9th day of  
December, 2002.

Olene S. Walker  
Lieutenant Governor

Communication filed.

### PROCLAMATION

WHEREAS, since the adjournment of the 2002 General Session of the Fifty-Fourth Legislature of the State of Utah, matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Fifty-fourth Legislature of the State of Utah into a Sixth Special Session at the State Capitol at Salt Lake City, Utah, on the 18th day of December, 2002, at 10:00 a.m., for the following purposes:

1. To fund the Fiscal Year 2003 budget shortfall.
2. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

IN TESTIMONY WHEREOF,  
I have hereunto set my hand and  
caused to be affixed the Great  
Seal of the State of Utah. Done  
at the State Capitol in Salt Lake  
City, Utah, this 9th day of  
December, 2002.

Michael O. Leavitt  
Governor

Olene S. Walker  
Lieutenant Governor

Communication filed.

### **MISCELLANEOUS BUSINESS**

On motion of Representative Bradshaw, the House voted to adopt the same House Rules and Joint Rules for the Sixth Special Session of the 54th Legislature as adopted in the Annual General Session of 2002.

On motion of Representative Becker, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. The Speaker appointed Representatives Adair, Ray, and Beshear.

On motion of Representative Curtis, the House voted to authorize the Speaker to appoint a committee to act with a like committee from the Senate to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer. The Speaker appointed Representatives Saunders, Bradshaw, and Beck.

On motion of Representative Hatch, the House voted, as provided by the Utah Constitution, to suspend the reading of the full title of all bills and resolutions on the House calendar as they are read the first time and introduced, as bills and resolutions are considered on second reading, third reading, and consent calendars, and further that this suspension apply to all bills and resolutions introduced during the remainder of this legislative session, except that any Representative request the reading of the full title of any House or Senate bill or resolution.

Representative Saunders informed the House of Representatives that the joint committee had waited upon the Governor and informed him that the Legislature was organized and ready to do business.

Representative Adair informed the House of Representatives that his committee had waited upon the Senate and informed them that the House was organized and ready to do business.

Senators Gladwell, Julander and Bramble formally notified the House of Representatives that the Senate was organized and ready to do business.

\* \* \*

On motion of Representative Hatch, the House voted to recess until 11:00 a.m.

Speaker Stephens called the House to order at 11:40 a.m.

## **INTRODUCTION OF BILLS**

### **SUPPLEMENTAL APPROPRIATIONS ACT V**

**H.B. 6001**

*Jeff Alexander*

THIS ACT FUNDS APPROPRIATIONS AND REDUCTIONS FOR THE OPERATION OF STATE GOVERNMENT FOR THE FISCAL YEAR BEGINNING JULY 1, 2002 AND ENDING JUNE 30, 2003. THE ACT PROVIDES BUDGET INCREASES AND DECREASES FOR THE USE AND SUPPORT OF CERTAIN STATE DEPARTMENTS AND AGENCIES OF STATE GOVERNMENT AND FOR OTHER PURPOSES AS PROVIDED IN THIS ACT, read the first time by short title and referred to the Rules Committee.

### **GENERAL OBLIGATION BOND PROVISIONS**

**H.B. 6002**

*Ralph Becker*

THIS ACT MODIFIES THE BONDING CODE BY AUTHORIZING THE ISSUANCE AND SALE OF ADDITIONAL GENERAL OBLIGATION BONDS BY THE STATE BONDING COMMISSION FOR ADDITIONAL CAPITAL FACILITIES. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

### **USE OF TOBACCO PERMANENT TRUST FUND**

**H.B. 6003**

*Karen W. Morgan*

THIS ACT APPROPRIATES \$26.4 MILLION FROM THE PERMANENT STATE TRUST FUND CREATED AND OPERATED UNDER UTAH

CONSTITUTION ARTICLE XXII, SECTION 4 TO THE GENERAL FUND, FOR FISCAL YEAR 2002-03 ONLY. THIS ACT REQUIRES A THREE-QUARTERS MAJORITY VOTE IN EACH HOUSE OF THE LEGISLATURE AND APPROVAL OF THE GOVERNOR IN ORDER TO TAKE EFFECT. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### SALES AND USE TAX AMENDMENTS

#### **H.B. 6004**

*Greg J. Curtis*

THIS ACT AMENDS THE SALES AND USE TAX ACT TO MODIFY THE AMOUNT OF STATE SALES AND USE TAX REVENUE THAT IS ALLOCATED TO CERTAIN FUNDS RELATING TO WATER AND THE CLASS B AND CLASS C ROADS ACCOUNT. THE ACT REPEALS OBSOLETE LANGUAGE AND MAKES TECHNICAL CHANGES. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### EDUCATION TESTING AMENDMENTS

#### **H.B. 6005**

*Matt Throckmorton*

THIS ACT MODIFIES STATUTES GOVERNING ACHIEVEMENT TESTING FOR PUBLIC EDUCATION STUDENTS BY ELIMINATING THE REQUIREMENT TO INCLUDE CONSTRUCTED RESPONSE TEST ITEMS IN CERTAIN ACHIEVEMENT TESTS. THIS ACT DIRECTS THAT THE SAVINGS RESULTING FROM THAT CHANGE BE USED TO PAY THE COSTS OF ONLINE TEST ADMINISTRATION. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

On motion of Representative Hatch, under suspension of the rules, the House voted to consider **H.B. 6001, H.B. 6002, H.B. 6003, H.B. 6004, and H.B. 6005** read the second and placed on Third Reading Calendar.

### THIRD READING CALENDAR

**H.B. 6001**, SUPPLEMENTAL APPROPRIATIONS ACT V, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **H.B. 6001**.

\* \* \*

**H.B. 6002**, GENERAL OBLIGATION BOND PROVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **H.B. 6002**.

\* \* \*

**H.B. 6003, USE OF TOBACCO PERMANENT TRUST FUND**, read the third time by short title and placed on its final passage.

\* \* \*

### MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to recess until 1:00 p.m.

Speaker Stephens called the House to order at 4:25 p.m.

### CERTIFICATE

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Supplemental Proclamation issued under date of December 18th, 2002, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Supplemental Proclamation adding to the purposes of the 6th Special Session of the Fifty-Fourth Legislature of the State of Utah at the State Capitol at Salt Lake City.

IN TESTIMONY WHEREOF,  
I have hereunto set my hand and  
caused to be affixed the Great  
Seal of the State of Utah. Done  
at the State Capitol in Salt Lake  
City, Utah, this 18th day of  
December, 2002.

Olene S. Walker  
Lieutenant Governor

Communication filed.

### SUPPLEMENTAL PROCLAMATION

PURSUANT to item 2 of the proclamation issued December 9, 2002, calling the Legislature into a sixth special session, I add the following items to the agenda:

1. To consider a resolution honoring Murray City on its centennial.
2. To consider modifying provisions relating to counties to change the effective date of county annexations and to provide for the pro rata sharing of revenues, fees, and charges.

IN TESTIMONY WHEREOF,  
I have hereunto set my hand and  
caused to be affixed the Great  
Seal of the State of Utah. Done  
at the State Capitol in Salt Lake  
City, Utah, this 18th day of  
December, 2002.

Michael O. Leavitt  
Governor

Olene S. Walker  
Lieutenant Governor

Communication filed.

**INTRODUCTION OF BILLS**  
**BUDGET REALLOCATION AUTHORITY**

**H.B. 6006**

*Ron Bigelow*

THIS ACT ENACTS AN UNCODIFIED STATUTE THAT DIRECTS AGENCIES TO ANALYZE AND MAKE RECOMMENDATIONS TO THE LEGISLATURE ABOUT IDEAL ALLOCATION OF MONIES BETWEEN LINE ITEMS AND PROGRAMS. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**COUNTY ANNEXATION AMENDMENTS**

**H.B. 6007**

*Bradley T. Johnson*

THIS ACT MODIFIES PROVISIONS RELATING TO COUNTIES TO CHANGE THE EFFECTIVE DATE OF COUNTY ANNEXATIONS AND TO PROVIDE FOR THE PRO RATA SHARING OF REVENUES, FEES, AND CHARGES BETWEEN THE ANNEXING COUNTY AND THE COUNTY IN WHICH THE AREA PROPOSED TO BE ANNEXED IS LOCATED BEFORE ANNEXATION. THE ACT ALSO PROVIDES AN EFFECTIVE DATE AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**RESOLUTION RECOGNIZING CENTENNIAL OF MURRAY CITY**

**H.C.R. 601**

*Chad E. Bennion*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZES THE CENTENNIAL OF MURRAY CITY AND

EXTENDS BEST WISHES TO MURRAY CITY AND ITS CITIZENS, read the first time by short title and referred to the Rules Committee.

On motion of Representative Ure, under suspension of the rules, the House voted to consider **H.B. 6006**, **H.B. 6007**, and **H.C.R. 601** read the second time by short title and placed on Third Reading Calendar.

**UNFINISHED BUSINESS**

**H.B. 6003**, USE OF TOBACCO FUNDS, was before the House on its final passage.

On motion of Representative Hatch, the House voted to circle **H.B. 6003**.

**THIRD READING CALENDAR**

**H.B. 6004**, SALES AND USE TAX AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **H.B. 6004**.

\* \* \*

**H.B. 6005**, EDUCATION TESTING AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Hatch, the House voted to circle **H.B. 6005**.

\* \* \*

**H.B. 6006**, BUDGET REALLOCATION AUTHORITY, read the third time by short title and placed on its final passage.

**H.B. 6006** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |           |           |           |
|----------|-----------|-----------|-----------|
| Aagard   | Adair     | Adams     | Alexander |
| S. Allen | Anderson  | Arent     | Barrus    |
| Beck     | Becker    | Bennion   | Beshear   |
| Bigelow  | Biskupski | Bourdeaux | Bowman    |
| Bradshaw | Bryson    | Buffmire  | Bush      |
| Buttars  | D. Clark  | S. Clark  | D. Cox    |
| Curtis   | Daniels   | Dayton    | Dillree   |

|             |              |             |              |
|-------------|--------------|-------------|--------------|
| Donnelson   | Duckworth    | Ferrin      | Ferry        |
| Fife        | Goodfellow   | Gowans      | Hansen       |
| Harper      | Hatch        | Hendrickson | Hogue        |
| Holdaway    | E. Hutchings | B. Johnson  | Jones        |
| King        | Litvack      | Lockhart    | Mascaro      |
| McCartney   | Morgan       | Morley      | Moss         |
| Murray      | Newbold      | Pace        | Parker       |
| Peterson    | Philpot      | Ray         | Saunders     |
| Seitz       | Shurtliff    | Siddoway    | G. Snow      |
| Styler      | Swallow      | Thompson    | Throckmorton |
| Ure         | Urquhart     | Wallace     | Young        |
| M. Stephens |              |             |              |

**Absent or not voting were:** Representatives

Tyler                      Winn

**H.B. 6006** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 6007**, COUNTY ANNEXATION AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 6007** then passed on the following roll call:

**Yeas, 72; Nays, 2; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Agard     | Adair        | Adams       | Alexander |
| S. Allen  | Anderson     | Arent       | Barrus    |
| Beck      | Becker       | Bennion     | Beshear   |
| Bigelow   | Biskupski    | Bourdeaux   | Bowman    |
| Bradshaw  | Bryson       | Buffmire    | Bush      |
| Buttars   | D. Clark     | S. Clark    | D. Cox    |
| Curtis    | Daniels      | Dayton      | Dillree   |
| Donnelson | Duckworth    | Ferrin      | Ferry     |
| Fife      | Goodfellow   | Gowans      | Hansen    |
| Harper    | Hatch        | Hendrickson | Hogue     |
| Holdaway  | E. Hutchings | B. Johnson  | Jones     |
| Litvack   | Lockhart     | Mascaro     | McCartney |
| Morgan    | Morley       | Moss        | Murray    |
| Newbold   | Pace         | Parker      | Peterson  |
| Philpot   | Ray          | Saunders    | Seitz     |

|           |          |              |             |
|-----------|----------|--------------|-------------|
| Shurtliff | Siddoway | G. Snow      | Styler      |
| Swallow   | Thompson | Throckmorton | Ure         |
| Urquhart  | Wallace  | Winn         | M. Stephens |

**Voting in the negative were:** Representatives

King                      Young

**Absent or not voting was:** Representative

Tyler

**H.B. 6007** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 601**, RESOLUTION RECOGNIZING CENTENNIAL OF MURRAY CITY, read the third time by short title and placed on its final passage.

**H.C.R. 601** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |              |              |           |
|-------------|--------------|--------------|-----------|
| Aagard      | Adair        | Adams        | Alexander |
| S. Allen    | Anderson     | Arent        | Barrus    |
| Beck        | Becker       | Bennion      | Beshear   |
| Bigelow     | Biskupski    | Bourdeaux    | Bowman    |
| Bradshaw    | Bryson       | Buffmire     | Bush      |
| Buttars     | D. Clark     | S. Clark     | D. Cox    |
| Curtis      | Daniels      | Dayton       | Dillree   |
| Donnelson   | Duckworth    | Ferrin       | Ferry     |
| Fife        | Goodfellow   | Gowans       | Hansen    |
| Harper      | Hatch        | Hendrickson  | Hogue     |
| Holdaway    | E. Hutchings | B. Johnson   | Jones     |
| King        | Litvack      | Lockhart     | Mascaro   |
| McCartney   | Morgan       | Morley       | Moss      |
| Murray      | Newbold      | Pace         | Parker    |
| Peterson    | Philpot      | Ray          | Saunders  |
| Seitz       | Shurtliff    | Siddoway     | G. Snow   |
| Swallow     | Thompson     | Throckmorton | Ure       |
| Urquhart    | Wallace      | Winn         | Young     |
| M. Stephens |              |              |           |

**Absent or not voting were:** Representatives

Styler                      Tyler

**H.C.R. 601** transmitted to the Senate for its consideration.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: December 18, 2002

The Senate passed **S.B. 6001**, GENERAL OBLIGATION BONDS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.B. 6002**, FIRE ACADEMY SUPPORT ACCOUNT AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 6001** and **S.B. 6002**, read the first time by short title and referred to the Rules Committee.

On motion of Representative Hatch, under suspension of the rules, the House voted to consider **S.B. 6001** and **S.B. 6002** read the second time by short title and placed on Third Reading Calendar.

### UNFINISHED BUSINESS

On motion of Representative Throckmorton, the House voted to uncircle **H.B. 6005**.

**H.B. 6005**, EDUCATION TESTING AMENDMENTS, was before the House on its final passage.

On motion of Representative Throckmorton, the bill was amended as follows:

1. Page 1, Lines 7–8:  
Delete “This act directs that the savings resulting from that change be used to pay the costs of online test administration.”
2. Page 3, Lines 76–79:  
Delete lines 76–79 and renumber accordingly.

**H.B. 6005**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |       |        |          |
|----------|-------|--------|----------|
| Aagard   | Adair | Adams  | S. Allen |
| Anderson | Arent | Barrus | Beck     |

|              |             |              |             |
|--------------|-------------|--------------|-------------|
| Becker       | Bennion     | Beshear      | Bigelow     |
| Biskupski    | Bourdeaux   | Bowman       | Bradshaw    |
| Bryson       | Buffmire    | Bush         | Buttars     |
| D. Clark     | S. Clark    | D. Cox       | Curtis      |
| Daniels      | Dayton      | Dillree      | Donnelson   |
| Duckworth    | Ferrin      | Ferry        | Fife        |
| Goodfellow   | Gowans      | Hansen       | Harper      |
| Hatch        | Hendrickson | Hogue        | Holdaway    |
| E. Hutchings | B. Johnson  | Jones        | King        |
| Litvack      | Lockhart    | Mascaro      | McCartney   |
| Morgan       | Morley      | Moss         | Murray      |
| Newbold      | Pace        | Parker       | Peterson    |
| Philpot      | Ray         | Saunders     | Seitz       |
| Shurtliff    | Siddoway    | G. Snow      | Styler      |
| Swallow      | Thompson    | Throckmorton | Ure         |
| Wallace      | Winn        | Young        | M. Stephens |

**Absent or not voting were:** Representatives

Alexander            Tyler            Urquhart

**H.B. 6005**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to move to the Senate Third Reading Calendar.

### THIRD READING CALENDAR

**S.B. 6001**, GENERAL OBLIGATION BONDS, read the third time by short title and placed on its final passage.

**S.B. 6001** then passed on the following roll call:

**Yeas, 69; Nays, 5; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |           |           |           |
|----------|-----------|-----------|-----------|
| Aagard   | Adair     | Adams     | Alexander |
| S. Allen | Anderson  | Arent     | Barrus    |
| Beck     | Becker    | Bennion   | Beshear   |
| Bigelow  | Biskupski | Bourdeaux | Bowman    |
| Bradshaw | Bryson    | Buffmire  | Bush      |
| Buttars  | D. Clark  | S. Clark  | D. Cox    |
| Curtis   | Daniels   | Dillree   | Duckworth |

|             |           |              |              |
|-------------|-----------|--------------|--------------|
| Ferrin      | Ferry     | Fife         | Goodfellow   |
| Gowans      | Hansen    | Harper       | Hatch        |
| Hendrickson | Hogue     | Holdaway     | E. Hutchings |
| B. Johnson  | Jones     | King         | Litvack      |
| Lockhart    | Mascaro   | McCartney    | Morgan       |
| Moss        | Murray    | Newbold      | Pace         |
| Parker      | Peterson  | Ray          | Saunders     |
| Seitz       | Shurtliff | Siddoway     | G. Snow      |
| Styler      | Swallow   | Throckmorton | Ure          |
| Urquhart    | Wallace   | Winn         | Young        |
| M. Stephens |           |              |              |

**Voting in the negative were:** Representatives

|          |           |        |         |
|----------|-----------|--------|---------|
| Dayton   | Donnelson | Morley | Philpot |
| Thompson |           |        |         |

**Absent or not voting was:** Representative

Tyler

**S.B. 6001** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 6002, FIRE ACADEMY SUPPORT ACCOUNT AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 6002** then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |            |             |           |
|-----------|------------|-------------|-----------|
| Aagard    | Adair      | Adams       | Alexander |
| S. Allen  | Anderson   | Arent       | Barrus    |
| Beck      | Becker     | Bennion     | Beshear   |
| Bigelow   | Biskupski  | Bourdeaux   | Bowman    |
| Bradshaw  | Bryson     | Buffmire    | Bush      |
| Buttars   | D. Clark   | S. Clark    | D. Cox    |
| Curtis    | Daniels    | Dayton      | Dillree   |
| Donnelson | Duckworth  | Ferrin      | Ferry     |
| Fife      | Goodfellow | Gowans      | Hansen    |
| Harper    | Hatch      | Hendrickson | Hogue     |

|           |              |            |              |
|-----------|--------------|------------|--------------|
| Holdaway  | E. Hutchings | B. Johnson | Jones        |
| King      | Litvack      | Lockhart   | Mascaro      |
| McCartney | Morgan       | Morley     | Moss         |
| Murray    | Newbold      | Pace       | Parker       |
| Peterson  | Philpot      | Ray        | Saunders     |
| Seitz     | Shurtliff    | Siddoway   | G. Snow      |
| Styler    | Swallow      | Thompson   | Throckmorton |
| Ure       | Urquhart     | Wallace    | Winn         |
| Young     | M. Stephens  |            |              |

**Absent or not voting was:** Representative Tyler

**S.B. 6002** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

#### MISCELLANEOUS BUSINESS

On motion of Representative Becker, the House voted to move to the House Third Reading Calendar.

#### UNFINISHED BUSINESS

On motion of Representative Becker, the House voted to uncircle **H.B. 6002**.

**H.B. 6002**, GENERAL OBLIGATION BOND PROVISIONS, was before the House on its final passage.

On motion of Representative Becker, the House voted to lift **H.B. 6002** from the Third Reading Calendar and return it to the Rules Committee.

#### MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to recess for the purpose of a caucus.

Speaker Stephens called the House to order at 5:50 p.m.

#### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: December 18, 2002

The Senate passed **S.B. 6004**, USE OF ATTORNEY GENERAL FUND, by Senator J. Valentine, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 6004**, read the first time by short title. On motion of Representative Curtis, under suspension of the rules, the House voted to

consider **S.B. 6004** read the second time by short title and placed on Third Reading Calendar.

\* \* \*

Mr. Speaker: December 18, 2002

The Senate passed, **H.B. 6006**, BUDGET REALLOCATION AUTHORITY, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 6007**, COUNTY ANNEXATION AMENDMENTS, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 6006** and **H.B. 6007** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative Curtis, the House voted to uncircle **H.B. 6004**.

**H.B. 6004**, SALES AND USE TAX AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to delete **H.B. 6004** in title and body and insert **Sub. H.B. 6004** in lieu thereof.

**Sub. H.B. 6004** then passed on the following roll call:

**Yeas, 67; Nays, 6; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |           |             |           |
|-----------|-----------|-------------|-----------|
| Aagard    | Adair     | Adams       | Alexander |
| S. Allen  | Anderson  | Arent       | Barrus    |
| Beck      | Becker    | Bennion     | Bigelow   |
| Biskupski | Bourdeaux | Bowman      | Bradshaw  |
| Buffmire  | Bush      | Buttars     | D. Clark  |
| S. Clark  | D. Cox    | Curtis      | Dayton    |
| Dillree   | Donnelson | Duckworth   | Ferrin    |
| Ferry     | Fife      | Goodfellow  | Gowans    |
| Hansen    | Hatch     | Hendrickson | Hogue     |

|          |              |             |           |
|----------|--------------|-------------|-----------|
| Holdaway | E. Hutchings | B. Johnson  | Jones     |
| Litvack  | Lockhart     | Mascaro     | McCartney |
| Morgan   | Morley       | Moss        | Murray    |
| Newbold  | Pace         | Parker      | Peterson  |
| Philpot  | Saunders     | Seitz       | Shurtliff |
| Siddoway | G. Snow      | Styler      | Swallow   |
| Thompson | Throckmorton | Ure         | Urquhart  |
| Wallace  | Winn         | M. Stephens |           |

**Voting in the negative were:** Representatives

|         |        |         |        |
|---------|--------|---------|--------|
| Beshear | Bryson | Daniels | Harper |
| Ray     | Young  |         |        |

**Absent or not voting were:** Representatives

|      |       |
|------|-------|
| King | Tyler |
|------|-------|

**Sub. H.B. 6004** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Alexander, the House voted to uncircle **H.B. 6001**.

**H.B. 6001**, SUPPLEMENTAL APPROPRIATIONS ACT V, was before the House on its final passage.

Representative Becker proposed the following amendment:

1. Page 22, Line 852:

After Line 852, insert:

It is the intent of the Legislature that, in the 2003 annual general session, the Legislature consider and evaluate restoring the cuts made in this line item by repealing and reducing certain sales and use tax exemptions, including considering and evaluating:

(1) repealing sales and use tax exemptions for:

- (a) sales of food, beverage, and dairy products from vending machines;
- (b) sales of food products and related services to commercial airline carriers for in-flight consumption;
- (c) sales of media by producers, distributors, or studios to a commercial broadcaster or exhibitor;
- (d) sales or use of property, materials, or services used in pollution control facilities;
- (e) sales of newspapers or newspaper subscriptions;

- (f) sales to a ski resort of electricity to operate a passenger ropeway;
  - (g) sales of certain equipment or passenger ropeways to a ski resort;
  - (h) sales or rentals of coin-operated amusement devices; and
  - (j) sales of cleaning or washing of tangible personal property by a coin-operated car wash machine; and
- (2) reducing sales and use tax exemptions for:
- (a) sales of certain machinery, equipment, and replacement parts used in manufacturing;
  - (b) sales of tooling, equipment, or parts used in certain aerospace or electronics contracts with the United States government;
  - (c) sales of certain items used to package tangible personal property; and
  - (d) sales of natural gas, electricity, heat, coal, fuel oil, or other fuels for industrial use.

2. Page 23, Line 890:

After Line 890, insert:

It is the intent of the Legislature that, in the 2003 annual general session, the Legislature consider and evaluate restoring the cuts made in this line item by repealing and reducing certain sales and use tax exemptions, including considering and evaluating:

- (1) repealing sales and use tax exemptions for:
  - (a) sales of food, beverage, and dairy products from vending machines;
  - (b) sales of food products and related services to commercial airline carriers for in-flight consumption;
  - (c) sales of media by producers, distributors, or studios to a commercial broadcaster or exhibitor;
  - (d) sales or use of property, materials, or services used in pollution control facilities;
  - (e) sales of newspapers or newspaper subscriptions;
  - (f) sales to a ski resort of electricity to operate a passenger ropeway;
  - (g) sales of certain equipment or passenger ropeways to a ski resort;
  - (h) sales or rentals of coin-operated amusement devices; and
  - (j) sales of cleaning or washing of tangible personal property by a coin-operated car wash machine; and
- (2) reducing sales and use tax exemptions for:
  - (a) sales of certain machinery, equipment, and replacement parts used in manufacturing;
  - (b) sales of tooling, equipment, or parts used in certain aerospace or electronics contracts with the United States government;
  - (c) sales of certain items used to package tangible personal property; and

(d) sales of natural gas, electricity, heat, coal, fuel oil, or other fuels for industrial use.”

Representative Holdaway proposed the following substitute motion to amend as follows:

Refer to Item 1 of Representative Becker’s motion to amend:

Page 22, Line 852:

After “exemptions” insert a period and delete the rest of Item 1.

Refer to Item 2 of Representative Becker’s motion to amend:

Page 23, Line 890:

After “exemptions” insert a period and delete the rest of Item 2.

Representative Holdaway’s substitute motion to amend failed on a voice vote.

Representative Pace proposed a substitute motion to amend as follows:

Refer to Item 1 of Representative Becker’s motion to amend:

Page 22, Line 852:

After “evaluate restoring” insert “but not limited to,”

Refer to Item 2 of Representative Becker’s motion to amend:

Page 23, Line 890:

After “evaluate restoring” insert “but not limited to,”

Representative Pace’s substitute motion to amend passed on the following roll call vote:

**Yeas, 46; Nays, 26; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |             |             |           |
|------------|-------------|-------------|-----------|
| Aagard     | Adair       | Adams       | Alexander |
| S. Allen   | Anderson    | Arent       | Becker    |
| Beshear    | Bigelow     | Biskupski   | Bourdeaux |
| Bowman     | Bradshaw    | Buffmire    | Buttars   |
| D. Cox     | Daniels     | Dillree     | Duckworth |
| Fife       | Goodfellow  | Gowans      | Hansen    |
| Harper     | Hatch       | Hendrickson | Hogue     |
| B. Johnson | Jones       | King        | Litvack   |
| McCartney  | Morgan      | Moss        | Murray    |
| Pace       | Parker      | Shurtliff   | Siddoway  |
| Styler     | Swallow     | Ure         | Winn      |
| Young      | M. Stephens |             |           |

**Voting in the negative were:** Representatives

|          |          |          |              |
|----------|----------|----------|--------------|
| Barrus   | Bennion  | Bryson   | Bush         |
| D. Clark | S. Clark | Dayton   | Donnelson    |
| Ferrin   | Ferry    | Holdaway | E. Hutchings |
| Lockhart | Mascaro  | Morley   | Newbold      |
| Peterson | Philpot  | Ray      | Saunders     |
| Seitz    | G. Snow  | Thompson | Throckmorton |
| Urquhart | Wallace  |          |              |

**Absent or not voting were:** Representatives

|      |        |       |
|------|--------|-------|
| Beck | Curtis | Tyler |
|------|--------|-------|

###

Representative Alexander proposed the following amendment:

1. Page 2, Line 70:  
After line 70 insert:  
"From General Fund, one-time 35,000"
2. Page 2, Line 72:  
Delete "(32,300)" and insert "(800)"
3. Page 2, Line 73:  
Delete line 73
4. Page 3, Line 95:  
Delete "2,550,000" and insert "3,550,000"
5. Page 3, Line 101:  
Delete "(402,300)" and insert "(202,300)"
6. Page 3, Line 105:  
Delete "(1,087,700)" and insert "(487,700)"
7. Page 3, Line 106:  
Delete "(558,700)" and insert "(358,700)"
8. Page 4, Line 127:  
Delete "50,000" and insert "100,000"
9. Page 4, Line 129:  
Delete "(57,000)" and insert "(7,000)"

10. Page 5, Line 171:  
After Line 171 insert:  
“From General Fund, one–time 500,000”
11. Page 5, Line 177:  
Delete “(879,200)” and insert “(379,200)”
12. Page 10, Line 371:  
After line 371 insert:  
“From General Fund, one–time 1,000,000”
13. Page 11, Line 395:  
Delete “(379,000)” and insert “621,000”
14. Page 21, Line 831:  
Delete “25,800” and insert “2,525,800”
15. Page 21, Line 833:  
Delete “1,000” and insert “1,501,000”
16. Page 22, Line 835:  
Delete “(33,200)” and insert “3,966,800”
17. Page 22, Line 836:  
After line 836 insert:  
“It is the intent of the Legislature that the Board of Regents exercise its discretion and distribute \$4,000,000 of this appropriation to higher education institutions.”
18. Page 27, Line 1041:  
Delete “(290,600)” and insert “(2,390,600)”
19. Page 27, Line 1042:  
After line 1042 insert:  
“Schedule of Programs:  
Planning and Project Services (2,100,000)”
20. Page 27, Line 1067:  
Delete “100,000” and insert “150,000”
21. Page 27, Line 1069:  
Delete “(68,000)” and insert “(18,000)”

Representative Alexander’s amendment passed on a voice vote.

On motion of Representative Curtis, the House voted to circle **H.B. 6001**.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

December 18, 2002

The Senate passed, **H.B. 6005**, EDUCATION TESTING AMENDMENTS, by Representative M. Throckmorton, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 601**, RESOLUTION RECOGNIZING CENTENNIAL OF MURRAY CITY, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 6005** and **H.C.R. 601** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to move to the Senate Third Reading Calendar.

### THIRD READING CALENDAR

**S.B. 6004**, USE OF ATTORNEY GENERAL FUND, read the third time by short title and placed on its final passage.

**S.B. 6004** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Agard     | Adair        | Adams      | S. Allen    |
| Anderson  | Arent        | Barrus     | Beck        |
| Becker    | Bennion      | Beshear    | Bigelow     |
| Bourdeaux | Bowman       | Bradshaw   | Bryson      |
| Buffmire  | Bush         | Buttars    | D. Clark    |
| S. Clark  | D. Cox       | Curtis     | Daniels     |
| Dillree   | Donnelson    | Duckworth  | Ferrin      |
| Ferry     | Fife         | Goodfellow | Gowans      |
| Hansen    | Harper       | Hatch      | Hendrickson |
| Holdaway  | E. Hutchings | B. Johnson | Jones       |

|           |           |          |          |
|-----------|-----------|----------|----------|
| King      | Litvack   | Lockhart | Mascaro  |
| McCartney | Morgan    | Morley   | Moss     |
| Murray    | Newbold   | Pace     | Parker   |
| Peterson  | Philpot   | Ray      | Saunders |
| Seitz     | Shurtliff | Siddoway | G. Snow  |
| Swallow   | Thompson  | Urquhart | Wallace  |
| Winn      | Young     |          |          |

**Absent or not voting were:** Representatives

|             |              |        |       |
|-------------|--------------|--------|-------|
| Alexander   | Biskupski    | Dayton | Hogue |
| Styler      | Throckmorton | Tyler  | Ure   |
| M. Stephens |              |        |       |

**S.B. 6004** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the House voted to recess until 7:15 p.m.

Speaker Stephens called the House to order at 7:15 p.m.

\* \* \*

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **H.B. 6001**.

**H.B. 6001**, SUPPLEMENTAL APPROPRIATIONS ACT V, was before the House on its final passage.

On motion of Representative Alexander, the bill was amended as follows:

1. Page 22, Line 836:  
Refer to previously passed amendments made by Representative Alexander.  
Delete amendment 17 and insert:  
“It is the intent of the Legislature that the Board of Regents exercise its discretion and distribute \$4,000,000 of this appropriation to higher education institutions. In determining how much, if any, to distribute to an institution, the Board of Regents shall consider: the mission of the

institution; the impact of budget cuts on students; and the needs identified by the institution.”

**H.B. 6001**, as amended, then passed on the following roll call:

**Yeas, 64; Nays, 9; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |           |              |             |
|----------|-----------|--------------|-------------|
| Aagard   | Adair     | Adams        | Alexander   |
| S. Allen | Anderson  | Barrus       | Bennion     |
| Bigelow  | Biskupski | Bourdeaux    | Bowman      |
| Bradshaw | Bryson    | Buffmire     | Bush        |
| Buttars  | D. Clark  | S. Clark     | D. Cox      |
| Curtis   | Dillree   | Donnelson    | Duckworth   |
| Ferrin   | Ferry     | Fife         | Goodfellow  |
| Gowans   | Hansen    | Hatch        | Hendrickson |
| Hogue    | Holdaway  | E. Hutchings | B. Johnson  |
| Jones    | King      | Litvack      | Lockhart    |
| Mascaro  | McCartney | Morgan       | Morley      |
| Moss     | Murray    | Newbold      | Pace        |
| Parker   | Peterson  | Philpot      | Saunders    |
| Seitz    | Shurtliff | Siddoway     | G. Snow     |
| Styler   | Swallow   | Thompson     | Urquhart    |
| Wallace  | Winn      | Young        | M. Stephens |

**Voting in the negative were:** Representatives

|              |        |        |         |
|--------------|--------|--------|---------|
| Arent        | Beck   | Becker | Beshear |
| Daniels      | Dayton | Harper | Ray     |
| Throckmorton |        |        |         |

**Absent or not voting were:** Representatives

|       |     |
|-------|-----|
| Tyler | Ure |
|-------|-----|

**H.B. 6001**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Morgan, the House voted to uncircle **H.B. 6003**.

**H.B. 6003**, USE OF TOBACCO PERMANENT TRUST FUND, was before the House on its final passage.

On motion of Representative Morgan, the bill was amended as follows:

1. Page 1, Line 5:  
Delete "\$26.4 million" and insert "\$21,135,000"
  
2. Page 1, Line 13:  
Delete "\$26.4 million" and insert "\$21,135,000"

**H.B. 6003**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |             |              |             |
|--------------|-------------|--------------|-------------|
| Aagard       | Adair       | Adams        | Alexander   |
| S. Allen     | Anderson    | Arent        | Barrus      |
| Beck         | Becker      | Bennion      | Beshear     |
| Bigelow      | Biskupski   | Bourdeaux    | Bowman      |
| Bradshaw     | Bryson      | Buffmire     | Bush        |
| Buttars      | D. Clark    | S. Clark     | D. Cox      |
| Curtis       | Daniels     | Dillree      | Donnelson   |
| Duckworth    | Ferrin      | Ferry        | Fife        |
| Goodfellow   | Gowans      | Hansen       | Harper      |
| Hatch        | Hendrickson | Hogue        | Holdaway    |
| E. Hutchings | B. Johnson  | Jones        | King        |
| Litvack      | Lockhart    | Mascaro      | McCartney   |
| Morgan       | Morley      | Moss         | Murray      |
| Newbold      | Pace        | Parker       | Peterson    |
| Philpot      | Ray         | Saunders     | Seitz       |
| Shurtliff    | Siddoway    | G. Snow      | Styler      |
| Swallow      | Thompson    | Throckmorton | Urquhart    |
| Wallace      | Winn        | Young        | M. Stephens |

**Absent or not voting were:** Representatives

|        |       |     |
|--------|-------|-----|
| Dayton | Tyler | Ure |
|--------|-------|-----|

**H.B. 6003**, as amended, transmitted to the Senate for its consideration.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: December 18, 2002

The Senate passed, **1st Sub. H.B. 6004**, SALES AND USE TAX AMENDMENTS, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **Sub. H.B. 6004** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker: December 18, 2002

The Senate passed, **H.B. 6003**, USE OF TOBACCO PERMANENT TRUST FUND, by Representative K. Morgan, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **H.B. 6003** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker: December 18, 2002

The Senate passed as amended, **H.B. 6001**, SUPPLEMENTAL APPROPRIATIONS ACT V, by Representative J. Alexander, and it is transmitted for further consideration with the following amendments:

1. Page 12, Line 451:  
After Line 451 insert:  
“ITEM 62.5 To General Fund, one time  
From Industrial Assistance Fund 1,000,000  
Schedule of Programs:  
General Fund, one–time 1,000,000”
  
2. Page 12, Line 473:  
After Line 473 insert:  
“From General Fund, one–time 1,000,000”

3. Page 13, Line 475:  
Delete “(25,400)” and insert “974,600”
4. Page 13, Line 482:  
After line 482 insert:  
“It is the intent of the Legislature that \$1,000,000 be used for economic ecosystems in Health Informatics.”
5. Page 22, Line 852:  
After Line 852 (Lilac copy) delete:  
“It is the intent of the Legislature that, in the 2003 annual general session, the Legislature consider and evaluate restoring, but not limited to, the cuts made in this line item by repealing and reducing certain sales and use tax exemptions, including considering and evaluating:  
(1) repealing sales and use tax exemptions for:  
(a) sales of food, beverage, and dairy products from vending machines;  
(b) sales of food products and related services to commercial airline carriers for in-flight consumption;  
(c) sales of media by producers, distributors, or studios to a commercial broadcaster or exhibitor;  
(d) sales or use of property, materials, or services used in pollution control facilities;  
(e) sales of newspapers or newspaper subscriptions;  
(f) sales to a ski resort of electricity to operate a passenger ropeway;  
(g) sales of certain equipment or passenger ropeways to a ski resort;  
(h) sales or rentals of coin-operated amusement devices; and  
(j) sales of cleaning or washing of tangible personal property by a coin-operated car wash machine; and  
(2) reducing sales and use tax exemptions for:  
(a) sales of certain machinery, equipment, and replacement parts used in manufacturing;  
(b) sales of tooling, equipment, or parts used in certain aerospace or electronics contracts with the United States government;  
(c) sales of certain items used to package tangible personal property; and  
(d) sales of natural gas, electricity, heat, coal, fuel oil, or other fuels for industrial use.”
6. Page 23, Line 890:  
After Line 890 (Lilac) delete:  
“It is the intent of the Legislature that, in the 2003 annual general session, the Legislature consider and evaluate restoring , but not limited to, the cuts made in this line item by repealing and reducing

certain sales and use tax exemptions, including considering and evaluating:

- (1) repealing sales and use tax exemptions for:
  - (a) sales of food, beverage, and dairy products from vending machines;
  - (b) sales of food products and related services to commercial airline carriers for in-flight consumption;
  - (c) sales of media by producers, distributors, or studios to a commercial broadcaster or exhibitor;
  - (d) sales or use of property, materials, or services used in pollution control facilities;
  - (e) sales of newspapers or newspaper subscriptions;
  - (f) sales to a ski resort of electricity to operate a passenger ropeway;
  - (g) sales of certain equipment or passenger ropeways to a ski resort;
  - (h) sales or rentals of coin-operated amusement devices; and
  - (j) sales of cleaning or washing of tangible personal property by a coin-operated car wash machine; and
- (2) reducing sales and use tax exemptions for:
  - (a) sales of certain machinery, equipment, and replacement parts used in manufacturing;
  - (b) sales of tooling, equipment, or parts used in certain aerospace or electronics contracts with the United States government;
  - (c) sales of certain items used to package tangible personal property; and
  - (d) sales of natural gas, electricity, heat, coal, fuel oil, or other fuels for industrial use.”

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Alexander, the House voted to concur in the Senate amendments to **H.B. 6001**.

**H.B. 6001**, as amended by the Senate, then passed on the following roll call:

**Yeas, 57; Nays, 14; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |           |           |             |
|------------|-----------|-----------|-------------|
| Aagard     | Adair     | Adams     | Alexander   |
| S. Allen   | Anderson  | Barrus    | Bennion     |
| Bigelow    | Biskupski | Bourdeaux | Bowman      |
| Bradshaw   | Bryson    | Bush      | Buttars     |
| D. Clark   | D. Cox    | Curtis    | Dillree     |
| Donnelson  | Ferrin    | Ferry     | Fife        |
| Goodfellow | Gowans    | Hatch     | Hendrickson |

|             |           |              |              |
|-------------|-----------|--------------|--------------|
| Hogue       | Holdaway  | E. Hutchings | B. Johnson   |
| Jones       | King      | Lockhart     | Morgan       |
| Morley      | Moss      | Murray       | Newbold      |
| Pace        | Parker    | Philpot      | Saunders     |
| Seitz       | Shurtliff | Siddoway     | G. Snow      |
| Styler      | Swallow   | Thompson     | Throckmorton |
| Urquhart    | Wallace   | Winn         | Young        |
| M. Stephens |           |              |              |

**Voting in the negative were:** Representatives

|           |         |         |           |
|-----------|---------|---------|-----------|
| Arent     | Beck    | Becker  | Beshear   |
| Buffmire  | Daniels | Dayton  | Duckworth |
| Hansen    | Harper  | Litvack | Mascaro   |
| McCartney | Ray     |         |           |

**Absent or not voting were:** Representatives

|          |          |       |     |
|----------|----------|-------|-----|
| S. Clark | Peterson | Tyler | Ure |
|----------|----------|-------|-----|

**H.B. 6001**, as amended by the Senate, transmitted to the Senate for signature of the President.

### COMMUNICATION FROM THE SENATE

Mr. Speaker: December 19, 2002

The President of the Senate has signed **H.B. 6001**, SUPPLEMENTAL APPROPRIATIONS ACT V, by Representative J. Alexander, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **H.B. 6001** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Hatch, the Speaker was authorized to appoint a committee to wait upon the Senate and inform that Honorable Body that the House has completed its business and is ready to adjourn sine die. Speaker Stephens appointed Representatives Throckmorton, Young, and Arent.

On motion of Representative Arent, the Speaker was authorized to appoint a committee to wait upon the Governor to inform His Excellency that the

Legislature has completed its business and is ready to adjourn sine die. Speaker Stephens appointed Representatives Siddoway, Fife, and Hatch.

Representative Siddoway waited upon the Governor and reported that His Excellency had no further communication for the Legislature.

Representative Throckmorton waited upon the Senate and informed that Honorable Body that the House was ready to adjourn sine die.

Senators Evans, Hellewell, and Mayne formally notified the House of Representatives that the Senate had completed its business and was prepared to adjourn sine die.

On motion of Representative Hatch, the Sixth Special Session of the 54th Legislature adjourned sine die.



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|---|----|
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- Read the third time . . . . . 16
- Signed by the Speaker and returned to the Senate . . . . . 17

**S.B. 6002** — FIRE ACADEMY SUPPORT ACCOUNT AMENDMENTS (*J. Valentine*)

- Read the first time by short title and referred to Rules Committee . . . . . 15
- Read the second time . . . . . 15
- Read the third time . . . . . 17
- Signed by the Speaker and returned to the Senate . . . . . 18

**S.B. 6004** — USE OF ATTORNEY GENERAL FUND (*J. Valentine*)

- Read the first time by short title and referred to Rules Committee . . . . . 18
- Read the second time . . . . . 19
- Read the third time . . . . . 25
- Signed by the Speaker and returned to the Senate . . . . . 26



**JOURNAL**  
of the  
**House of Representatives**  
of the  
**State of Utah**

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**FIFTY–FIFTH LEGISLATURE**  
**2003 GENERAL SESSION**

Commencing Monday, January 20, 2003  
and Ending Wednesday, March 5, 2003

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# **CERTIFICATION**

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2003 General Session of the Fifty-Fifth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Monday, January 20, 2003 and ending on Wednesday, March 5, 2003.

**COMMITTEE ON REVISION  
OF THE HOUSE JOURNAL**

**CAROLE E. PETERSON**  
Chief Clerk

**JANICE A. GADD**  
Journal Clerk



**HOUSE JOURNAL**  
**of the**  
**FIFTY–FIFTH LEGISLATURE**  
**of the**  
**STATE OF UTAH**  
**GENERAL SESSION**  
**FIRST DAY**  
**\* \* \***

**MORNING SESSION**

The House was called to order at 10:00 a.m. by Norman H. Bangerter, former Speaker of the House of Representatives.

Former Speaker Bangerter appointed Carole E. Peterson as Chief Clerk.

Former Speaker Bangerter administered the oath of office to members of the Fifty–Fifth Legislature.

Prayer by Elder Russell M. Nelson, Quorum of the Twelve Apostles, Church of Jesus Christ of Latter–day Saints.

**PRAYER**

Oh God, our Eternal Father, on this historic occasion we humbly bow before Thee in prayer. We thank Thee for our many blessings – for life and all that sustains life. We thank Thee for the United States of America and for our citizenship in this choice land. Thou has established this great nation as a beacon of freedom and a citadel of spiritual strength to all the world. We thank Thee for this sovereign state of Utah. We sense, at least to some degree, the faith of its founders who made the desert blossom as a rose. Others followed, to bring diversity and breadth to their budding society. Together they forged a unique inheritance for us.

We thank Thee for the citizens of this state and for their duly–elected leaders. In this hallowed chamber, we thank Thee for these distinguished men and women who serve as legislators. They represent regions, religions, and parties of personal preference. We express profound gratitude for each of them. Wilt Thou bless them and their families. Bless their personal affairs. Bless them with safety in their

travels and fulfillment in their endeavors. Help them to strengthen ties that bind us together as a people. May their lofty example minimize differences that could be divisive. Bless them to maintain high priorities with principle above politics, wisdom above knowledge, and morality above expediency. Wilt Thou also bless the Governor and fellow legislators who serve in the Senate.

Bless the citizenry of Utah to live harmoniously. We host visitors here who flock as doves to our windows. Ours is the privilege to serve them and to show a standard that will lift them. May these guests return homeward with a passion for peace and recollections of righteousness to relieve a troubled world.

Again we thank Thee, oh God, for Thy goodness at the commencement of this legislative session for the year 2003. I prayerfully invoke a blessing upon these elected representatives of the State of Utah and do so by the authority vested in me, and in the sacred name of Jesus Christ, Amen.

\* \* \*

Posting of the Colors by the Utah National Guard.

Pledge of Allegiance by Nelson Akagi, a decorated World War II veteran.

The National Anthem sung by Calvary Baptist Church Choir. Pastor: Reverend France Davis.

The Chief Clerk, Carole E. Peterson, read the following:

**CERTIFICATE OF MEMBERSHIP OF THE  
2003 GENERAL SESSION  
OF THE UTAH STATE HOUSE OF REPRESENTATIVES**

I, OLENE S. WALKER, Lieutenant Governor of the State of Utah, do hereby certify that at a General Election held within and for the State of Utah on Tuesday, November 5, 2002, the following named persons were chosen by the electors as members of the Legislature of the State of Utah to serve in the House of Representatives each for the term of two years, beginning January 1, 2003, to wit:

FIRST DISTRICT: Counties of Box Elder, Tooele, Eli H. Anderson

SECOND DISTRICT: County of Box Elder Ben C. Ferry  
Cache

THIRD DISTRICT: County of Cache Craig W. Buttars

|  |                         |
|--|-------------------------|
| FOURTH DISTRICT: Counties of Cache, Rich             | Loraine T. Pace         |
| FIFTH DISTRICT: County of Cache                      | Brent D. Parker         |
| SIXTH DISTRICT: County of Weber                      | Martin R. Stephens      |
| SEVENTH DISTRICT: County of Weber                    | Glenn A. Donnelson      |
| EIGHTH DISTRICT: County of Weber                     | Joseph G. Murray        |
| NINTH DISTRICT: County of Weber                      | Neil A. Hansen          |
| TENTH DISTRICT: County of Weber                      | LaWanna “Lou” Shurtliff |
| ELEVENTH DISTRICT: Counties of Davis, Weber          | Brad Dee                |
| TWELFTH DISTRICT: County of Weber                    | D. Gregg Buxton         |
| THIRTEENTH DISTRICT: County of Davis                 | Dana C. Love            |
| FOURTEENTH DISTRICT: County of Davis                 | Don E. Bush             |
| FIFTEENTH DISTRICT: County of Davis                  | Douglas C. Aagard       |
| SIXTEENTH DISTRICT: County of Davis                  | J. Stuart Adams         |
| SEVENTEENTH DISTRICT: County of Davis                | Marda Dillree           |
| EIGHTEENTH DISTRICT: County of Davis                 | Roger E. Barrus         |
| NINETEENTH DISTRICT: County of Davis                 | Sheryl L. Allen         |
| TWENTIETH DISTRICT: Counties of Davis, Salt Lake     | Ann W. Hardy            |
| TWENTY–FIRST DISTRICT: County of Tooele              | James R. Gowans         |
| TWENTY–SECOND DISTRICT: County of Salt Lake          | Carl W. Duckworth       |
| TWENTY–THIRD DISTRICT: County of Salt Lake           | Duane Bourdeaux         |
| TWENTY–FOURTH DISTRICT: County of Salt Lake          | Ralph Becker            |
| TWENTY–FIFTH DISTRICT: Counties of Salt Lake, Summit | Scott Daniels           |

|  |                     |
|--|---------------------|
| TWENTY-SIXTH DISTRICT: County of Salt Lake   | David Litvack       |
| TWENTY-SEVENTH DISTRICT: County of Utah      | John Dougall        |
| TWENTY-EIGHTH DISTRICT: County of Salt Lake  | Roz McGee           |
| TWENTY-NINTH DISTRICT: County of Salt Lake   | Brent H. Goodfellow |
| THIRTIETH DISTRICT: County of Salt Lake      | Jackie Biskupski    |
| THIRTY-FIRST DISTRICT: County of Salt Lake   | Ty McCartney        |
| THIRTY-SECOND DISTRICT: County of Salt Lake  | Ron Bigelow         |
| THIRTY-THIRD DISTRICT: County of Salt Lake   | Neal B. Hendrickson |
| THIRTY-FOURTH DISTRICT: County of Salt Lake  | Kory M. Holdaway    |
| THIRTY-FIFTH DISTRICT: County of Salt Lake   | Judy Ann Buffmire   |
| THIRTY-SIXTH DISTRICT: County of Salt Lake   | Susan Lawrence      |
| THIRTY-SEVENTH DISTRICT: County of Salt Lake | Carol Spackman Moss |
| THIRTY-EIGHTH: County of Salt Lake           | Eric Hutchings      |
| THIRTY-NINTH DISTRICT: County of Salt Lake   | Jim Dunnigan        |
| FORTIETH DISTRICT: County of Salt Lake       | Patricia W. Jones   |
| FORTY-FIRST DISTRICT: County of Salt Lake    | Todd E. Kiser       |
| FORTY-SECOND DISTRICT: County of Salt Lake   | Peggy Wallace       |
| FORTY-THIRD DISTRICT: County of Salt Lake    | Wayne A. Harper     |
| FORTY-FOURTH DISTRICT: County of Salt Lake   | Chad E. Bennion     |
| FORTY-FIFTH DISTRICT: County of Salt Lake    | J. Morgan Philpot   |
| FORTY-SIXTH DISTRICT: County of Salt Lake    | Karen W. Morgan     |
| FORTY-SEVENTH DISTRICT: County of Salt Lake  | Steven R. Mascaro   |

|   |                     |
|---|---------------------|
| FORTY–EIGHTH DISTRICT: County of Salt Lake                                  | LaVar Christensen   |
| FORTY–NINTH DISTRICT: County of Salt Lake                                   | Greg J. Curtis      |
| FIFTIETH DISTRICT: County of Salt Lake                                      | Merlynn T. Newbold  |
| FIFTY–FIRST DISTRICT: County of Salt Lake                                   | Gregory H. Hughes   |
| FIFTY–SECOND DISTRICT: County of Salt Lake                                  | David L. Hogue      |
| FIFTY–THIRD DISTRICT: Counties of Daggett, Morgan, Rich,<br>Summit, Wasatch | David Ure           |
| FIFTY–FOURTH DISTRICT: Counties of Duchesne,<br>Uintah, Wasatch             | Gordon E. Snow      |
| FIFTY–FIFTH DISTRICT: Counties of Grand, Uintah                             | Jack A. Seitz       |
| FIFTY–SIXTH DISTRICT: County of Utah  | David N. Cox        |
| FIFTY–SEVENTH DISTRICT: County of Utah                                      | Bradley A. Winn     |
| FIFTY–EIGHTH DISTRICT: County of Utah                                       | James A. Ferrin     |
| FIFTY–NINTH DISTRICT: County of Utah  | Mike Thompson       |
| SIXTIETH DISTRICT: County of Utah   | Katherine M. Bryson |
| SIXTY–FIRST DISTRICT: County of Utah  | Margaret Dayton     |
| SIXTY–SECOND DISTRICT: County of Utah                                       | Jeff Alexander      |
| SIXTY–THIRD DISTRICT: County of Utah  | Stephen D. Clark    |
| SIXTY–FOURTH DISTRICT: County of Utah                                       | Rebecca Lockhart    |
| SIXTY–FIFTH DISTRICT: County of Utah  | Calvin G. Bird      |
| SIXTY–SIXTH DISTRICT: County of Utah  | Mike Morley         |
| SIXTY–SEVENTH DISTRICT: Counties of Carbon, Juab,<br>Sanpete, Utah          | Darin G. Peterson   |
| SIXTY–EIGHTH DISTRICT: Counties of Juab, Millard,<br>Sanpete                | Michael R. Styler   |

SIXTY-NINTH DISTRICT: Counties of Carbon, Emery Brad King  
Garfield, Grand, San Juan, Wayne

SEVENTIETH DISTRICT: Counties of Emery, Sanpete, Bradley T. Johnson  
Sevier

SEVENTY-FIRST DISTRICT: County of Washington Brad Last

SEVENTY-SECOND DISTRICT: County of Iron DeMar "Bud" Bowman

SEVENTY-THIRD DISTRICT: Counties of Beaver, Michael E. Noel  
Garfield, Kane, Piute, Sevier,  
Washington, Wayne

SEVENTY-FOURTH DISTRICT: County Washington David Clark

SEVENTY-FIFTH DISTRICT: County of Washington Stephen H. Urquhart

IN WITNESS WHEREOF, I  
have hereunto set my hand and  
caused to be affixed the Great  
Seal of the State of Utah at Salt  
Lake City, this Twentieth day of  
January, 2003.

OLENE S. WALKER,  
Lieutenant Governor

Communication filed.

\* \* \*

Roll call showed all members present.

Representative Brent Goodfellow nominated Martin R. Stephens as the Speaker of the House for the 55th Legislature.

Representative Greg Curtis moved that Martin R. Stephens be elected Speaker by acclamation.

Representatives Murray, Donnelson, Shurtliff, and Buffmire escorted the Speaker-elect to the chair.

Former Speaker Bangerter administered the oath of office to Martin R. Stephens.

## REMARKS BY SPEAKER MARTIN R. STEPHENS

Let me begin by thanking former Speaker Norman Bangerter, Elder Russell Nelson, Mr. Akagi, the Calvary Baptist Choir, and the Utah National Guard for helping us with the opening of this legislative session. I sincerely appreciate the tone that has been set for us here today.

I'd like to make a few brief remarks as we begin this session.

Rarely has a legislative session begun with the dark clouds of trouble hanging over it as does this session. The news reports from yesterday's four major newspapers, I think, accurately reflect the mood as we begin our deliberations here this day.

The Salt Lake Tribune said; "Disaster, it is said, brings people together, and so it appears with the 2003 Legislative Session..."

The Deseret News Headline read: "2003 Legislature: Into the fray, legislators face dwindling funds, new demands."

The Provo Daily Herald opened with "If 2002 was the year of budget woes, Utah legislators are now finding themselves in its sequel..."

"I've got the feeling it's going to be a pretty bad year," said one of the legislators.

And finally, the Standard Examiner said: "Tough Times loom on the Hill. It may be a mild winter in Utah but on Capitol Hill there is definitely a chill in the air. That chill could be in the form of budget shortfalls or rising rolls in education that have yet to be funded. It could be the state's rising unemployment rate and parallel decline in income tax revenues. Or the hundreds of indigent Utahns who may be bumped from Medicaid because of higher co-pays and proposed steeper eligibility requirements. "I'm worried," said one of the legislators quoted in the story "There are more contentious issues than I can ever recall seeing since I've been here."

Again, welcome to the Fifty-Fifth Legislature... I hope all of us, particularly those of you new to the House today, recognize what an interesting and challenging time this is in which we have the opportunity to serve.

Today there are 37 House members of 75 that sit in this body that were not here prior to two years ago. To put it another way, as of today, 49% of this body has two years or less experience in the legislative process.

Difficult problems, both in the budget and otherwise and a fairly young group of legislators. . . , am I concerned? Not at all. This is as good a group of legislators as I have seen in this House since I have been here. While we may lack in legislative experience, we have skillful people from all walks of life willing to pull together to do the business of the people.

Our form of government is founded on the idea of citizen lawmakers coming together for a short period of time to deliberate the important issues of the day and then going home and having to live with those decisions among the general public. It is a great system of government, and it works.

I only want to touch on two issues today.

The first is the budget difficulties we are facing. Every year since 1988 the state of Utah has had a budget surplus until last year. In several of those years, the surpluses combined for the several budget years addressed during those sessions were in excess of 500 million dollars.

We were able to put huge amounts of money into public education which has helped an under funded system tremendously. We have invested in higher education and human service needs, embarked on significant road construction and maintenance programs, put unprecedented amounts into our building maintenance and renovation programs, and also given over a billion and a half dollars worth of tax cuts to the citizens of the state.

We face a different challenge today with budget deficits, and still growing responsibilities. But, the situation we now find ourselves in is not all bad. After 14 consecutive years of budget surpluses, I don't think it hurts at all to have to slow the growth of government and re-look at how we are spending the hard earned money of the citizens of this state.

If we don't do it now, when will our state government ever individually assess each of the programs and services we are providing? If not now, when will we ask government to do what all families and businesses have to do in times of financial difficulty, eliminate waste and duplication to accomplish their mission less expensively? If not now, when will we prioritize government spending into a "nice-to-have" and a "must have" list and do a better job of providing the must haves and seriously evaluate if we should even be providing the nice to haves?

We have a unique opportunity, to force a dramatic change in the funding of government that would not otherwise be available in years of plenty. I hope we will take this opportunity to do what I think the citizens of this state would want and carefully scrutinize every program that is funded by state government and

emerge with an efficient, low cost, governmental organization that can capably provide those services which we are required to provide.

The real advantage to this is that if we eliminate those programs that are “nice-to-haves” or that may not be as efficient, then as the economy turns and state revenues begin to increase again, we will have more money to allocate to those constitutionally required roles of government, such as public and higher education, rather than having to spend some of the growth to fund inefficiencies.

Thomas Jefferson said it best in his first inaugural address; “With all these blessings, what more is necessary to make us a happy and prosperous people? Still one thing more, fellow citizens – a wise and frugal government, which shall restrain men from injuring one another, which shall leave them otherwise free to regulate their own pursuits of industry and improvement, and shall not take from the mouth of labor the bread it has earned. (Thomas Jefferson, 1st Inaugural Address)

The choice is ours. The task is not easy. But, the long-term rewards will be significant and well worth the effort.

The second issue that I want to touch on briefly is simply a hope for the future. It is a hope shared by many of the civil rights advocates such as Dr. Martin Luther King, whom we honor today. As has been mentioned frequently, there are going to be many significant issues of general concern for discussion at the capitol this year. Some of them have the potential to be very contentious and divisive.

Many of these issues are issues that people feel passionately about and have strong convictions to those beliefs. There are good people on both sides of these issues and they often come to their opinions through a different set of life experiences, which may lead them to see things differently than we do.

Some of the more potentially contentious issues we will face will be tuition tax credits, hazardous and radioactive waste issues, the bank and credit union issue, abortion and other so called moral issues, and general funding issues related to the budget. In our quest for success in our efforts to promote issues or causes that are important to us, let us conduct the affairs of this body with civility and respect.

A noted religious leader said it this way; “Civility carries with it the essence of courtesy, politeness, and consideration of others. All of the education and accomplishments in the world will not count for much unless they are accompanied by marks of gentility, [and] of respect for others...” (Gordon B. Hinckley, *Standing for Something*, pg. 47)

Dr. King also said on this issue specifically, "If you will protest courageously, and yet with dignity and Christian love, when the history books are written in future generations, the historians will have to pause and say, 'There lived a great people—who injected new meaning and dignity into the veins of civilization.'" (Martin Luther King, From an address given in Montgomery, Ala., Dec. 31, 1955)

Not all who come here to the capitol in an attempt to influence the legislative process will be able to return to their homes with a successful outcome in their attempt. Where people disagree on an issue, one of the responsibilities we have is to try and mediate and assess which course of action will be best for the citizens as a whole and choose between competing ideas. Thus by the very nature of the process some will not be happy with the outcome.

However, all can and should be able to leave this building with a sense that the process was fair, that we as legislators were respectful and sincerely tried to understand all sides of the issues. Let us strive to re-enshrine the faith of the people in their elected leaders to be fair and deliberate, with a sincere attempt at civility and respect for the opinions of all.

Let me close with a quote a friend shared with me last week from the new biography of John Adams. His wife Abigail wrote the following to him in a letter regarding his desire to participate in governmental service. She said; "You cannot be, I know, nor do I wish to see you, an inactive spectator..." She went on say... "We have too many high sounding words, and too few actions that correspond with them." (Abigail Adams, *John Adams*, by David McCullough, pg. 17)

Let's make this a session that takes on with enthusiasm the challenges with which we will be confronted. Let us take this opportunity to reassess and re-prioritize the workings of our government. Let us address these issues with kindness and civility, and let well-reasoned, thoughtful debate be the byproduct of our actions. And finally, let us make sure we do not "have too many high sounding words, and too few actions that correspond with them."

I believe this legislature will rise to the occasion. I look forward to joining you in the effort.

Thank you.

\* \* \*

On motion of Representative Dillree, the House voted to adopt the same House Rules and Joint Rules for the Annual General Session of 2003 as adopted in the Annual General Session of 2002.

On motion of Representative Alexander, the House voted to print the prayer by offered by Elder Nelson and the remarks by Speaker Stephens upon the pages of the House Journal.

On motion of Representative King, the House voted to print the members of Republican leadership in the Journal. They are as follows: Representative Greg J. Curtis, Majority Leader; Representative Jeff Alexander, Majority Whip; Michael R. Styler, Assistant Majority Whip.

On motion of Representative Styler, the House voted to print the members of Democratic leadership in the Journal. They are as follows: Representative Brent H. Goodfellow, Minority Leader; Brad King, Minority Whip; Karen Morgan, Assistant Minority Whip; Representative Patricia W. Jones, Caucus Manager.

On motion of Representative Urquhart, the House voted to print upon the Journal that Representative Merlynn T. Newbold has been appointed as the Speaker of the Third House.

On motion of Representative Newbold, the House voted to print upon the Journal that Representative Wayne A. Harper has been appointed as Speaker Pro Tempore.

On motion of Representative Harper, the House voted to print upon the Journal that Representative Stephen H. Urquhart has been appointed as House Parliamentarian.

On motion of Representative Dillree, the House voted to authorize the Speaker to appoint a committee to draft House Rules and to appoint a committee to act with a like committee from the Senate to draft Joint Rules.

House Rules committee membership: Representative Marda Dillree, Chair; Representative J. Morgan Philpot, Vice Chair; Representative Chad E. Bennion; Representative Don E. Bush; Representative David Clark; Representative Margaret Dayton; Representative Ben C. Ferry; Representative David L. Hogue; Representative Jack A. Seitz; Representative David Ure; Representative Bradley A. Winn; Representative Eli H. Anderson; Representative Judy Ann Buffmire; Representative Neal B. Hendrickson; Representative Ty McCartney.

Joint Rules committee membership: Representative Marda Dillree, Chair; Representative J. Morgan Philpot, Representative Chad E. Bennion; Representative Don E. Bush; Representative David Clark; Representative Margaret Dayton; Representative Ben C. Ferry; Representative David L. Hogue; Representative Jack A. Seitz; Representative David Ure; Representative Bradley

A. Winn; Representative Eli H. Anderson; Representative Judy Ann Buffmire; Representative Neal B. Hendrickson; Representative Ty McCartney.

On motion Representative Morgan, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. The Speaker appointed Representatives Johnson, Hutchings, and Hansen.

On motion of Representative Curtis, the House voted to authorize the Speaker to appoint a committee to wait upon the Governor to inform His Excellency that the Legislature is organized and ready to receive any communication or message he may have to offer. The Speaker appointed Representatives Allen, Holdaway, and Duckworth.

On motion of Representative Curtis, under suspension of the rules, the House voted to suspend the formal titles of all House Bills, Senate Bills, and House and Senate Resolutions.

Representative Johnson reported that his committee had waited upon the Senate and informed that Honorable Body that the House of Representatives were organized and ready to do business.

Senators Bramble, Hellewell, and Julander formally notified the House that the Senate was organized and ready to do business.

Representative Allen reported that her committee had waited upon the Governor and informed him that the House of Representatives was organized and ready to receive any message he may have to offer.

## **INTRODUCTION OF BILLS**

### **VIATICAL SETTLEMENTS**

#### **H.B. 4**

*Brent D. Parker*

THIS ACT MODIFIES THE INSURANCE CODE BY ALLOWING VIATICAL SETTLEMENTS REGARDLESS OF WHETHER THE VIATOR IS TERMINALLY ILL. THE ACT PROVIDES FOR LICENSING AND EXAMINATIONS OF PRODUCERS AND PROVIDERS OF VIATICAL SETTLEMENTS. THE ACT PROVIDES GUIDELINES IN RELATION TO VIATICAL SETTLEMENTS FOR REPORTING, DISCLOSURE, ADVERTISING, FRAUD, AND OTHER GENERAL REQUIREMENTS. THE ACT PROVIDES CRIMINAL PENALTIES FOR VIOLATIONS. THE ACT MODIFIES THE SECURITIES DIVISION – REAL ESTATE DIVISION CODE

BY DEFINING A VIATICAL SETTLEMENT INTEREST AS A SECURITY, read the first time by short title and referred to the Rules Committee.

### **PROHIBITION OF COERCIVE RESTRAINT THERAPY**

#### **H.B. 5**

*Mike Thompson*

THIS ACT MODIFIES THE MENTAL HEALTH PROFESSIONAL LICENSING ACT. THE ACT RESTRICTS THE USE, PRACTICE, OR APPLICATION OF RESTRAINT TO CERTAIN CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

### **SHARED PARENTING BY DIVORCING PARENTS**

#### **H.B. 6**

*Mike Thompson*

THIS ACT MODIFIES PROVISIONS PERTAINING TO HUSBAND AND WIFE BY PROVIDING A REBUTTABLE PRESUMPTION OF EQUAL ACCESS TO MINOR CHILDREN DURING THE PENDENCY OF AN ACTION FOR DIVORCE, read the first time by short title and referred to the Rules Committee.

### **SPECIAL GROUP LICENSE PLATE REVISIONS**

#### **H.B. 7**

*David L. Hogue*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY REVISING AND AMENDING THE SPECIAL GROUP LICENSE PLATES PROVISIONS. THIS ACT ESTABLISHES CATEGORIES FOR SPECIAL GROUP LICENSE PLATES. THIS ACT PROVIDES THAT THE MOTOR VEHICLE DIVISION MUST RECEIVE A START-UP FEE FOR PRODUCTION AND ADMINISTRATIVE COSTS AS ESTABLISHED BY THE DIVISION PRIOR TO ISSUING ANY NEW TYPE OF SPECIAL GROUP LICENSE PLATES OR A LEGISLATIVE APPROPRIATION TO COVER THIS FEE. THIS ACT LIMITS ORGANIZATIONS THAT CAN OBTAIN ANY NEW TYPE OF SPECIAL GROUP LICENSE PLATES, WITHOUT LEGISLATIVE ACTION TO TAX-EXEMPT ORGANIZATIONS THAT COLLECT 200 APPLICANTS AND THAT PAY THE START-UP FEE. THIS ACT REPEALS A \$50 INITIAL LICENSE PLATE FEE AND ITS EXEMPTIONS AND A \$10 RENEWAL FEE AND ITS EXEMPTIONS AND IN THEIR PLACE ESTABLISHES A \$5 INITIAL LICENSE PLATE FEE APPLICABLE TO ALL SPECIAL GROUP LICENSE PLATES. THIS ACT PROVIDES FOR AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**SEAT BELT ENFORCEMENT PROVISIONS****H.B. 8***Carol Spackman Moss*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO CLARIFY THAT THE DRIVER OR A PASSENGER 19 YEARS OF AGE AND OLDER MAY BE CITED IN A SECONDARY ACTION FOR A SEPARATE SAFETY BELT VIOLATION IF THE VEHICLE HAS BEEN DETAINED FOR A SUSPECTED VIOLATION, read the first time by short title and referred to the Rules Committee.

**COMPETENCY TO STAND TRIAL AMENDMENTS****H.B. 9***Scott Daniels*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE TO ALLOW THE EXAMINERS OF A DEFENDANT WHOSE COMPETENCY TO STAND TRIAL HAS BEEN RAISED ACCESS TO ALL RELEVANT INFORMATION, INCLUDING MENTAL HEALTH RECORDS, read the first time by short title and referred to the Rules Committee.

**PARENT-TIME AMENDMENTS****H.B. 10***James A. Ferrin*

THIS ACT MODIFIES PROVISIONS RELATING TO DIVORCE AND PARENT-TIME. IT PROHIBITS COURTS FROM CONSIDERING GENDER WHEN DETERMINING CUSTODY IN A DIVORCE AND SPECIFIES CONSIDERATIONS FOR THE COURT IN DETERMINING PARENT-TIME. IN ADDITION, THIS ACT REVISES THE PARENT-TIME SANCTIONS FOUND IN THE JUDICIAL CODE, read the first time by short title and referred to the Rules Committee.

**ENERGY DATA COLLECTION AND REPORTING****H.B. 11***Ty McCartney*

THIS ACT MODIFIES THE UTAH NATURAL RESOURCES ACT TO CLARIFY THE REPORTING DUTIES OF THE UTAH ENERGY OFFICE AND TO PROVIDE FOR A CLEARINGHOUSE OF ENERGY DATA COLLECTED BY THE STATE. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**UTAH OPTOMETRY PRACTICE ACT AMENDMENTS****H.B. 12***Katherine M. Bryson*

THIS ACT MODIFIES THE UTAH OPTOMETRY PRACTICE ACT BY CHANGING THE DEFINITIONS OF "CONTACT LENS PRESCRIPTION"

AND "CONTACT LENS PRESCRIPTION VERIFICATION." THE ACT ALLOWS ONE ISSUING A CONTACT LENS PRESCRIPTION TO NOT PROVIDE THE PATIENT WITH A WRITTEN COPY IF NOT IN THE BEST INTERESTS OF THE PATIENT AS NOTED IN THE PATIENT'S FILE AND EXPLAINED TO THE PATIENT AT THE TIME OF THE EXAMINATION. THE ACT EXPANDS "UNLAWFUL CONDUCT" TO INCLUDE ISSUING A CONTACT LENS PRESCRIPTION WITH A RESTRICTION THAT LIMITS THE PARAMETERS TO A PRIVATE LABEL LENS NOT AVAILABLE TO THE OPTICAL INDUSTRY AS A WHOLE AND PROVIDES A PENALTY FOR THAT UNLAWFUL CONDUCT, read the first time by short title and referred to the Rules Committee.

### **TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS**

#### **H.B. 13**

*Marda Dillree*

THIS ACT MODIFIES THE TRANSPORTATION CODE TO EXTEND THE PERIOD FOR WHICH REAL PROPERTY MAY BE ACQUIRED FOR THE PRESERVATION OF A FUTURE TRANSPORTATION CORRIDOR FROM 20 YEARS TO 30 YEARS IN ADVANCE. THIS ACT REQUIRES THE DEPARTMENT OF TRANSPORTATION TO GIVE THE ORIGINAL GRANTOR FIRST RIGHT OF REFUSAL OF THE HIGHEST OFFER FOR UNUSED PARCELS OF REAL PROPERTY AND PROVIDES FOR NOTIFICATION AND 90 DAYS TO ACCEPT THE OFFER. THIS ACT REPEALS A REQUIREMENT THAT THE ORIGINAL GRANTOR BE GIVEN THE OPPORTUNITY TO REPURCHASE THE REAL PROPERTY AT THE DEPARTMENT'S ORIGINAL PURCHASE PRICE. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **TOURISM PROMOTION PROGRAMS**

#### **H.B. 14**

*Sheryl L. Allen*

THIS ACT REQUIRES THE DIVISION OF TRAVEL DEVELOPMENT TO COLLECT AND ANALYZE DATA TO DETERMINE THE STATE'S EFFICIENCY IN ATTRACTING OUT-OF-STATE TOURISTS AS COMPARED TO PROMOTING IN-STATE TOURISM. THE ACT REQUIRES THE DIVISION TO MAKE AN ANNUAL REPORT OF ITS FINDINGS TO THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

**STATE ARMORY BOARD AMENDMENTS****H.B. 15***Don E. Bush*

THIS ACT MODIFIES THE MILITIA AND ARMORIES TITLE BY REQUIRING THE STATE ARMORY BOARD TO NOTIFY THE LEGISLATURE PRIOR TO CERTAIN TRANSACTIONS AND BY REPEALING OBSOLETE SECTIONS, read the first time by short title and referred to the Rules Committee.

**EQUAL EMPLOYMENT OPPORTUNITY – TECHNICAL CHANGES****H.B. 16***Eli H. Anderson*

THIS ACT MODIFIES PROVISIONS RELATING TO EQUAL EMPLOYMENT OPPORTUNITY. THIS ACT REQUIRES THE DEPARTMENT OF HUMAN RESOURCE MANAGEMENT TO PREPARE AN EQUAL EMPLOYMENT OPPORTUNITY PLAN INSTEAD OF AN AFFIRMATIVE ACTION PLAN AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

**AGRICULTURAL PRODUCTS DEALER'S ACT AMENDMENTS****H.B. 17***Craig W. Buttars*

THIS ACT MODIFIES THE AGRICULTURAL PRODUCTS DEALER'S ACT BY INCREASING THE FLOOR AND CEILING ON THE AMOUNT OF THE SURETY BOND OR OTHER SECURITY AGREEMENT REQUIRED BEFORE A LICENSE IS ISSUED TO A DEALER. THE ACT ALLOWS THE COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE AND FOOD TO INCREASE ORIGINAL BOND REQUIREMENTS FOR A DEALER'S LICENSE IF THE ORIGINAL BOND IS INADEQUATE. THE ACT GIVES THE COMMISSIONER THE AUTHORITY TO CALL A BOND IF RENEWAL IS NOT MADE. THE ACT REQUIRES THE FILING OF ANNUAL REPORTS BY DEALERS WITH THE DEPARTMENT AND DISALLOWS A PACKER BUYER TO BE DOUBLE LICENSED OR DOUBLE BONDED, read the first time by short title and referred to the Rules Committee.

**DEALERS IN AGRICULTURAL PRODUCTS****H.B. 18***Craig W. Buttars*

THIS ACT MODIFIES THE AGRICULTURAL PRODUCT DEALER'S ACT BY REQUIRING THE ISSUANCE OF A PRODUCT OF AGRICULTURE

RECEIPT TO A PRODUCER BY A DEALER WHO RECEIVES A PRODUCT OF AGRICULTURE FOR SALE, STORAGE, OR CONSIGNMENT FROM THE PRODUCER, read the first time by short title and referred to the Rules Committee.

### **EMPLOYMENT SECURITY ACT MODIFICATIONS**

#### **H.B. 19**

*Merlynn T. Newbold*

THIS ACT AMENDS THE DEFINITION SECTION OF THE EMPLOYMENT SECURITY ACT. IT PROVIDES FOR AN ALTERNATE BASE PERIOD THROUGH JUNE 30, 2006, read the first time by short title and referred to the Rules Committee.

### **CLEAN SPECIAL FUEL TAX CERTIFICATE AMENDMENTS**

#### **H.B. 20**

*Don E. Bush*

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE BY PROVIDING FOR THE ENFORCEMENT OF CLEAN SPECIAL FUEL TAX CERTIFICATES PAID IN LIEU OF OTHER FUEL TAXES FOR CLEAN FUEL VEHICLES. THIS ACT PROVIDES THAT THE PURCHASE OF A CLEAN SPECIAL FUEL TAX CERTIFICATE IS A PREREQUISITE TO REGISTERING A VEHICLE POWERED BY A CLEAN FUEL AND REQUIRES THE CERTIFICATE TO BE CARRIED IN THE VEHICLE AT ALL TIMES. THIS ACT REQUIRES THAT CLEAN FUEL DELIVERY AGENTS POST A NOTICE ON THE PUMP THAT A VEHICLE REGISTERED IN THIS STATE THAT USES THIS FUEL IS REQUIRED TO HAVE A VALID ANNUAL CLEAN SPECIAL FUEL TAX CERTIFICATE. THE ACT ALSO PROVIDES A REPEAL DATE FOR THE NOTICE REQUIREMENT. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON OCTOBER 1, 2003, read the first time by short title and referred to the Rules Committee.

### **STATE BUILDING OWNERSHIP AUTHORITY RECODIFICATION AND REVISION**

#### **H.B. 21**

*Neil A. Hansen*

THIS ACT MODIFIES PROVISIONS GOVERNING THE STATE BUILDING OWNERSHIP AUTHORITY. THIS ACT REMOVES THE STATE BUILDING BOARD AS THE STATE BUILDING OWNERSHIP AUTHORITY AND DESIGNATES THE GOVERNOR, STATE TREASURER, AND CHAIR OF THE STATE BUILDING BOARD AS THE STATE BUILDING OWNERSHIP AUTHORITY. THIS ACT REQUIRES THE DIVISION OF

FACILITIES CONSTRUCTION AND MANAGEMENT TO PERFORM CERTAIN DUTIES FORMERLY DIRECTED TO BE PERFORMED BY THE STATE BUILDING BOARD. THIS ACT RECODIFIES THE STATE BUILDING OWNERSHIP AUTHORITY SECTIONS INTO THE BOND TITLE AND MAKES OTHER TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

### **PROPERTY TAX RELIEF**

#### **H.B. 22**

*Wayne A. Harper*

THIS ACT AMENDS PROVISIONS RELATING TO PROPERTY TAX RELIEF. THE ACT AMENDS THE DEFINITION OF HOUSEHOLD INCOME. THE ACT AMENDS THE INCOME ELIGIBILITY AMOUNTS AND CREDIT AMOUNTS FOR THE HOMEOWNER'S CREDIT AND RENTER'S CREDIT. THE ACT AMENDS PROVISIONS RELATING TO ELIGIBILITY TO CLAIM A HOMEOWNER'S CREDIT OR RENTER'S CREDIT. THIS ACT HAS RETROSPECTIVE OPERATION TO JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **PUBLIC AIRPORT AND AERONAUTICS AMENDMENTS**

#### **H.B. 23**

*Joseph G. Murray*

THIS ACT MODIFIES PROVISIONS RELATING TO PUBLIC AIRPORTS AND AERONAUTICS. THE ACT REPEALS THE UTAH PUBLIC AIRPORT AUTHORITY ACT AND EXPANDS PROVISIONS OF THE AERONAUTICS ACT AND RELATED PROVISIONS TO APPLY TO POLITICAL SUBDIVISIONS OF THE STATE AUTHORIZED BY STATUTE TO OPERATE AN AIRPORT, read the first time by short title and referred to the Rules Committee.

### **HAZARDOUS WASTE FACILITIES MANAGEMENT AMENDMENTS**

#### **H.B. 24**

*David N. Cox*

THIS ACT RENUMBERS THE SECTIONS CONSTITUTING THE HAZARDOUS WASTE FACILITIES MANAGEMENT ACT AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **EXTENSION OF TIMING FOR CREATING A LOCAL DISTRICT**

#### **H.B. 25**

*David L. Hogue*

THIS ACT MODIFIES LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES PROVISIONS TO CHANGE THE DATE BEFORE WHICH NO

LOCAL DISTRICT MAY BE CREATED, read the first time by short title and referred to the Rules Committee.

### **STATE GENERAL OBLIGATION BOND ACT**

**H.B. 26**

*Ron Bigelow*

THIS ACT MODIFIES PROVISIONS GOVERNING BONDING BY CREATING A MASTER ACT FOR ISSUANCE OF GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION BOND ANTICIPATION NOTES. THIS ACT ESTABLISHES ISSUANCE REQUIREMENTS, REPAYMENT REQUIREMENTS, INVESTMENT REQUIREMENTS, TAX EXEMPT STATUS, AND LEGAL INVESTMENT STATUS FOR GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES. THIS ACT ESTABLISHES OTHER REQUIREMENTS GOVERNING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION BOND ANTICIPATION NOTES. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

### **BUDGET RESERVE ACCOUNT AMENDMENTS**

**H.B. 27**

*Craig W. Butters*

THIS ACT MODIFIES THE STATE AFFAIRS IN GENERAL TITLE BY CHANGING THE STRUCTURE AND STATUTORY CAP OF THE BUDGET RESERVE ACCOUNT. THE ACT PROVIDES FOR AN EDUCATION BUDGET RESERVE ACCOUNT. THE ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

### **OIL AND GAS SEVERANCE TAX AMENDMENTS**

**H.B. 28**

*Gordon E. Snow*

THIS ACT AMENDS PROVISIONS RELATING TO THE OIL AND GAS SEVERANCE TAX. THE ACT AMENDS THE OIL AND GAS SEVERANCE TAX RATES AND RATE STRUCTURE. THE ACT EXTENDS THE TIME PERIOD FOR A TAXPAYER TO CLAIM A TAX CREDIT FOR A WORKOVER OR RECOMPLETION, AND MODIFIES PROVISIONS RELATING TO CLAIMING THE TAX CREDIT. THE ACT REQUIRES THE TAX REVIEW COMMISSION TO REVIEW THE OIL AND GAS SEVERANCE TAX ON OR BEFORE THE OCTOBER 2008 INTERIM MEETING AND PRESCRIBES THE SCOPE OF THE REVIEW. THIS ACT REPEALS OBSOLETE LANGUAGE AND MAKES TECHNICAL CHANGES.

THE ACT PROVIDES FOR RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

### **FEES AND TAXES ON OIL AND GAS**

#### **H.B. 29**

*Gordon E. Snow*

THIS ACT AMENDS PROVISIONS RELATING TO MINES AND MINING AND THE OIL AND GAS SEVERANCE TAX. THIS ACT MODIFIES THE DUE DATES FOR MAKING QUARTERLY PAYMENTS OF FEES DEPOSITED INTO THE OIL AND GAS CONSERVATION ACCOUNT AND REQUIRES THE FEES TO BE REPORTED ON FORMS PROVIDED BY THE STATE TAX COMMISSION. THE ACT MODIFIES THE REQUIREMENTS FOR MAKING QUARTERLY PAYMENTS OF THE OIL AND GAS SEVERANCE TAX. THE ACT MODIFIES PROVISIONS RELATING TO CLAIMING A TAX CREDIT FOR A WORKOVER OR RECOMPLETION. THE ACT REPEALS OBSOLETE LANGUAGE AND MAKES TECHNICAL CHANGES. THIS ACT PROVIDES FOR RETROSPECTIVE OPERATION. THIS ACT PROVIDES A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

### **PUBLIC TRANSIT DISTRICTS ANNEXATION AMENDMENTS**

#### **H.B. 30**

*David N. Cox*

THIS ACT MODIFIES PROVISIONS RELATING TO LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES AND TO REVENUE AND TAXATION. THE ACT REQUIRES VOTER APPROVAL OF AN ANNEXATION TO A LOCAL DISTRICT IN WHICH THE COUNTIES, CITIES, AND TOWNS IMPOSE A SALES AND USE TAX FOR TRANSIT DISTRICT PURPOSES AND CLARIFIES THAT THE ELECTION APPROVING THE ANNEXATION AND IMPOSITION OF THE SALES AND USE TAX SATISFIES THE VOTER APPROVAL REQUIREMENT FOR IMPOSITION OF THE SALES AND USE TAX. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **WORKFORCE SERVICES OVERPAYMENT AMENDMENTS**

#### **H.B. 31**

*Jeff Alexander*

THIS ACT MODIFIES PROVISIONS RELATED TO PUBLIC ASSISTANCE OVERPAYMENTS BY TRANSFERRING THE RECOVERY OF OVERPAYMENTS RESPONSIBILITY FROM THE OFFICE OF

RECOVERY SERVICES TO THE DEPARTMENT OF WORKFORCE SERVICES. THE ACT PROVIDES FOR AN APPEAL FROM AN INITIAL DEPARTMENT DETERMINATION OF OVERPAYMENT. THE ACT PROVIDES FOR COLLECTION OF AN OVERPAYMENT BY A WARRANT ISSUED TO A COUNTY SHERIFF BY THE DEPARTMENT WHICH BECOMES A LIEN AGAINST THE DELINQUENT OBLIGOR'S PROPERTY. THE ACT MAKES CERTAIN TECHNICAL CHANGES AND PROVIDES A REPEALER. THE ACT HAS A JULY 1, 2003 EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**VEHICLE IMPOUND FEE FOR DRIVING  
UNDER THE INFLUENCE CASES**

**H.B. 32**

*Joseph G. Murray*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY ALLOWING A WAIVER OR REFUND FOR THE \$200 DUI ADMINISTRATIVE IMPOUND FEE IF WRITTEN EVIDENCE IS PRESENTED TO THE STATE TAX COMMISSION THAT THE DRIVER LICENSE DIVISION DID NOT SUSPEND OR REVOKE THE PERSON'S DRIVER LICENSE OR THAT THE VEHICLE WAS STOLEN. THIS ACT INCREASES THE ADMINISTRATIVE IMPOUND FEE TO \$230 AND INCREASES CURRENT DISTRIBUTIONS TO THE MOTOR VEHICLE DIVISION, THE DEPARTMENT OF PUBLIC SAFETY, AND THE GENERAL FUND PROPORTIONATELY, read the first time by short title and referred to the Rules Committee.

**RESPONSIBILITIES OF LEGISLATIVE GENERAL COUNSEL**

**H.B. 33**

*Greg J. Curtis*

THIS ACT MODIFIES THE LEGISLATIVE CODE AND ENLARGES THE LEGISLATIVE CLIENT REPRESENTED BY THE LEGISLATIVE GENERAL COUNSEL IN CASES AND CONTROVERSIES. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT  
PANEL AND OPEN AND PUBLIC MEETINGS**

**H.B. 34**

*Michael T. Morley*

THIS ACT AMENDS THE HUMAN SERVICES CODE AND OPEN AND PUBLIC MEETINGS. THE ACT MODIFIES LANGUAGE IN THE CHILD

WELFARE LEGISLATIVE OVERSIGHT PANEL TO CONFORM TERMS WITH THE OPEN AND PUBLIC MEETINGS ACT. THE ACT MAKES OTHER TECHNICAL CHANGES TO THE CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL. THE ACT INCLUDES A REFERENCE TO THE CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL IN OPEN AND PUBLIC MEETINGS, read the first time by short title and referred to the Rules Committee.

### **CONSOLIDATION OF CHILD WELFARE REPORTS**

**H.B. 35**

*Gregory H. Hughes*

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT MODIFIES AND CONSOLIDATES REPORTS PERTAINING TO THE STATE'S CHILD WELFARE SYSTEM, read the first time by short title and referred to the Rules Committee.

### **ACCESSIBLE HOUSING**

**H.B. 36**

*Steven R. Mascaro*

THIS ACT MODIFIES THE COMMUNITY AND ECONOMIC DEVELOPMENT CODE. THIS ACT PERMITS THE DIVISION OF COMMUNITY DEVELOPMENT TO ASSIST LOCAL GOVERNMENTS IN THE DEVELOPMENT OF ACCESSIBLE HOUSING. THIS ACT MODIFIES THE ELEMENTS TO BE CONSIDERED BY THE PRIVATE ACTIVITY BOND REVIEW BOARD WHEN ALLOCATING THE STATE'S PRIVATE ACTIVITY BOND VOLUME CAP AND MODIFIES THE POWERS OF HOUSING AUTHORITIES. THIS ACT MODIFIES THE ALLOWABLE USES OF THE OLENE WALKER HOUSING LOAN FUND. THIS ACT ALLOWS THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT AND THE UTAH HOUSING CORPORATION TO GIVE CONSIDERATION TO PROJECTS THAT INCREASE THE SUPPLY OF ACCESSIBLE HOUSING. THIS ACT PROVIDES DEFINITIONS, read the first time by short title and referred to the Rules Committee.

### **ELIMINATE SPEND DOWN PROVISION FOR MEDICAID**

**H.B. 37**

*Rebecca D. Lockhart*

THIS ACT MODIFIES THE MEDICAID SPEND DOWN REQUIREMENTS. THE ACT AMENDS THE MEDICAL ASSISTANCE ACT. THE ACT DEFINES TERMS AND DIRECTS THE HEALTH DEPARTMENT TO USE 100% OF THE FEDERAL POVERTY LEVEL AS THE INCOME STANDARD WHEN DETERMINING IF THE AGED, BLIND, OR DISABLED

HAVE SPENT DOWN ENOUGH EXCESS INCOME TO BE ELIGIBLE FOR MEDICAID BENEFITS, read the first time by short title and referred to the Rules Committee.

#### **DIVISION OF CORPORATIONS AMENDMENT**

##### **H.B. 38**

*James R. Gowans*

THIS ACT MODIFIES THE UNIFORM COMMERCIAL CODE BY DELETING A PROVISION REQUIRING THE DIVISION OF CORPORATIONS TO ANNUALLY REPORT TO THE ADMINISTRATIVE RULES REVIEW COMMITTEE REGARDING THE OPERATION OF THE FILING OFFICE, read the first time by short title and referred to the Rules Committee.

#### **REPEAL OF EDUCATION REPORTS AND DUTIES**

##### **H.B. 39**

*Margaret Dayton*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING REQUIREMENTS TO SUBMIT CERTAIN REPORTS TO THE LEGISLATURE. THIS ACT MODIFIES CERTAIN DUTIES AND RESPONSIBILITIES OF THE STATE BOARD OF EDUCATION AND THE SUPERINTENDENT OF PUBLIC INSTRUCTION. THIS ACT CONSOLIDATES SEVERAL REPORTS INTO THE STATE SUPERINTENDENT'S ANNUAL REPORT. THIS ACT ELIMINATES THE REQUIREMENT FOR THE STATE BOARD OF EDUCATION TO SUBMIT SEPARATE BUDGET RECOMMENDATIONS FOR U-PASS AND PROFESSIONAL DEVELOPMENT PLANS. THIS ACT ELIMINATES THE STATE BOARD OF EDUCATION'S RESPONSIBILITY TO ANNUALLY DETERMINE THE ESTIMATED TOTAL COST OF THE MINIMUM SCHOOL PROGRAM FOR EACH DISTRICT. THIS ACT ELIMINATES THE STATE SUPERINTENDENT'S RESPONSIBILITY TO MONITOR THE FISCAL SOLVENCY OF SCHOOL DISTRICTS FOR PURPOSES OF THE STATE'S BOND GUARANTEE. THIS ACT REPEALS THE MODIFIED SCHOOL WEEK PILOT PROGRAM AND THE ARTS IN ELEMENTARY SCHOOLS PILOT PROGRAM. THIS ACT CONTAINS A REPEALER. THIS ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

#### **PROTECTION OF NONPUBLIC PERSONAL INFORMATION**

##### **H.B. 40**

*Douglas C. Aagard*

THIS ACT MODIFIES THE COMMERCE AND TRADE TITLE TO ENACT THE PROTECTION OF NONPUBLIC PERSONAL INFORMATION

ACT. THIS ACT DEFINES TERMS, REQUIRES A NOTICE BE GIVEN BY A COMMERCIAL ENTITY UNDER CERTAIN CIRCUMSTANCES, AND ESTABLISHES THE LIABILITY OF A COMMERCIAL ENTITY FOR VIOLATING THE ACT, read the first time by short title and referred to the Rules Committee.

### **LEGISLATIVE BUDGETING FOR COLA FOR LOCAL HEALTH AUTHORITIES**

**H.B. 41**

*Jack A. Seitz*

THIS ACT MODIFIES THE BUDGETARY PROCEDURES ACT TO REQUIRE THE LEGISLATURE TO CONSIDER PROVIDING AN INCREASE FOR CERTAIN LOCAL HUMAN SERVICES AGENCIES THAT IS CONSISTENT WITH THE INCREASE FOR STATE EMPLOYEES, read the first time by short title and referred to the Rules Committee.

### **WATER USER NOTIFICATION AMENDMENTS**

**H.B. 42**

*Michael R. Styler*

THIS ACT MODIFIES THE WATER AND IRRIGATION CODE BY CHANGING CERTAIN WATER RIGHTS NOTIFICATION REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

### **REAUTHORIZATION OF FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES TASK FORCE**

**H.B. 43**

*Jack A. Seitz*

THIS ACT REAUTHORIZES THE FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE. THE ACT APPROPRIATES \$24,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2003–04 TO FUND THE TASK FORCE AND REPEALS THE TASK FORCE ON NOVEMBER 30, 2003, read the first time by short title and referred to the Rules Committee.

### **SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS**

**H.B. 44**

*Lorraine T. Pace*

THIS ACT MODIFIES THE SUBSTANCE ABUSE AND MENTAL HEALTH ACT AND PROVISIONS RELATING TO LOCAL SUBSTANCE ABUSE AND MENTAL HEALTH AUTHORITIES. THE ACT REARRANGES

PROVISIONS RELATING TO STATE AND LOCAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES AND PROGRAMS AND MAKES OTHER TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **FIRE PREVENTION AMENDMENTS**

**H.B. 47**

*Joseph G. Murray*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE REGARDING FIRE SAFETY BY ESTABLISHING A CERTIFICATION PROGRAM FOR PERSONS WHO INSPECT OR TEST AUTOMATIC FIRE SPRINKLER SYSTEMS, read the first time by short title and referred to the Rules Committee.

### **UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS**

**H.B. 48**

*Stephen H. Urquhart*

THIS ACT AMENDS THE UTAH CONSTRUCTION TRADE LICENSING ACT BY PROVIDING AN EXEMPTION FROM LICENSURE FOR SOLE OWNERS OF PROPERTY ENGAGED IN LIMITED BUILDING OF RESIDENTIAL STRUCTURES ON THE PROPERTY IF THE PROPERTY IS REGISTERED WITH THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING, read the first time by short title and referred to the Rules Committee.

### **BAN ON GIFTS TO ELECTED OFFICIALS**

**H.B. 49**

*Ralph Becker*

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT. THIS ACT DEFINES GIFTS AND PROHIBITS LEGISLATORS FROM RECEIVING CERTAIN GIFTS. THIS ACT REPEALS THE EXISTING SECTION GOVERNING GIFTS. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

### **SEAT BELT REQUIREMENTS**

**H.B. 50**

*Carol Spackman Moss*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY REPEALING AN EXCEPTION FOR SAFETY BELT USE WHEN ALL SEATING POSITIONS ARE OCCUPIED, read the first time by short title and referred to the Rules Committee.

**HISTORIC PRESERVATION IN GENERAL PLANS****H.B. 51***Ralph Becker*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND PROVISIONS RELATING TO COUNTIES. THE ACT ADDS HISTORIC PRESERVATION TO THE MATTERS THAT THE GENERAL PLAN OF A COUNTY OR MUNICIPALITY MAY PROVIDE FOR, read the first time by short title and referred to the Rules Committee.

**OPEN AND PUBLIC MEETINGS ACT****H.B. 52***Scott Daniels*

THIS ACT MODIFIES THE OPEN AND PUBLIC MEETINGS ACT BY ELIMINATING THE EXEMPTION FOR POLITICAL PARTY GROUPS, CAUCUS MEETINGS, CONFERENCE COMMITTEES, RULES COMMITTEES, AND SIFTING COMMITTEES. THIS ACT ELIMINATES THE 24-HOUR NOTICE REQUIREMENTS FOR THOSE MEETINGS WHEN THEY ARE HELD DURING AN ANNUAL GENERAL SESSION, SPECIAL SESSION, OR VETO OVERRIDE SESSION OF THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

**SCHOOL BUILDING SIZE LIMITATION****H.B. 53***David N. Cox*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ESTABLISHING MAXIMUM SIZE STANDARDS FOR SCHOOL BUILDINGS CONSTRUCTED BY SCHOOL DISTRICTS RECEIVING MONIES UNDER THE CAPITAL OUTLAY FOUNDATION PROGRAM, read the first time by short title and referred to the Rules Committee.

**SPECIAL DISTRICTS AND LOCAL DISTRICTS –  
ACQUISITION OF REAL PROPERTY****H.B. 54***Gregory H. Hughes*

THIS ACT ENACTS A PROVISION REQUIRING INDEPENDENT SPECIAL DISTRICTS AND LOCAL DISTRICTS TO OBTAIN APPROVAL FROM THE LEGISLATIVE BODY OF THE MUNICIPALITY OR COUNTY IN WHICH THE DISTRICT INTENDS TO ACQUIRE FEE SIMPLE TITLE TO REAL PROPERTY USED FOR EXPANSION OF THE DISTRICT'S

INFRASTRUCTURE OR OTHER FACILITIES, read the first time by short title and referred to the Rules Committee.

### **TOW TRUCK REQUIREMENTS**

**H.B. 55**

*James R. Gowans*

THIS ACT MODIFIES THE TRANSPORTATION CODE BY ADDING A DEFINITION OF TOW TRUCK SERVICE WHICH INCLUDES RECOVERY FUNCTIONS AND RELATED OPERATIONS. THIS ACT REPLACES THE WORD "TOWING" WITH "TOW TRUCK SERVICE" FOR PURPOSES OF CHARGES AN OWNER IS RESPONSIBLE FOR PAYING. THE ACT ALSO USES THIS DEFINED PHRASE TO REQUIRE POSTING OF RATES BY A TOW TRUCK MOTOR CARRIER, AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO SET MAXIMUM RATES THAT MAY BE CHARGED FOR CERTAIN TOW TRUCK SERVICES BY ADMINISTRATIVE RULE, read the first time by short title and referred to the Rules Committee.

### **BOW HUNTER SAFETY**

**H.B. 56**

*Neil A. Hansen*

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW THE WILDLIFE BOARD TO REQUIRE A BOW HUNTER EDUCATION COURSE AS A PREREQUISITE FOR OBTAINING CERTAIN TYPES OF ARCHERY PERMITS, AND TO ALLOW THE WILDLIFE BOARD TO MAKE RULES IMPLEMENTING THIS PROVISION. THIS ACT ALLOWS THE WILDLIFE BOARD TO SET FEES FOR THE BOW HUNTER EDUCATION COURSE, read the first time by short title and referred to the Rules Committee.

### **EXPANSION OF PROTECTIVE ORDER**

**H.B. 57**

*LaWanna Lou Shurtliff*

THIS ACT MODIFIES BAIL REQUIREMENTS FOR VIOLATIONS OF PROTECTIVE ORDERS BY REQUIRING A JUDICIAL APPEARANCE BEFORE BAIL MAY BE POSTED BY A PERSON WHO IS ARRESTED FOR VIOLATING A PROTECTIVE ORDER, read the first time by short title and referred to the Rules Committee.

### **ADDITIONAL STATE RETIREMENT BENEFIT**

**H.B. 58**

*LaWanna Lou Shurtliff*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT AND INSURANCE BENEFIT ACT BY AUTHORIZING AN ADDITIONAL

RETIREMENT BENEFIT FOR CERTAIN RETIREES. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **OFF-HIGHWAY VEHICLE PROGRAM FUNDING**

**H.B. 59**

*Brent H. Goodfellow*

THIS ACT MODIFIES REVENUE AND TAXATION BY ELIMINATING THE \$850,000 LIMITATION ON THE ALLOCATION OF MOTOR FUEL TAX REVENUES TO THE OFF-HIGHWAY VEHICLE ACCOUNT. THIS ACT LEAVES IN PLACE THE .5% LIMITATION FOR ALLOCATIONS TO THAT ACCOUNT. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT ACT AMENDMENTS**

**H.B. 60**

*Neil A. Hansen*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT AND INSURANCE BENEFIT ACT BY INCLUDING OVERTIME IN THE CALCULATION OF COMPENSATION THAT IS USED TO DETERMINE THE DEFINED RETIREMENT BENEFIT OF MEMBERS OF THE PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **CANDIDATES NOT AFFILIATED WITH A PARTY**

**H.B. 61**

*Michael E. Noel*

THIS ACT MODIFIES THE ELECTION CODE BY MODIFYING THE REQUIREMENTS FOR A CERTIFICATE OF NOMINATION FOR CANDIDATES NOT AFFILIATED WITH A POLITICAL PARTY, read the first time by short title and referred to the Rules Committee.

### **EMERGENCY RESPONSE COSTS**

**H.B. 62**

*Brent H. Goodfellow*

THIS ACT MODIFIES THE UTAH CODE OF CRIMINAL PROCEDURE BY GIVING PUBLIC EMERGENCY RESPONSE AGENCIES A CIVIL CAUSE OF ACTION FOR EXPENSES OF AN EMERGENCY RESPONSE

AGAINST AN OFFENDER WHOSE CRIMINAL CONDUCT CAUSED THE INCIDENT, PROVIDING PROCEDURES FOR ESTABLISHING THE CLAIM, AND SPECIFYING A BEGINNING DATE FOR APPLICATION OF THESE PROVISIONS, read the first time by short title and referred to the Rules Committee.

### **CONCEALED WEAPON PERMIT**

**H.B. 63**

*Scott Daniels*

THIS ACT MODIFIES THE CONCEALED WEAPONS ACT BY INCREASING FEES AND ALLOWING FOR A WAIVER OF A CONCEALED WEAPONS PERMIT FEE FOR AN APPLICANT WHO FILES AN AFFIDAVIT OF IMPECUNIOUSITY. THE ACT REQUIRES THE DIVISION TO REVIEW ITS FEE STRUCTURE ANNUALLY WITH THE INTENT THAT THE COST OF ISSUING CONCEALED WEAPONS PERMITS SHALL BE REVENUE NEUTRAL. THE ACT HAS A JULY 1, 2003 EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **PUBLIC WATER SYSTEMS AMENDMENTS**

**H.B. 64**

*Roger E. Barrus*

THIS ACT MODIFIES THE SAFE DRINKING WATER ACT BY ALLOWING VOTERS IN A COUNTY, MUNICIPALITY, OR WATER DISTRICT THE OPTION TO VOTE TO ADD FLUORINE TO OR TO REMOVE FLUORINE FROM THE PUBLIC WATER SUPPLY, read the first time by short title and referred to the Rules Committee.

### **SOCIAL WORK LICENSING ACT AMENDMENTS**

**H.B. 65**

*Judy Ann Buffmire*

THIS ACT MODIFIES OCCUPATIONAL AND PROFESSIONAL LICENSING. THE ACT AMENDS THE SOCIAL WORKER LICENSING ACT. THE ACT CLARIFIES WHICH DEGREES ARE REQUIRED FOR LICENSURE AS A SOCIAL WORKER. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **COUNTY GENERAL FUND EXPENSES**

**H.B. 66**

*Brad L. Dee*

THIS ACT MODIFIES PROVISIONS RELATING TO MUNICIPAL-TYPE SERVICES PROVIDED BY COUNTIES. THE ACT EXTENDS TO SECOND

THROUGH SIXTH CLASS COUNTIES THE AUTHORITY TO PROVIDE FIRE, PARAMEDIC, AND POLICE PROTECTION SERVICES IN UNINCORPORATED AREAS OF THE COUNTY DESIGNATED AS RECREATIONAL AREAS AND TO PAY FOR THOSE SERVICES FROM THE COUNTY GENERAL FUND, read the first time by short title and referred to the Rules Committee.

**ELECTRONIC EQUIPMENT WASTE  
DISPOSAL AND RECYCLING ACT**

**H.B. 67**

*Ralph Becker*

THIS ACT MODIFIES THE ENVIRONMENTAL QUALITY CODE TO REQUIRE THE SOLID AND HAZARDOUS WASTE CONTROL BOARD, WITH REGARD TO ELECTRONIC EQUIPMENT WASTE, TO ESTABLISH AN EDUCATIONAL INITIATIVE THAT MEETS CERTAIN REQUIREMENTS AND TO MONITOR FEDERAL AND STATE ACTIVITIES. THE ACT PROVIDES FOR REPORTING TO THE LEGISLATURE. THE ACT DEFINES TERMS AND GRANTS RULEMAKING AUTHORITY, read the first time by short title and referred to the Rules Committee.

**SAFETY INSPECTION REQUIREMENT FOR SALVAGE VEHICLES**

**H.B. 68**

*Greg J. Curtis*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY REQUIRING SALVAGE VEHICLES TO PASS A SAFETY INSPECTION AT THE TIME OF APPLICATION FOR INITIAL REGISTRATION AS A SALVAGE VEHICLE. THE ACT PROVIDES THAT THE FREQUENCY OF SUBSEQUENT SAFETY INSPECTIONS IS BASED ON THE MODEL YEAR OF THE VEHICLE, read the first time by short title and referred to the Rules Committee.

**APPROPRIATION FOR SCHOOL DISTRICT  
IMPACTED BY FEE WAIVERS**

**H.B. 69**

*LaWanna Lou Shurtliff*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ALLOWING THE STATE BOARD OF EDUCATION TO DISTRIBUTE FUNDS TO CERTAIN SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS. THIS ACT ESTABLISHES CRITERIA FOR THE DISTRIBUTION OF THE FUNDS. THIS ACT PROVIDES AN ONGOING APPROPRIATION OF \$400,000 FROM THE UNIFORM SCHOOL FUND FOR

FISCAL YEAR 2003–04 TO THE STATE BOARD OF EDUCATION FOR DISTRIBUTION TO CERTAIN SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **ASSAULT AMENDMENTS**

#### **H.B. 70**

*Mike Thompson*

THIS ACT MODIFIES THE CRIMINAL CODE BY CLARIFYING THAT THE ELEMENTS OF THE OFFENSE OF ASSAULT MAY INCLUDE AN UNLAWFUL OR VIOLENT ACT THAT CREATES A SUBSTANTIAL RISK OF BODILY INJURY OR AN ACT THAT DOES CAUSE BODILY INJURY, read the first time by short title and referred to the Rules Committee.

### **STATE SPENDING LIMITATION AMENDMENTS**

#### **H.B. 71**

*Gregory H. Hughes*

THIS ACT MODIFIES THE SECTION GOVERNING APPROPRIATION LIMITS BY MODIFYING THE FORMULA USED TO CALCULATE THE AMOUNT OF THE APPROPRIATION LIMIT AND BY ESTABLISHING A NEW BASE YEAR, read the first time by short title and referred to the Rules Committee.

### **ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH INSURANCE PROGRAM**

#### **H.B. 72**

*David L. Hogue*

THIS ACT MODIFIES THE TOBACCO SETTLEMENT RESTRICTED ACCOUNT. THE ACT INCREASES THE APPROPRIATION FROM THE TOBACCO SETTLEMENT RESTRICTED ACCOUNT TO THE CHILDREN'S HEALTH INSURANCE PROGRAM BY \$1.5 MILLION. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **WITHHOLDING EXEMPTION FOR CERTAIN NONRESIDENT SHAREHOLDERS**

#### **H.B. 73**

*Gordon E. Snow*

THIS ACT MODIFIES PROVISIONS RELATING TO CORPORATE FRANCHISE AND INCOME TAXES AND INDIVIDUAL INCOME TAXES

TO PROVIDE THAT CERTAIN S CORPORATIONS EXEMPT FROM STATE CORPORATE FRANCHISE OR INCOME TAXES ARE EXEMPT FROM THE PAYMENT OR WITHHOLDING OF TAX ON BEHALF OF NONRESIDENT SHAREHOLDERS, TO APPLY CERTAIN PROVISIONS TO NONRESIDENT SHAREHOLDERS THAT ARE NOT INDIVIDUALS, AND TO MAKE TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **UNAUTHORIZED ENTRY ON SCHOOL BUS PROHIBITED**

**H.B. 74**

*Neal B. Hendrickson*

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING THAT ENTERING A SCHOOL BUS TO COMMIT A CRIME OR INTERFERE WITH THE DRIVER, OR REFUSING TO LEAVE A SCHOOL BUS UPON THE ORDER OF THE DRIVER, AND UNDER SPECIFIED CIRCUMSTANCES, IS A MISDEMEANOR. THIS ACT ALSO REQUIRES THAT EACH SCHOOL BUS BE POSTED WITH ENTRANCE SIGNS STATING THAT UNAUTHORIZED ENTRY OF A SCHOOL BUS IS A CRIMINAL OFFENSE, read the first time by short title and referred to the Rules Committee.

### **NONRESIDENT TUITION FOR HIGHER EDUCATION AMENDMENTS**

**H.B. 75**

*Loraine T. Pace*

THIS ACT MODIFIES THE STATE SYSTEM OF HIGHER EDUCATION CODE BY AMENDING THE DEFINITION OF A RESIDENT STUDENT FOR TUITION PURPOSES. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **TRUANCY AMENDMENTS**

**H.B. 76**

*Duane E. Bourdeaux*

THIS ACT CLARIFIES A PROVISION REGARDING PARENTAL RESPONSE IN TRUANCY SITUATIONS, read the first time by short title and referred to the Rules Committee.

### **HIGH SCHOOL GRADUATION REQUIREMENTS – FINANCIAL LITERACY**

**H.B. 77**

*David L. Hogue*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING THE STATE BOARD OF EDUCATION TO INCLUDE .5

UNITS OF FINANCIAL LITERACY CREDIT IN ITS GRADUATION REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

### **LIEN RECOVERY FUND – RATE OF INTEREST**

**H.B. 78**

*Gordon E. Snow*

THIS ACT MODIFIES THE LIEN RECOVERY FUND PROVISIONS OF THE LIENS CODE. THE ACT CHANGES THE SET INTEREST RATE TO THE CURRENT INTEREST RATE. THE ACT ALSO LIMITS THE AMOUNT OF ATTORNEY’S FEES TO 10% OF THE ORIGINAL JUDGEMENT, read the first time by short title and referred to the Rules Committee.

### **REGULATION OF AMATEUR RADIO ANTENNAS**

**H.B. 79**

*Neal B. Hendrickson*

THIS ACT ENACTS PROVISIONS PROHIBITING MUNICIPALITIES AND COUNTIES FROM ENACTING ORDINANCES THAT FAIL TO COMPLY WITH FEDERAL REGULATION REGARDING AMATEUR RADIO ANTENNAS. THE ACT REQUIRES ANY MUNICIPAL OR COUNTY ORDINANCE INVOLVING AMATEUR RADIO ANTENNAS TO ACCOMMODATE AMATEUR RADIO COMMUNICATIONS AND TO REPRESENT THE MINIMAL PRACTICABLE REGULATION TO ACCOMPLISH THE MUNICIPALITY OR COUNTY PURPOSE, read the first time by short title and referred to the Rules Committee.

### **SPECIAL SERVICE DISTRICT AMENDMENTS**

**H.B. 80**

*Eli H. Anderson*

THIS ACT MODIFIES PROVISIONS RELATING TO INDEPENDENT SPECIAL DISTRICTS TO AUTHORIZE SPECIAL SERVICE DISTRICTS TO PROVIDE EMERGENCY MEDICAL AND AMBULANCE SERVICES, read the first time by short title and referred to the Rules Committee.

### **COMPENSATION STUDY**

**H.B. 81**

*Ty McCartney*

THIS ACT ENACTS UNCODIFIED MATERIAL REQUIRING THE DEPARTMENT OF HUMAN RESOURCE MANAGEMENT TO CONDUCT A STUDY RELATED TO WHETHER OR NOT THE COMPENSATION PAID TO

PUBLIC EMPLOYEES DIFFERS BETWEEN GENDERS. THE ACT REQUIRES THE DEPARTMENT OF HUMAN RESOURCE MANAGEMENT TO REPORT TO THE BUSINESS AND LABOR INTERIM COMMITTEE DURING THE 2003 INTERIM. THIS ACT IS REPEALED DECEMBER 31, 2003, read the first time by short title and referred to the Rules Committee.

### **INITIATIVES – ONE SUBJECT REQUIREMENT**

**H.B. 82**

*J. Morgan Philpot*

THIS ACT MODIFIES STATUTES GOVERNING STATE AND LOCAL INITIATIVES BY ALLOWING THE LIEUTENANT GOVERNOR OR LOCAL CLERK TO REJECT AN INITIATIVE IF IT CONTAINS MORE THAN ONE SUBJECT OR IF IT FAILS TO CLEARLY EXPRESS THE SUBJECT OF THE PROPOSED LAW IN THE INITIATIVE'S TITLE, read the first time by short title and referred to the Rules Committee.

### **EDUCATION REPORTING REQUIREMENTS**

**H.B. 83**

*Rosalind J. McGee*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY REQUIRING REPORTING OF THE NUMBER OF CERTIFICATES OF EXEMPTION FROM SCHOOL ATTENDANCE ISSUED BY SCHOOL DISTRICTS FOR STUDENTS WHO ARE TAUGHT AT HOME, read the first time by short title and referred to the Rules Committee.

### **CHILD RESTRAINT SAFETY DEVICES**

**H.B. 84**

*Carol Spackman Moss*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING THE REQUIREMENT FOR USE OF A CHILD RESTRAINT DEVICE IN A MOTOR VEHICLE FROM A CHILD YOUNGER THAN FIVE, TO A CHILD EIGHT YEARS OF AGE OR AT LEAST 57 INCHES TALL, WHICHEVER OCCURS FIRST. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **HATE CRIMES AMENDMENTS**

**H.B. 85**

*David Litvack*

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING FOR ENHANCED PENALTIES DUE TO THE DEFENDANT'S SELECTION OF

THE VICTIM BECAUSE OF THE DEFENDANT'S BIAS OR PREJUDICE TOWARD A GROUP. THIS ACT ALSO DEFINES GROUP. THIS ACT PROVIDES THAT THE TRIER OF FACT MAY NOT BASE A FINDING THAT THE DEFENDANT ACTED BECAUSE OF A BIAS OR PREJUDICE SOLELY ON EVIDENCE OF A DEFENDANT'S MERE BELIEFS, ASSOCIATIONS, OR EXPRESSIONS. THIS ACT ALLOWS THE COURT TO IMPOSE ALTERNATIVE SENTENCING PROVISIONS IN CASES SUBJECT TO THE ENHANCED PENALTIES. THIS ACT REPEALS THE CURRENT STATE "HATE CRIMES" STATUTE, read the first time by short title and referred to the Rules Committee.

### **PUBLIC SCHOOL CHOICE ENROLLMENT**

**H.B. 86**

*Carol Spackman Moss*

THIS ACT MODIFIES PROVISIONS RELATING TO SCHOOL DISTRICTS BY EXTENDING THE APPLICATION PERIOD FOR ENROLLMENT IN A SCHOOL LOCATED OUTSIDE A STUDENT'S RESIDENT DISTRICT. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **CRIMINAL RESTITUTION AMENDMENTS**

**H.B. 163**

*Douglas C. Aagard*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE PROVISION THAT ALLOWS A VICTIM TO RECOVER RESTITUTION FOR WAGES LOST AS A RESULT OF A CRIME, TO INCLUDE CRIMES THAT DO NOT CAUSE PHYSICAL INJURY TO THE VICTIM, read the first time by short title and referred to the Rules Committee.

### **JAMES V. HANSEN HIGHWAY DESIGNATION**

**H.B. 164**

*Douglas C. Aagard*

THIS ACT MODIFIES THE TRANSPORTATION CODE BY DESIGNATING A SECTION OF ROUTE 89 BEGINNING AT THE FARMINGTON INTERCHANGE NORTH TO THE DAVIS AND WEBER COUNTY LINE AS THE JAMES V. HANSEN HIGHWAY. THIS ACT REQUIRES THE DEPARTMENT OF TRANSPORTATION TO MAKE THE DESIGNATION OF THIS HIGHWAY ON FUTURE STATE HIGHWAY MAPS, read the first time by short title and referred to the Rules Committee.

**REVISOR'S STATUTE****H.B. 165***Marda Dillree*

THIS ACT MODIFIES PARTS OF THE UTAH CODE TO MAKE TECHNICAL CORRECTIONS INCLUDING WORDING, CROSS REFERENCES, AND NUMBERING CHANGES, read the first time by short title and referred to the Rules Committee.

**PAYDAY LENDING****H.B. 166***Ty McCartney*

THIS ACT MODIFIES THE CHECK CASHING REGISTRATION ACT BY REQUIRING DEFERRED DEPOSIT LENDERS TO ALLOW BORROWERS TO MAKE PARTIAL PAYMENTS OR TO RESCIND THE LOAN BY THE NEXT BUSINESS DAY. THE ACT PROHIBITS A DEFERRED DEPOSIT LENDER FROM THREATENING TO USE OR USING THE CRIMINAL PROCESS TO COLLECT A LOAN, AND REQUIRES THE DEPARTMENT OF FINANCIAL INSTITUTIONS TO EXAMINE EVERY CHECK CASHER AT LEAST ONCE EVERY THREE YEARS., read the first time by short title and referred to the Rules Committee.

**CHILD SUPPORT COLLECTION FEE AMENDMENT****H.B. 167***Judy Ann Buffmire*

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT CLARIFIES THAT IN ADDITION TO THE CHILD SUPPORT AMOUNT PAID, THE OFFICE OF RECOVERY SERVICES ASSESSES A CHECK PROCESSING FEE AGAINST THE PAYOR. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**FILLING MIDTERM VACANCIES IN THE LEGISLATURE****H.B. 168***Ralph Becker*

THIS ACT MODIFIES PROVISIONS OF THE ELECTION CODE CONCERNING FILLING MIDTERM VACANCIES IN THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

**PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS****H.B. 169***David N. Cox*

THIS ACT MODIFIES PROVISIONS RELATED TO SCHOOL DISTRICTS TO PROVIDE A PROCESS FOR CREATING NEW SCHOOL

DISTRICTS. THE ACT PROVIDES FOR THE TRANSFER OF SCHOOL PROPERTY TO THE NEW SCHOOL DISTRICT, A TAX ON PROPERTY WITHIN THE NEW SCHOOL DISTRICT TO PAY FOR THE NEW DISTRICT'S PROPORTIONATE SHARE OF THE EXISTING DISTRICT'S DEBT, AND FOR THE ELECTION OF NEW SCHOOL BOARD MEMBERS. THE ACT TAKES EFFECT JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS**

#### **H.B. 170**

*David N. Cox*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY SPECIFYING CRITERIA FOR THE RECEIPT OF STATE SCHOOL BUILDING FUNDS FROM THE CAPITAL OUTLAY FOUNDATION PROGRAM AND THE AMOUNT OF MONEY A SCHOOL DISTRICT MAY RECEIVE. THIS ACT DIRECTS THE LEGISLATURE TO MAKE AN ANNUAL APPROPRIATION FOR THE CAPITAL OUTLAY FOUNDATION PROGRAM SUFFICIENT TO PROVIDE FULL FUNDING TO EACH SCHOOL DISTRICT QUALIFYING TO RECEIVE FUNDS. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **PAMELA ATKINSON HOMELESS TRUST ACCOUNT**

#### **H.B. 171**

*Martin R. Stephens*

THIS ACT MODIFIES PROVISIONS RELATED TO THE HOMELESS TRUST ACCOUNT BY RENAMING IT THE PAMELA ATKINSON HOMELESS TRUST ACCOUNT, read the first time by short title and referred to the Rules Committee.

### **BACKGROUND INVESTIGATIONS OF PEACE OFFICER CANDIDATES**

#### **H.B. 172**

*Loraine T. Pace*

AN ACT MODIFYING THE PUBLIC SAFETY CODE BY ADDING PROVISIONS REGARDING THOROUGH BACKGROUND INVESTIGATIONS OF APPLICANTS TO BE LAW ENFORCEMENT OFFICERS OR TO BE ACCEPTED AT AN OFFICER TRAINING ACADEMY. THIS ACT PROVIDES THAT EMPLOYERS OF THE APPLICANT ARE TO PROVIDE EMPLOYMENT HISTORY TO THE LAW ENFORCEMENT AGENCY OR ACADEMY IF THE PROCEDURES REQUIRED IN THIS ACT

ARE FOLLOWED. THIS ACT ALSO PROTECTS EMPLOYERS FROM CIVIL LIABILITY IF THEY PROVIDE BACKGROUND INFORMATION TO THE LAW ENFORCEMENT AGENCY OR ACADEMY. THE ACT REQUIRES THAT THE INFORMATION BE CONFIDENTIAL, AND LIMITS USE BY LAW ENFORCEMENT AGENCIES AND TRAINING ACADEMIES. THIS ACT ALSO PROVIDES FOR AN IMPLEMENTATION DATE FOR THESE PROVISIONS, read the first time by short title and referred to the Rules Committee.

### **MOTOR VEHICLE OPERATOR FLEEING A PEACE OFFICER**

**H.B. 173**

*Ty McCartney*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY CLARIFYING THE FLEEING FROM A PEACE OFFICER PROVISIONS. THIS ACT CLARIFIES THAT AFTER A SIGNAL FROM A PEACE OFFICER TO STOP A VEHICLE, A SEPARATE OFFENSE EXISTS FOR EITHER OPERATING A VEHICLE IN WILLFUL DISREGARD OF THE SIGNAL WHILE ENDANGERING OTHERS OR FOR ATTEMPTING TO FLEE A PEACE OFFICER, read the first time by short title and referred to the Rules Committee.

### **UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS**

**H.B. 174**

*Ty McCartney*

THIS ACT MODIFIES TITLE 35A, CHAPTER 4, EMPLOYMENT SECURITY ACT, BY MAKING CERTAIN TECHNICAL CORRECTIONS AND MOVING THE CRIMINAL PENALTIES PROVISIONS FOR VIOLATING THE ACT FROM TITLE 35A, CHAPTER 4, TO TITLE 76, CHAPTER 8, OFFENSES AGAINST THE ADMINISTRATION OF GOVERNMENT, IN THE UTAH CRIMINAL CODE, read the first time by short title and referred to the Rules Committee.

### **MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR**

**H.B. 175**

*Lorraine T. Pace*

THIS ACT MODIFIES PROVISIONS RELATING TO NOTARIES PUBLIC BY TRANSFERRING THE ADMINISTRATION OF THE NOTARIES PUBLIC REFORM ACT FROM THE DIVISION OF CORPORATIONS AND COMMERCIAL CODE TO THE LIEUTENANT GOVERNOR. THE ACT DESIGNATES THE MONEY COLLECTED UNDER THE NOTARIES PUBLIC REFORM ACT AS A RESTRICTED ACCOUNT, read the first time by short title and referred to the Rules Committee.

**TERMINATION OF PARENTAL RIGHTS****H.B. 176***Mike Thompson*

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT AMENDS SECTION 78-3A-415 MAKING IT APPLICABLE TO ALL JUVENILE COURT PROCEEDINGS INVOLVING PARENTS OR MINORS AS WELL AS ANY PROCEEDING INVOLVING THE DIVISION OF CHILD AND FAMILY SERVICES, read the first time by short title and referred to the Rules Committee.

**USE OF SCHOOL TRUST LAND MONIES****H.B. 177***David N. Cox*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY PROVIDING THAT THE PORTION OF THE UNIFORM SCHOOL FUND CONSISTING OF THE INTEREST AND DIVIDENDS ON THE STATE SCHOOL FUND SHALL BE USED FOR THE SCHOOL LAND TRUST PROGRAM AND THE CAPITAL OUTLAY FOUNDATION PROGRAM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**FIREARMS AMENDMENTS****H.B. 178***Ty McCartney*

THIS ACT MODIFIES PROVISIONS RELATED TO WEAPONS BY EXPANDING THE RESTRICTIONS ON THE PURCHASE OF FIREARMS BY CATEGORY I RESTRICTED PERSONS, read the first time by short title and referred to the Rules Committee.

**IMPOUNDING UNINSURED MOTORIST VEHICLE****H.B. 179***Chad E. Bennion*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO REQUIRE AN UNINSURED VEHICLE THAT IS INVOLVED IN AN ACCIDENT TO BE IMPOUNDED BY THE INVESTIGATING PEACE OFFICER. THIS ACT MAKES EVIDENCE OF CURRENT INSURANCE A PREREQUISITE TO THE RELEASE OF THE VEHICLE BY THE MOTOR VEHICLE DIVISION, read the first time by short title and referred to the Rules Committee.

**TRAUMA REGISTRY DATA****H.B. 180***Sheryl L. Allen*

THIS ACT AMENDS THE HEALTH CODE. THE ACT EXTENDS THE PERIOD OF TIME IN WHICH A HOSPITAL MUST SUBMIT TRAUMA DATA

TO THE STATE HEALTH DEPARTMENT TRAUMA REGISTRY FROM JULY 1, 2003 TO DECEMBER 31, 2006, read the first time by short title and referred to the Rules Committee.

### **SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS**

**H.B. 181**

*Sheryl L. Allen*

THIS ACT MODIFIES THE INSURANCE CODE. THE ACT AMENDS PROVISIONS RELATED TO, read the first time by short title and referred to the Rules Committee.

### **AIR CONSERVATION ACT AMENDMENTS**

**H.B. 182**

*Michael T. Morley*

THIS ACT MODIFIES THE PENALTIES PROVISION OF THE AIR CONSERVATION ACT BY MAKING A KNOWING VIOLATION OF ASBESTOS WORK PRACTICES A THIRD DEGREE FELONY. THE ACT ALSO MAKES CERTAIN TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **INDIVIDUAL INCOME TAX AMENDMENTS**

**H.B. 183**

*Patricia W. Jones*

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT TO MODIFY THE PERSONAL EXEMPTION AMOUNT THAT A TAXPAYER IS REQUIRED TO ADD TO FEDERAL TAXABLE INCOME. THE ACT MAKES TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **SCHOOL CONTRACTS OF EMPLOYMENT**

**H.B. 184**

*James A. Ferrin*

THIS ACT MODIFIES PROVISIONS OF THE STATE SYSTEM OF PUBLIC EDUCATION CODE RELATING TO EMPLOYEE CONTRACTS. THIS ACT PROSPECTIVELY AUTHORIZES A LOCAL SCHOOL BOARD TO NEGOTIATE INDIVIDUAL CONTRACTS OF EMPLOYMENT AND PROVIDE FOR EMPLOYMENT BENEFITS NOTWITHSTANDING THE PROVISIONS OF A CONTRACT ENTERED INTO WITH A LOCAL

EMPLOYEES' ASSOCIATION, read the first time by short title and referred to the Rules Committee.

### **USE OF PUBLIC EDUCATION MONIES**

**H.B. 185**

*Patricia W. Jones*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION BY APPROPRIATING AN ADDITIONAL \$80,000,000 FOR THE FISCAL YEAR BEGINNING JULY 1, 2003 AND AS AN ONGOING APPROPRIATION, TO THE STATE BOARD OF EDUCATION FOR THE INTERVENTIONS FOR STUDENT SUCCESS BLOCK GRANT PROGRAM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **ELEMENTARY SCHOOL VENDING MACHINE SALES**

**H.B. 186**

*Patricia W. Jones*

THIS ACT AMENDS THE STATE SYSTEM OF PUBLIC EDUCATION. THE ACT PROVIDES THAT AFTER A CERTAIN TIME PERIOD ELEMENTARY SCHOOLS MAY SELL ONLY CERTAIN FOOD PRODUCTS THROUGH VENDING MACHINES ON PREMISES ACCESSIBLE TO STUDENTS, read the first time by short title and referred to the Rules Committee.

### **CAMPAIGN CONTRIBUTION RESTRICTIONS**

**H.B. 187**

*Neil A. Hansen*

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT TO PROHIBIT CONTRIBUTIONS TO THE GOVERNOR DURING A LEGISLATIVE SESSION OR DURING THE TIME PERIOD ESTABLISHED FOR THE GOVERNOR TO APPROVE OR VETO BILLS PASSED BY THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

### **STATE PARK FEE AMENDMENTS**

**H.B. 188**

*Bradley T. Johnson*

THIS ACT MODIFIES THE NATURAL RESOURCES CODE BY DELETING PROVISIONS THAT ALLOW CITIZENS OF THE STATE WHO ARE 62 YEARS OR OLDER ADMISSION TO STATE PARKS WITHOUT CHARGE, read the first time by short title and referred to the Rules Committee.

**LENDING LAW AMENDMENTS****H.B. 189***Wayne A. Harper*

THIS ACT MODIFIES THE FINANCIAL INSTITUTIONS CODE BY REQUIRING REGISTRATION OF TITLE LENDERS, REQUIRING PERSONS EXTENDING DEFERRED DEPOSIT LOANS AND TITLE LOANS TO PROVIDE DISCLOSURES TO CONSUMERS, AND PROVIDING GUIDELINES FOR DEFERRED DEPOSIT LOANS AND TITLE LOANS EXTENDED THROUGH THE INTERNET. THE ACT LIMITS ROLLOVERS FOR DEFERRED DEPOSIT LOANS, AND LIMITS THE TOTAL AMOUNTS AND INTEREST RATES FOR DEFERRED DEPOSIT LOANS AND TITLE LOANS. THE ACT MODIFIES THE UTAH RESIDENTIAL MORTGAGE PRACTICES ACT BY IMPOSING OPERATIONAL RESTRICTIONS ON HIGH-COST DWELLING LOANS, REQUIRING DISCLOSURES AND IMPOSING OPERATIONAL RESTRICTIONS ON PREPAYMENT PENALTIES, LENDING WITHOUT CONSIDERATION OF THE BORROWER'S REPAYMENT ABILITY, NEGATIVE AMORTIZATION, PAYMENTS TO HOME IMPROVEMENT CONTRACTS, LOAN REFINANCING, FINANCING INSURANCE PREMIUMS, ACCELERATION, THE AMOUNT OF LOANS, AND INCOMPLETE CONTRACTS. THE ACT PROVIDES METHODS FOR BORROWERS AND LENDERS TO REMEDY A BREACH. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**GUN SHOW BACKGROUND CHECK****H.B. 190***Scott Daniels*

THIS ACT MODIFIES PROVISIONS RELATED TO CRIMINAL BACKGROUND CHECKS FOR FIREARM PURCHASES. THE ACT REQUIRES A BACKGROUND CHECK FOR A FIREARM PURCHASE AT A GUN SHOW AND PROVIDES A CRIMINAL PENALTY, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS TO RACIAL PROFILING PROVISIONS****H.B. 191***Duane E. Bourdeaux*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY REMOVING THE REQUIREMENT FOR THE DEPARTMENT OF PUBLIC SAFETY TO MAINTAIN IN ITS DATABASE THE RACE AND GENDER OF EACH LAW ENFORCEMENT OFFICER WHO MAKES A DRIVER LICENSE OR STATE

IDENTIFICATION CARD STATUS CHECK, read the first time by short title and referred to the Rules Committee.

**OVERSIGHT OF UTAH CLIMATE CENTER  
BY UTAH STATE UNIVERSITY**

**H.B. 192**

*Ben C. Ferry*

THIS ACT MODIFIES THE STATE SYSTEM OF HIGHER EDUCATION CODE BY TRANSFERRING RESPONSIBILITY FOR THE UTAH CLIMATE CENTER FROM THE DEPARTMENT OF AGRICULTURE AND FOOD TO UTAH STATE UNIVERSITY. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**HISTORIC BUILDING REHABILITATION TAX CREDITS**

**H.B. 193**

*Chad E. Bennion*

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT AND CORPORATE FRANCHISE AND INCOME TAXES TO MODIFY THE CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX HISTORIC BUILDING REHABILITATION TAX CREDITS. THE ACT PROVIDES TAX CREDITS FOR COMMERCIAL CERTIFIED HISTORIC BUILDINGS AND COMMERCIAL QUALIFIED HISTORIC BUILDINGS. THE ACT DELETES A REQUIREMENT THAT A TAXPAYER RESIDE IN THE STATE TO BE ELIGIBLE FOR A TAX CREDIT. THIS ACT PROVIDES DEFINITIONS AND MAKES TECHNICAL CHANGES. THE ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

**SHERIFF CERTIFICATION REQUIREMENTS**

**H.B. 194**

*Joseph G. Murray*

THIS ACT MODIFIES CANDIDACY REQUIREMENTS FOR COUNTY SHERIFFS TO REQUIRE A CANDIDATE FOR COUNTY SHERIFF TO BE CERTIFIED AS A LAW ENFORCEMENT OFFICER WHEN FILING A DECLARATION OF CANDIDACY. THE ACT REQUIRES COUNTY CLERKS TO ENSURE THAT PERSONS FILING A DECLARATION OF CANDIDACY FOR COUNTY SHERIFF MEET THE QUALIFICATIONS FOR OFFICE. THE ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**ELECTION PROCESS FOR NONBINDING  
STATEWIDE OPINION QUESTION**

**H.B. 195**

*Sheryl L. Allen*

THIS ACT ESTABLISHES STATUTORY ELECTION PROCEDURES FOR SUBMITTING A NONBINDING OPINION QUESTION TO THE VOTERS OF UTAH. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE. THE SECTIONS IN THIS ACT ARE REPEALED ON JANUARY 1, 2005, read the first time by short title and referred to the Rules Committee.

**BICYCLE FACILITY STANDARDS**

**H.B. 196**

*Chad E. Bennion*

THIS ACT MODIFIES THE MOTOR VEHICLES CODE BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO ADOPT BY RULE, STANDARDS FOR THE DEVELOPMENT OF BICYCLE FACILITIES BY THE DEPARTMENT OF TRANSPORTATION AND LOCAL AUTHORITIES. THIS ACT CLARIFIES THAT TRAFFIC CONTROL DEVICE STANDARDS ADOPTED BY THE DEPARTMENT OF TRANSPORTATION ARE APPLICABLE ON ALL HIGHWAYS IN THE STATE. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**LICENSE PLATE FOR BOYS AND GIRLS CLUBS**

**H.B. 197**

*Chad E. Bennion*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY ADDING A BOYS AND GIRLS CLUBS OF AMERICA SPECIAL GROUP LICENSE PLATE TO PROVIDE FINANCIAL SUPPORT TO THE UTAH ALLIANCE OF BOYS AND GIRLS CLUBS, INC. THIS ACT REQUIRES APPLICANTS FOR THE NEW PLATE TO MAKE A \$25 ANNUAL DONATION TO THE UTAH ALLIANCE OF BOYS AND GIRLS CLUBS, INC. THIS ACT REQUIRES UTAH ALLIANCE OF BOYS AND GIRLS CLUBS, INC. TO PAY A \$6,000 FEE TO THE MOTOR VEHICLE DIVISION TO COVER STARTUP MATERIALS AND PROGRAMMING COSTS. THIS ACT EXEMPTS BOYS AND GIRLS CLUBS OF AMERICA SPECIAL GROUP LICENSE PLATES FROM A \$50 INITIAL SPECIAL GROUP LICENSE PLATE FEE AND FROM A \$10 RENEWAL SPECIAL GROUP LICENSE PLATE FEE. THIS ACT MAKES TECHNICAL CORRECTIONS. THIS ACT TAKES EFFECT ON OCTOBER 1, 2003. THIS ACT PROVIDES A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING REWORKING OF  
CENSUS DATA COLLECTION PROCEDURES**

**H.C.R. 1**

*Martin R. Stephens*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR STRONGLY URGES THE UNITED STATES CENSUS BUREAU TO REVIEW AND MODIFY THE CENSUS DATA COLLECTION PROCEDURES FOR THE 2010 CENSUS TO ACCOUNT FOR UNITED STATES CITIZENS WHO ARE LIVING OUT OF THE COUNTRY ON A TEMPORARY BASIS, read the first time by short title and referred to the Rules Committee.

**RESOLUTION RECOGNIZING RESOURCEFUL  
USE OF TECHNOLOGY IN THE CLASSROOM**

**H.C.R. 2**

*Gregory H. Hughes*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZING AUDIO ENHANCEMENT TECHNOLOGY AS AN IMPORTANT TOOL THAT CAN INCREASE THE QUALITY OF EDUCATION IN THE STATE OF UTAH, read the first time by short title and referred to the Rules Committee.

**RESOLUTION ON TUITION TAX CREDIT  
BALLOT OPINION QUESTION**

**H.C.R. 3**

*Sheryl L. Allen*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR DIRECTS THE LIEUTENANT GOVERNOR TO PLACE A NONBINDING OPINION QUESTION RELATING TO EDUCATION FUNDING THROUGH THE USE OF A TUITION TAX CREDIT TO A VOTE OF THE PEOPLE OF UTAH, read the first time by short title and referred to the Rules Committee.

**RESOLUTION APPROVING COMPENSATION  
OF IN-SESSION EMPLOYEES**

**H.J.R. 4**

*Merlynn T. Newbold*

THIS JOINT RESOLUTION OF THE LEGISLATURE FIXES THE COMPENSATION FOR LEGISLATIVE IN-SESSION EMPLOYEES FOR 2003. THIS RESOLUTION PROVIDES RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION –  
AMENDMENTS TO CERTAIN PROCESSES**

**H.J.R. 5**

*Marda Dillree*

THIS RESOLUTION MODIFIES JOINT RULES BY REQUIRING BILLS TO BE TRANSMITTED ELECTRONICALLY RATHER THAN IN HARD COPY AND BY CODIFYING EXISTING PRACTICE FOR REVISED FISCAL NOTES ON SUBSTITUTE BILLS AND AMENDMENTS TO BILLS THAT HAVE A SUBSTANTIAL FISCAL IMPACT. THIS RESOLUTION CLARIFIES THE DEFINITION OF “MIXED COMMITTEE.” THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION – LEGISLATIVE EXPENSES**

**H.J.R. 6**

*Marda Dillree*

THIS RESOLUTION MODIFIES JOINT RULES BY ELIMINATING THE SPECIAL LEGISLATIVE EXPENSES REQUIREMENT ESTABLISHED TO GOVERN LEGISLATIVE EXPENSES DURING THE 2002 WINTER OLYMPICS. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**RESOLUTION ON SPECIAL SESSIONS OF THE LEGISLATURE**

**H.J.R. 7**

*Chad E. Bennion*

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO AUTHORIZE THE LEGISLATURE TO CALL ITSELF INTO SESSION. THIS JOINT RESOLUTION AUTHORIZES THE GOVERNOR TO ADD LEGISLATIVE BUSINESS TO A SESSION CALLED BY THE LEGISLATURE AND AUTHORIZES THE LEGISLATURE TO ADD LEGISLATIVE BUSINESS TO A SESSION CALLED BY THE GOVERNOR. THE JOINT RESOLUTION REQUIRES ADVANCE NOTICE OF LEGISLATIVE BUSINESS IN A SESSION CONVENED BY EITHER THE GOVERNOR OR LEGISLATURE, WITH CERTAIN EXCEPTIONS. THE JOINT RESOLUTION PROHIBITS A SESSION TO BE CONVENED BY THE LEGISLATURE WITHIN A SPECIFIED PERIOD AFTER AN ANNUAL GENERAL SESSION. THE JOINT RESOLUTION LIMITS THE TOTAL NUMBER OF DAYS PER YEAR OF SESSIONS CONVENED BY THE LEGISLATURE. THIS JOINT RESOLUTION MAKES CONFORMING CHANGES AND CLARIFYING

CHANGES, DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO THE VOTERS, MAKES TECHNICAL CHANGES, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION – REPORT OF COMMITTEE VOTE**

**H.J.R. 8**

*Marda Dillree*

THIS RESOLUTION MODIFIES JOINT RULES GOVERNING JOINT COMMITTEES BY REQUIRING THAT THE CHAIR VERBALLY ANNOUNCE THE RESULT OF THE VOTE AND VERBALLY IDENTIFY EITHER THOSE MEMBERS WHO VOTED "YES" OR THOSE MEMBERS WHO VOTED "NO." THIS RESOLUTION ALLOWS DISSIDENTING COMMITTEE MEMBERS TO FILE A SEPARATE REPORT OR BE LISTED ON THE MAJORITY REPORT AS DISSIDENTERS. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**INTERIM RULES RESOLUTION – REPORT OF COMMITTEE VOTE**

**H.J.R. 9**

*Marda Dillree*

THIS RESOLUTION MODIFIES INTERIM RULES GOVERNING JOINT COMMITTEES BY REQUIRING THAT THE CHAIR VERBALLY ANNOUNCE THE RESULT OF THE VOTE AND VERBALLY IDENTIFY EITHER THOSE MEMBERS WHO VOTED "YES" OR THOSE MEMBERS WHO VOTED "NO." THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**HOUSE RULES RESOLUTION – STANDING COMMITTEE REVISION**

**H.R. 1**

*Ron Bigelow*

A RESOLUTION OF THE HOUSE OF REPRESENTATIVES REVISING HOUSE RULES BY CHANGING THE NAME OF A HOUSE STANDING COMMITTEE. THIS RESOLUTION HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**HOUSE RULES RESOLUTION –  
DUTIES OF CHIEF CLERK AMENDMENT**

**H.R. 2**

*J. Morgan Philpot*

THIS RESOLUTION MODIFIES HOUSE RULES GOVERNING THE CHIEF CLERK. THIS RESOLUTION MODIFIES CRITERIA FOR PAYING

CERTAIN IN-SESSION EMPLOYEES AND MODIFIES REQUIREMENTS GOVERNING PLACEMENT OF MATERIALS ON HOUSE MEMBERS' DESKS. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**HOUSE RULES RESOLUTION – REPORT OF COMMITTEE VOTE**

**H.R. 3**

*Marda Dillree*

THIS RESOLUTION MODIFIES HOUSE RULES GOVERNING COMMITTEES BY REQUIRING THAT THE CHAIR VERBALLY ANNOUNCE THE RESULT OF THE VOTE AND VERBALLY IDENTIFY EITHER THOSE MEMBERS WHO VOTED “YES” OR THOSE MEMBERS WHO VOTED “NO.” THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

\* \* \*

On motion of Representative Dillree, the House voted that legislators be given the opportunity to sign any prefiled bills, if permission is granted to do so by the Chief Sponsor.

On motion of Representative Jones, the House voted that the membership of the House Standing Committees, the membership of the Executive Appropriations Committee, the membership of the Joint Appropriations Subcommittees and the membership of the House Ethics Committee be printed upon the pages of the House Journal.

**STANDING COMMITTEES**

**Business and Labor**

Katherine M. Bryson, *Chair*

Brent D. Parker, *Vice Chair*

J. Stuart Adams

Craig W. Buttars

David Clark

Stephen Clark

Jim Dunnigan

Ben C. Ferry

Todd E. Kiser

Mike Morley

Jackie Biskupski

Carl W. Duckworth

Neil A. Hansen

**Education**

Margaret Dayton, *Chair*  
Merlynn T. Newbold, *Vice Chair*  
LaVar Christensen  
John Dougall  
James A. Ferrin  
Ann W. Hardy  
David L. Hogue  
Kory M. Holdaway  
Gregory H. Hughes  
Bradley T. Johnson  
Lorraine T. Pace  
James R. Gowans  
Brad King  
Carol Spackman Moss  
LaWanna Shurtliff

**Health and Human Services**

Mike Thompson, *Chair*  
Steven R. Mascaro, *Vice Chair*  
Calvin G. Bird  
D. Gregg Buxton  
Marda Dillree  
Brad Last  
Rebecca Lockhart  
Judy Ann Buffmire  
Patricia W. Jones  
David Litvack

**Public Utilities and Technology**

Stephen H. Urquhart, *Chair*  
Glenn A. Donnelson, *Vice Chair*  
Sheryl L. Allen  
Chad E. Bennion  
Greg J. Curtis  
Michael E. Noel  
Gordon E. Snow  
Michael R. Styler  
David Ure  
Ralph Becker  
Brent H. Goodfellow  
Ty McCartney

**Judiciary**

Ben C. Ferry, *Chair*  
J. Stuart Adams, *Vice Chair*  
Chad E. Bennion  
Katherine M. Bryson  
Greg J. Curtis  
Eric K. Hutchings  
Susan Lawrence  
Dana C. Love  
J. Morgan Philpot  
Mike Thompson  
Scott Daniels  
Neal B. Hendrickson  
Roz McGee

**Law Enforcement and Criminal Justice**

DeMar “Bud” Bowman, *Chair*  
Doug Aagard, *Vice Chair*  
LaVar Christensen  
Brad Dee  
Wayne A. Harper  
Mike Morley  
Brent D. Parker  
Peggy Wallace  
Duane Bourdeaux  
Patricia W. Jones  
David Litvack

**Natural Resources, Agriculture, and Environment**

Craig W. Buttars, *Chair*  
Darin G. Peterson, *Vice Chair*  
Roger E. Barrus  
David N. Cox  
Margaret Dayton  
Glenn A. Donnelson  
Bradley T. Johnson  
Michael E. Noel  
Michael R. Styler  
David Ure  
Stephen H. Urquhart  
Eli H. Anderson  
Jackie Biskupski  
James R. Gowans

**Transportation**

Joseph G. Murray, *Chair*  
Bradley A. Winn, *Vice Chair*  
Jeff Alexander  
Calvin G. Bird  
Don E. Bush  
David Clark  
John Dougall  
Jim Dunnigan  
Todd E. Kiser  
Rebecca Lockhart  
Brad King  
Ty McCartney  
Karen W. Morgan

**Government Operations**

James A. Ferrin, *Chair*  
Eric K. Hutchings, *Vice Chair*  
Doug Aagard  
Ron Bigelow  
DeMar “Bud” Bowman  
Don E. Bush  
Merlynn T. Newbold  
Lorraine T. Pace  
Neil A. Hansen  
Neal B. Hendrickson  
Roz McGee

**Political Subdivisions**

Kory M. Holdaway, *Chair*  
Roger E. Barrus, *Vice Chair*  
D. Gregg Buxton  
Brad Dee  
Ann W. Hardy  
David L. Hogue  
Joseph G. Murray  
Ralph Becker  
Duane Bourdeaux  
Carl W. Duckworth

**Revenue and Taxation**

Wayne A. Harper, *Chair*  
Stephen D. Clark, *Vice Chair*

Sheryl L. Allen  
Brad Last  
Susan Lawrence  
Darin G. Peterson  
J. Morgan Philpot  
Jack A. Seitz  
Gordon E. Snow  
Bradley A. Winn  
Eli H. Anderson  
Judy Ann Buffmire  
Scott Daniels  
Carol Spackman Moss

**Workforce Services and Community  
and Economic Development**

David N. Cox, *Chair*  
Peggy Wallace, *Vice Chair*  
Jeff Alexander  
Gregory H. Hughes  
Dana C. Love  
Steven R. Mascaro  
Brent H. Goodfellow  
Karen W. Morgan  
LaWanna Shurtliff

**Retirement and Independent Agencies**

David Clark, *Chair*  
Ann W. Hardy, *Vice Chair*  
Ron Bigelow  
James A. Ferrin  
Rebecca Lockhart  
Merlynn T. Newbold  
Eli H. Anderson  
Judy Ann Buffmire  
Neil A. Hansen

**Ethics**

Don E. Bush, *Co Chair*  
Ron Bigelow  
Bradley T. Johnson  
Jack A. Seitz  
LaWanna Shurtliff, *Co Chair*  
Duane Bourdeaux

Scott Daniels  
Karen Morgan

**Executive Appropriations Committee**

Rep. Ron Bigelow, *Chair*  
Rebecca Lockhart, *Vice Chair*  
Rep. Martin R. Stephens  
Rep. Greg J. Curtis  
Rep. Jeff Alexander  
Rep. Michael R. Styler  
Rep. Brent H. Goodfellow  
Rep. Brad King  
Rep. Karen W. Morgan  
Rep. Patricia W. Jones

**Capital Facilities and Administrative Services**

Rep. Loraine T. Pace, *Co Chair*  
Rep. Roger E. Barrus  
Rep. DeMar “Bud” Bowman  
Rep. D. Gregg Buxton  
Rep. David Clark  
Rep. Stephen D. Clark  
Rep. Wayne Harper  
Rep. Ralph Becker  
Rep. Brent H. Goodfellow

**Commerce and Revenue**

Rep. Chad E. Bennion, *Co Chair*  
Rep. Katherine M. Bryson  
Rep. Mike Morley  
Rep. J. Morgan Philpot  
Rep. Peggy Wallace  
Rep. Eli H. Anderson  
Rep. Ty McCartney

**Economic Development and Human Resources**

Rep. Sheryl L. Allen, *Co Chair*  
Rep. Greg Curtis  
Rep. Eric Hutchings  
Rep. Steven R. Mascaro  
Rep. Jackie Biskupski  
Rep. Carol Spackman Moss

**Executive Offices and Criminal Justice**

Rep. David L. Hogue, *Co Chair*  
Rep. Ron Bigelow  
Rep. Jim Dunnigan  
Rep. Brad Last  
Rep. Dana C. Love  
Rep. Scott Daniels  
Rep. Brad King

**Health and Human Services**

Rep. Jack Seitz, *Co Chair*  
Rep. J. Stuart Adams  
Rep. Calvin Bird  
Rep. Rebecca Lockhart  
Rep. Mike Thompson  
Rep. David Litvack  
Rep. Roz McGee

**Higher Education**

Rep. Bradley T. Johnson, *Co Chair*  
Rep. Margaret Dayton  
Rep. Brad Dee  
Rep. Kory M. Holdaway  
Rep. Gregory H. Hughes  
Rep. Susan Lawrence  
Rep. Stephen H. Urquhart  
Rep. Brad Winn  
Rep. Patricia W. Jones  
Rep. LaWanna "Lou" Shurtliff

**Natural Resources**

Rep. David Ure, *Co Chair*  
Rep. Craig W. Buttars  
Rep. Ben C. Ferry  
Rep. Michael Noel  
Rep. Brent D. Parker  
Rep. Darin G. Peterson  
Rep. Michael E. Styler  
Rep. Carl W. Duckworth  
Rep. James R. Gowans

**Public Education**

Rep. Gordon E. Snow, *Co Chair*

- Rep. Doug Aagard
- Rep. LaVar Christensen
- Rep. David N. Cox
- Rep. Marda Dillree
- Rep. Glenn L. Donnelson
- Rep. John Dougall
- Rep. James A. Ferrin
- Rep. Duane E. Bourdeaux
- Rep. Judy Ann Buffmire
- Rep. Karen W. Morgan

**Transportation, Environmental  
Quality and National Guard**

- Rep. Don E. Bush, *Co Chair*
- Rep. Jeff Alexander
- Rep. Ann C. Hardy
- Rep. Todd E. Kiser
- Rep. Joseph G. Murray
- Rep. Merlynn T. Newbold
- Rep. Neil A. Hansen
- Rep. Neal B. Hendrickson

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On motion of Representative Curtis, the House voted to saunter.

On motion of Representative Curtis, the House voted to cease to saunter.

Speaker Stephens introduced House staff and interns.

**RULES COMMITTEE REPORTS**

Mr. Speaker: January 20, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

- H.R. 1**                    House Rules Resolution – Standing Committee Revision  
(R. Bigelow)
- H.R. 2**                    House Rules Resolution – Duties of Chief Clerk  
Amendment (J. M. Philpot)
- H.R. 3**                    House Rules Resolution – Report of Committee Vote  
(M. Dillree)
- H.B. 7**                    Special Group License Plate Revisions (D. Hogue)

- H.B. 16** Equal Employment Opportunity – Technical Changes  
(E. Anderson)
- H.B. 23** Public Airport and Aeronautics Amendments (J. Murray)
- H.B. 24** Hazardous Waste Facilities Management Amendments  
(D. Cox)
- H.B. 25** Extension of Timing for Creating a Local District  
(D. Hogue)
- H.B. 29** Fees and Taxes on Oil and Gas (G. Snow)
- H.B. 30** Public Transit Districts Annexation Amendments  
(D. Cox)
- H.B. 33** Responsibilities of Legislative General Counsel  
(G. Curtis)
- H.B. 35** Consolidation of Child Welfare Reports (G. Hughes)
- H.B. 38** Division of Corporations Amendment (J. Gowans)
- H.B. 43** Reauthorization of Funding of State and County Health  
and Human Services Task Force (J. Seitz)
- H.B. 44** Substance Abuse and Mental Health Amendments  
(L. Pace)
- H.B. 165** Revisor’s Statute (M. Dillree)
- H.C.R. 1** Resolution Urging Reworking of Census Data Collection  
Procedures (M. Stephens)
- H.J.R. 4** Resolution Approving Compensation of In-session  
Employees (M. Newbold)
- H.J.R. 5** Joint Rules Resolution – Amendments to Certain  
Processes (M. Dillree)
- H.J.R. 6** Joint Rules Resolution – Legislative Expenses  
(M. Dillree)
- H.J.R. 8** Joint Rules Resolution – Report of Committee Vote  
(M. Dillree)
- H.J.R. 9** Interim Rules Resolution – Report of Committee Vote  
(M. Dillree)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker:

January 20, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

- H.B. 4** Viatical Settlements (B. Parker)  
**H.B. 12** Utah Optometry Practice Act Amendments (K. Bryson)  
**H.B. 48** Utah Construction Trade Licensing Act Amendments  
(S. Urquhart)  
**H.B. 78** Lien Recovery Fund – Rate of Interest (G. Snow)

**EDUCATION**

- H.B. 69** Appropriation for School District Impacted by Fee  
Waivers (L. Shurtliff)  
**H.B. 76** Truancy Amendments (D. Bourdeaux)  
**H.B. 184** School Contracts of Employment (J. Ferrin)  
**H.C.R. 2** Resolution Recognizing Resourceful Use of Technology  
in the Classroom (G. Hughes)

**GOVERNMENT OPERATIONS**

- H.B. 21** State Building Ownership Authority Recodification and  
Revision (N. Hansen)  
**H.B. 26** State General Obligation Bond Act (R. Bigelow)  
**H.B. 27** Budget Reserve Account Amendments (C. Butters)  
**H.B. 61** Candidates Not Affiliated with a Party (M. Noel)  
**H.B. 71** State Spending Limitation Amendments (G. Hughes)  
**H.B. 82** Initiatives – One Subject Requirement (J. M. Philpot)  
**H.B. 168** Filling Midterm Vacancies in the Legislature (R. Becker)  
**H.B. 187** Campaign Contribution Restrictions (N. Hansen)

**HEALTH AND HUMAN SERVICES**

- H.B. 5** Prohibition of Coercive Restraint Therapy  
(M. Thompson)  
**H.B. 34** Amendments to Child Welfare Legislative Oversight  
Panel and Open and Public Meetings (M. Morley)  
**H.B. 36** Accessible Housing (S. Mascaro)  
**H.B. 37** Eliminate Spend down Provision for Medicaid  
(R. Lockhart)  
**H.B. 41** Legislative Budgeting for Cola for Local Health  
Authorities (J. Seitz)  
**H.B. 65** Social Work Licensing Act Amendments (J. Buffmire)  
**H.B. 180** Trauma Registry Data (S. Allen)  
**H.B. 181** Security Requirements in Use of Social Security Numbers  
(S. Allen)

**JUDICIARY**

- H.B. 8**                    Seat Belt Enforcement Provisions (C. Moss)  
**H.B. 57**                    Expansion of Protective Order (L. Shurtliff)  
**H.B. 62**                    Emergency Response Costs (B. Goodfellow)  
**H.B. 178**                    Firearms Amendments (T. McCartney)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 47**                    Fire Prevention Amendments (J. Murray)  
**H.B. 74**                    Unauthorized Entry on School Bus Prohibited  
                                  (N. Hendrickson)  
**H.B. 172**                    Background Investigations of Peace Officer Candidates  
                                  (L. Pace)  
**H.B. 173**                    Motor Vehicle Operator Fleeing a Peace Officer  
                                  (T. McCartney)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 18**                    Dealers in Agricultural Products (C. Buttars)  
**H.B. 56**                    Bow Hunter Safety (N. Hansen)  
**H.B. 182**                    Air Conservation Act Amendments (M. Morley)  
**H.B. 188**                    State Park Fee Amendments (B. Johnson)

**POLITICAL SUBDIVISION**

- H.B. 51**                    Historic Preservation in General Plans (R. Becker)  
**H.B. 64**                    Public Water Systems Amendments (R. Barrus)  
**H.B. 79**                    Regulation of Amateur Radio Antennas (N. Hendrickson)

**PUBLIC UTILITIES AND TECHNOLOGY**

- H.B. 40**                    Protection of Nonpublic Personal Information  
                                  (D. Aagard)  
**H.B. 67**                    Electronic Equipment Waste Disposal and Recycling Act  
                                  (R. Becker)

**REVENUE AND TAXATION**

- H.B. 22**                    Property Tax Relief (W. Harper)  
**H.B. 28**                    Oil and Gas Severance Tax Amendments (G. Snow)  
**H.B. 73**                    Withholding Exemption for Certain Nonresident  
                                  Shareholders (G. Snow)  
**H.B. 177**                    Use of School Trust Land Monies (D. Cox)

**TRANSPORTATION**

- H.B. 13** Transportation Corridor Preservation Amendments  
(M. Dillree)
- H.B. 32** Vehicle Impound Fee for Driving Under the Influence  
Cases (J. Murray)
- H.B. 55** Tow Truck Requirements (J. Gowans)
- H.B. 59** Off-highway Vehicle Program Funding (B. Goodfellow)
- H.B. 68** Safety Inspection Requirement for Salvage Vehicles  
(G. Curtis)
- H.B. 164** James V. Hansen Highway Designation (D. Aagard)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC  
DEVELOPMENT**

- H.B. 14** Tourism Promotion Programs (S. Allen)
- H.B. 31** Workforce Services Overpayment Amendments  
(J. Alexander)
- H.B. 171** Pamela Atkinson Homeless Trust Account (M. Stephens)
- H.B. 174** Unemployment Insurance Fraud Amendments  
(T. McCartney)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**COMMITTEE OF THE WHOLE**

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of recognizing the Martin Luther King, Jr. holiday.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:10 p.m.

**INTRODUCTION OF BILLS****PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS****H.B. 87***Gordon E. Snow*

THIS ACT MODIFIES THE PROPERTY TAX ACT TO PROVIDE DEFINITIONS AND TO ADDRESS THE PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT PROVIDES AN EFFECTIVE DATE AND PROVIDES FOR RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

**PAYMENT OF REWARD UPON ARREST AND CONVICTION****H.B. 88***Dana C. Love*

THIS ACT MODIFIES THE CRIME VICTIMS RESTITUTION ACT BY PROVIDING THAT A DEFENDANT MAY BE REQUIRED TO REIMBURSE A PERSON WHO HAS PAID A REWARD FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF AN OFFENDER, read the first time by short title and referred to the Rules Committee.

**RENEWABLE ENERGY AMENDMENTS****H.B. 89***James R. Gowans*

THIS ACT MODIFIES THE PUBLIC UTILITIES TITLE TO ADDRESS PURCHASES OF POWER FROM INDEPENDENT ENERGY PRODUCERS AND TO ENACT THE RENEWABLE ENERGY ACT. THE ACT MODIFIES DEFINITIONS. THE ACT MODIFIES THE CHAPTER ADDRESSING SMALL POWER PRODUCTION AND COGENERATION FACILITIES AND INCLUDES RENEWABLE ENERGY PRODUCTION FACILITIES UNDER THAT CHAPTER. THE ACT ENACTS THE RENEWABLE ENERGY ACT WHICH PROVIDES FOR THE CREATION OF A RENEWABLE ENERGY PORTFOLIO STANDARD ESTABLISHED BY RULE BY THE COMMISSION. THE ACT PROVIDES FOR AN EXEMPTION FROM THE STANDARD, CRITERIA TO BE USED IN APPLYING THE STANDARD, REPORTING REQUIREMENTS, AND A PROCESS TO EVALUATE WHAT THE STANDARD SHOULD BE FOR YEARS BEGINNING WITH 2014. THE ACT CONTAINS PROVISIONS RELATED TO RENEWABLE ENERGY CONTRACTS AND THE RECOVERY OF JUST AND REASONABLE COSTS

ASSOCIATED WITH A RENEWABLE ENERGY CONTRACT. THE ACT ENCOURAGES CITIES OR TOWNS TO HAVE SIMILAR RENEWABLE ENERGY PRODUCTION STANDARDS AND REQUIRES CITIES OR TOWNS TO PROVIDE AN ANNUAL REPORT. THE ACT PROVIDES FOR FINES. THE ACT PROVIDES FOR USE OF PRIVATE AND STATE RENEWABLE ENERGY CREDITS TO SATISFY RENEWABLE ENERGY PORTFOLIO OBLIGATIONS. THE ACT AUTHORIZES THE UTAH ENERGY OFFICE TO ISSUE AND SELL STATE RENEWABLE ENERGY CREDITS. THE ACT CREATES THE RENEWABLE PORTFOLIO STANDARD RESTRICTED ACCOUNT. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS**

#### **H.B. 162**

*Jeff Alexander*

THIS ACT MODIFIES THE FINANCIAL INSTITUTIONS TITLE TO ADDRESS PROVISIONS RELATED TO CREDIT UNIONS AND MUTUAL ASSOCIATIONS AND TO MAKE TECHNICAL CHANGES. THE ACT ADDRESSES WHEN CERTAIN TAXABLE CREDIT UNIONS ARE PROHIBITED FROM ESTABLISHING NEW BRANCHES. THIS ACT ADDRESSES VOTING REQUIREMENTS FOR MUTUAL ASSOCIATIONS. THIS ACT MODIFIES DEFINITIONS. THE ACT ADDRESSES LOAN LIMITATIONS. THE ACT ADDRESSES CREDIT UNION SERVICE ORGANIZATIONS. THE ACT ADDRESSES MERGERS INVOLVING CREDIT UNIONS. THE ACT ADDRESSES OPERATIONS OF OUT-OF-STATE CREDIT UNIONS. THE ACT REPEALS CERTAIN PROVISIONS RELATED TO FIELDS OF MEMBERSHIP AND GRANDFATHERING AND MODIFIES OTHER PROVISIONS RELATED TO FIELDS OF MEMBERSHIP. THIS ACT PROVIDES FOR CREDIT UNIONS BECOMING TAXABLE CREDIT UNIONS. THIS ACT CREATES A PROGRAM UNDER WHICH A TAXABLE CREDIT UNION MAY ELECT TO PAY A COMPETITIVE EQUITY ASSESSMENT. THE ACT REQUIRES THE COMMISSIONER TO CONSIDER THE COMMUNITY REINVESTMENT RECORD OF TAXABLE CREDIT UNIONS PURSUANT TO CERTAIN GUIDELINES. THIS ACT REQUIRES TAXABLE CREDIT UNIONS TO DISCLOSE CERTAIN INFORMATION. THIS ACT MODIFIES CORPORATE FRANCHISE AND TAXABLE INCOME TAX PROVISIONS TO ADDRESS THE TAXATION OF CREDIT UNIONS, read the first time by short title and referred to the Rules Committee.

**EXECUTIVE APPROPRIATION  
COMMITTEE PROCESS AMENDMENTS**

**H.J.R. 1***James A. Ferrin*

THIS RESOLUTION MODIFIES JOINT RULES GOVERNING THE EXECUTIVE APPROPRIATIONS COMMITTEE BY ESTABLISHING A FORMULA THE COMMITTEE MUST USE TO CALCULATE THE TARGET BUDGET FOR THE NEXT FISCAL YEAR. THIS RESOLUTION TAKES EFFECT JANUARY 1, 2004, read the first time by short title and referred to the Rules Committee.

**THIRD READING CALENDAR**

**H.R. 1, HOUSE RULES RESOLUTION – STANDING COMMITTEE REVISION**, read the third time by short title and placed on its final passage.

**H.R. 1** then passed on the following roll call:

**Yeas, 58; Nays, 0; Absent or not voting, 17.**

**Voting in the affirmative were:** Representatives

|             |             |              |          |
|-------------|-------------|--------------|----------|
| Aagard      | Adams       | Alexander    | S. Allen |
| Barrus      | Becker      | Bennion      | Bigelow  |
| Bird        | Bowman      | Bush         | Buxton   |
| Christensen | D. Clark    | D. Cox       | Curtis   |
| Daniels     | Dayton      | Dee          | Dillree  |
| Donnelson   | Dougall     | Duckworth    | Dunnigan |
| Ferrin      | Ferry       | Goodfellow   | Gowans   |
| Hansen      | Hardy       | Harper       | Hogue    |
| Holdaway    | Hughes      | E. Hutchings | Jones    |
| King        | Kiser       | Last         | Lawrence |
| Love        | Mascaro     | McGee        | Morgan   |
| Morley      | Moss        | Murray       | Noel     |
| Pace        | Parker      | Peterson     | Philpot  |
| Shurtliff   | Styler      | Urquhart     | Wallace  |
| Winn        | M. Stephens |              |          |

**Absent or not voting were:** Representatives

|            |           |           |             |
|------------|-----------|-----------|-------------|
| Anderson   | Biskupski | Bourdeaux | Bryson      |
| Buffmire   | Buttars   | S. Clark  | Hendrickson |
| B. Johnson | Litvack   | Lockhart  | McCartney   |
| Newbold    | Seitz     | G. Snow   | Thompson    |
| Ure        |           |           |             |

**H.R. 1**, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

\* \* \*

**H.R. 3**, HOUSE RULES RESOLUTION – REPORT OF COMMITTEE VOTE, read the third time by short title and placed on its final passage.

**H.R. 3** then passed on the following roll call:

**Yeas, 62; Nays, 1; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|          |             |             |              |
|----------|-------------|-------------|--------------|
| Agard    | Adams       | Alexander   | S. Allen     |
| Anderson | Barrus      | Becker      | Bennion      |
| Bigelow  | Bird        | Bourdeaux   | Bowman       |
| Bush     | Buxton      | Christensen | D. Clark     |
| D. Cox   | Curtis      | Daniels     | Dayton       |
| Dee      | Dillree     | Donnelson   | Duckworth    |
| Dunnigan | Ferrin      | Ferry       | Goodfellow   |
| Hansen   | Hardy       | Harper      | Hendrickson  |
| Hogue    | Holdaway    | Hughes      | E. Hutchings |
| Jones    | King        | Kiser       | Last         |
| Lawrence | Lockhart    | Love        | Mascaro      |
| McGee    | Morgan      | Morley      | Moss         |
| Murray   | Newbold     | Noel        | Pace         |
| Parker   | Peterson    | Philpot     | Shurtliff    |
| G. Snow  | Styler      | Urquhart    | Wallace      |
| Winn     | M. Stephens |             |              |

**Voting in the negative was:** Representative

Dougall

**Absent or not voting were:** Representatives

|           |        |            |         |
|-----------|--------|------------|---------|
| Biskupski | Bryson | Buffmire   | Buttars |
| S. Clark  | Gowans | B. Johnson | Litvack |
| McCartney | Seitz  | Thompson   | Ure     |

**H.R. 3**, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

\* \* \*

**H.R. 2**, HOUSE RULES RESOLUTION – DUTIES OF CHIEF CLERK AMENDMENT, read the third time by short title and placed on its final passage.

**H.R. 2** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |          |             |              |
|-------------|----------|-------------|--------------|
| Aagard      | Adams    | Alexander   | S. Allen     |
| Anderson    | Barrus   | Becker      | Bennion      |
| Bigelow     | Bird     | Biskupski   | Bourdeaux    |
| Bowman      | Buffmire | Bush        | Buxton       |
| Christensen | D. Clark | D. Cox      | Curtis       |
| Daniels     | Dayton   | Dee         | Dillree      |
| Donnelson   | Dougall  | Duckworth   | Dunnigan     |
| Ferrin      | Ferry    | Goodfellow  | Gowans       |
| Hansen      | Hardy    | Harper      | Hendrickson  |
| Hogue       | Holdaway | Hughes      | E. Hutchings |
| B. Johnson  | Jones    | King        | Kiser        |
| Last        | Lawrence | Litvack     | Lockhart     |
| Love        | Mascaro  | McCartney   | McGee        |
| Morgan      | Morley   | Moss        | Murray       |
| Newbold     | Noel     | Pace        | Parker       |
| Peterson    | Philpot  | Shurtliff   | G. Snow      |
| Styler      | Thompson | Ure         | Urquhart     |
| Wallace     | Winn     | M. Stephens |              |

**Absent or not voting were:** Representatives

|        |         |          |       |
|--------|---------|----------|-------|
| Bryson | Buttars | S. Clark | Seitz |
|--------|---------|----------|-------|

**H.R. 2**, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move **H.J.R. 4** to the top of the Third Reading Calendar.

### THIRD READING CALENDAR

**H.J.R. 4**, RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES, read the third time by short title and placed on its final passage.

**H.J.R. 4** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |             |            |              |
|-------------|-------------|------------|--------------|
| Aagard      | Adams       | Alexander  | S. Allen     |
| Anderson    | Barrus      | Becker     | Bennion      |
| Bigelow     | Bird        | Biskupski  | Bourdeaux    |
| Bowman      | Buffmire    | Bush       | Buxton       |
| Christensen | D. Clark    | D. Cox     | Curtis       |
| Daniels     | Dayton      | Dee        | Dillree      |
| Donnelson   | Dougall     | Duckworth  | Dunnigan     |
| Ferrin      | Ferry       | Goodfellow | Gowans       |
| Hansen      | Hardy       | Harper     | Hendrickson  |
| Hogue       | Holdaway    | Hughes     | E. Hutchings |
| B. Johnson  | Jones       | King       | Kiser        |
| Last        | Lawrence    | Litvack    | Lockhart     |
| Love        | Mascaro     | McCartney  | Morgan       |
| Morley      | Moss        | Murray     | Newbold      |
| Noel        | Pace        | Parker     | Peterson     |
| Philpot     | Shurtliff   | G. Snow    | Styler       |
| Thompson    | Ure         | Urquhart   | Wallace      |
| Winn        | M. Stephens |            |              |

**Absent or not voting were:** Representatives

|        |         |          |       |
|--------|---------|----------|-------|
| Bryson | Buttars | S. Clark | McGee |
| Seitz  |         |          |       |

**H.J.R. 4** transmitted to the Senate for its consideration.

**COMMITTEE OF THE WHOLE**

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Chief Justice Christine Durham.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until January 21, 2003, at 10:00 a.m.

## SECOND DAY

\* \* \*

### MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Prayer by Celestial Bybee, Utah State University, Student Body President.

Pledge of Allegiance by Stephanie Randall, Intern for Representatives Pace and Buttars.

### INTRODUCTION OF BILLS

#### EQUIPMENT DEALER WARRANTY REIMBURSEMENT ACT

**H.B. 90**

*Darin G. Peterson*

THIS ACT MODIFIES PROVISIONS RELATED TO COMMERCIAL TRADE BY ENACTING THE UNIFORM EQUIPMENT DEALERS WARRANTY REIMBURSEMENT ACT. THE ACT DEFINES TERMS AND PROVIDES PROCEDURES FOR EQUIPMENT DEALERS TO SUBMIT WARRANTY REIMBURSEMENT CLAIMS TO SUPPLIERS. THE ACT PROVIDES FOR AUDITS OF A DEALER'S WARRANTY CLAIMS RECORDS. THE ACT PROVIDES CIVIL RELIEF FOR DEALERS AGAINST SUPPLIERS UNDER CERTAIN CIRCUMSTANCES RELATED TO WARRANTY CLAIMS, read the first time by short title and referred to the Rules Committee.

#### EXPANSION OF ACCESS TO FISH AND GAME OPPORTUNITIES

**H.B. 198**

*Stephen D. Clark*

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO EXPAND OPPORTUNITIES TO CERTAIN PERSONS TO ENGAGE IN HUNTING AND FISHING RELATED ACTIVITIES, read the first time by short title and referred to the Rules Committee.

#### LINE-OF-DUTY DEATH BENEFIT

**H.B. 199**

*Ron Bigelow*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT AND INSURANCE BENEFIT ACT BY ALLOWING THE PUBLIC EMPLOYEES'

BENEFIT AND INSURANCE PROGRAM TO PROVIDE EMPLOYEE LINE-OF-DUTY DEATH BENEFIT COVERAGE AS PART OF THE GROUP LIFE INSURANCE PROGRAM INSTEAD OF PURCHASING THE COVERAGE. THIS ACT PROVIDES AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **PROPERTY TAX – INTEREST RATE ON DEFERRED TAXES**

**H.B. 200**

*F. LaVar Christensen*

THIS ACT MODIFIES THE PROPERTY TAX ACT TO ADDRESS THE INTEREST RATE IMPOSED ON CERTAIN DEFERRED PROPERTY TAXES. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JANUARY 1, 2004, read the first time by short title and referred to the Rules Committee.

### **JUDICIARY AMENDMENTS**

**H.B. 201**

*M. Susan Lawrence*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURES BY ALLOWING BAIL TO BE POSTED BY CREDIT AND DEBIT CARD IN ADDITION TO CASH AND WRITTEN UNDERTAKINGS, read the first time by short title and referred to the Rules Committee.

### **RESOLUTION URGING APPROVAL PROCESS REQUIRED BEFORE FEDERAL WILD AND SCENIC RIVER DESIGNATION**

**H.C.R. 6**

*Bradley T. Johnson*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES THE FEDERAL GOVERNMENT TO RECEIVE APPROVAL OF BOTH THE LEGISLATURE AND THE GOVERNOR PRIOR TO DESIGNATING A WILD AND SCENIC RIVER UNDER THE FEDERAL WILD AND SCENIC RIVER ACT, read the first time by short title and referred to the Rules Committee.

### **RESOLUTION REQUESTING STATE AGENCIES TO KEEP LEGISLATORS INFORMED**

**H.J.R. 2**

*David L. Hogue*

THIS JOINT RESOLUTION OF THE LEGISLATURE REQUESTS THAT ALL STATE AGENCIES NOTIFY LEGISLATORS OF ANY

AGENCY-RELATED EVENTS IMPACTING THEIR CONSTITUENTS AND TAKING PLACE WITHIN THEIR DISTRICTS, read the first time by short title and referred to the Rules Committee.

### **HOUSE RULES RESOLUTION – WITNESS OATHS**

#### **H.R. 4**

*Chad E. Bennion*

THIS RESOLUTION MODIFIES HOUSE RULES GOVERNING COMMITTEE RESPONSIBILITIES AND PUBLIC HEARINGS BY ALLOWING THE COMMITTEE CHAIR OR A MAJORITY OF THE COMMITTEE TO REQUIRE A WITNESS TO SWEAR OR AFFIRM AN OATH TO TELL THE TRUTH. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

### **COMMITTEE OF THE WHOLE**

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Congressman Chris Cannon.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

### **THIRD READING CALENDAR**

**H.B. 7, SPECIAL GROUP LICENSE PLATE REVISIONS**, read the third time by short title and placed on its final passage.

Representative Hogue proposed the following amendment:

1. Page 17, Lines 506–512:  
Delete all of lines 506 through 512
2. Page 17, Line 513:  
Delete “(5)” and insert “(4)”
3. Page 19, Line 565:  
After “(3)” delete “A” and insert “Beginning July 1, 2003, a”

Representative Hogue’s amendment passed on a voice vote.

###

Representative Dougall proposed the following amendment:

1. Page 1, Line 12:  
After “tax-exempt” insert “charitable”
2. Page 1, Line 13:  
After “start-up fee.” insert “This act allows a redesign fee to be established by the division for the redesign of special group license plates.”
3. Page 12, Line 348:  
Delete “501(c)” and insert “501(c)(3)”
4. Page 13, Line 373:  
After “redesigned” insert “: (a)unless the division receives a redesign fee established by the division under Section 63-38-3.2; and (b)”

Representative Dougall’s amendment passed on a voice vote.

**H.B. 7**, as amended, then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |              |            |          |
|------------|--------------|------------|----------|
| Aagard     | Adams        | S. Allen   | Anderson |
| Barrus     | Becker       | Bennion    | Bigelow  |
| Bird       | Biskupski    | Bourdeaux  | Bowman   |
| Bryson     | Buffmire     | Bush       | Buttars  |
| Buxton     | Christensen  | D. Clark   | S. Clark |
| D. Cox     | Curtis       | Daniels    | Dayton   |
| Dee        | Dillree      | Donnelson  | Dougall  |
| Duckworth  | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow | Gowans       | Hansen     | Hardy    |
| Harper     | Hendrickson  | Hogue      | Holdaway |
| Hughes     | E. Hutchings | B. Johnson | Jones    |
| King       | Kiser        | Last       | Lawrence |
| Litvack    | Lockhart     | Love       | Mascaro  |
| McCartney  | McGee        | Morgan     | Morley   |
| Moss       | Murray       | Newbold    | Noel     |
| Pace       | Parker       | Peterson   | Philpot  |
| Seitz      | Shurtliff    | G. Snow    | Styler   |
| Thompson   | Ure          | Urquhart   | Wallace  |
| Winn       | M. Stephens  |            |          |

**Absent or not voting was:** Representative Alexander

**H.B. 7**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 16**, EQUAL EMPLOYMENT OPPORTUNITY – TECHNICAL CHANGES, read the third time by short title and placed on its final passage.

**H.B. 16** then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |              |            |          |
|------------|--------------|------------|----------|
| Aagard     | Adams        | S. Allen   | Anderson |
| Barrus     | Becker       | Bennion    | Bigelow  |
| Bird       | Biskupski    | Bourdeaux  | Bowman   |
| Bryson     | Buffmire     | Bush       | Buttars  |
| Buxton     | Christensen  | D. Clark   | S. Clark |
| D. Cox     | Curtis       | Daniels    | Dayton   |
| Dee        | Dillree      | Donnelson  | Dougall  |
| Duckworth  | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow | Gowans       | Hansen     | Hardy    |
| Harper     | Hendrickson  | Hogue      | Holdaway |
| Hughes     | E. Hutchings | B. Johnson | Jones    |
| King       | Kiser        | Last       | Lawrence |
| Litvack    | Lockhart     | Love       | Mascaro  |
| McCartney  | McGee        | Morgan     | Morley   |
| Moss       | Murray       | Newbold    | Noel     |
| Pace       | Parker       | Peterson   | Philpot  |
| Seitz      | Shurtliff    | G. Snow    | Styler   |
| Thompson   | Ure          | Urquhart   | Wallace  |
| Winn       | M. Stephens  |            |          |

**Absent or not voting was:** Representative  
Alexander

**H.B. 16** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 23**, PUBLIC AIRPORT AND AERONAUTICS AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 23** then passed on the following roll call:

**Yeas, 72; Nays, 1; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Aagard     | Adams        | Alexander  | S. Allen    |
| Anderson   | Barrus       | Becker     | Bennion     |
| Bigelow    | Biskupski    | Bourdeaux  | Bowman      |
| Bryson     | Buffmire     | Bush       | Buttars     |
| Buxton     | Christensen  | D. Clark   | S. Clark    |
| D. Cox     | Curtis       | Daniels    | Dayton      |
| Dee        | Dillree      | Donnelson  | Dougall     |
| Duckworth  | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Lawrence   | Litvack     |
| Lockhart   | Love         | Mascaro    | McCartney   |
| Morgan     | Morley       | Moss       | Murray      |
| Newbold    | Noel         | Pace       | Parker      |
| Peterson   | Philpot      | Seitz      | Shurtliff   |
| G. Snow    | Styler       | Thompson   | Ure         |
| Urquhart   | Wallace      | Winn       | M. Stephens |

**Voting in the negative was:** Representative Bird

**Absent or not voting were:** Representatives Last, McGee

**H.B. 23** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 24, HAZARDOUS WASTE FACILITIES MANAGEMENT AMENDMENTS**, read the third time by short title and placed on its final passage.

Representative Cox proposed the following amendment:

1. Page 4, Line 105:  
After “petition with the” bracket “committee” and insert “board”
2. Page 4, Line 111:  
After “hearing as the” bracket “committee” and insert “board” and after “given, the” bracket “committee” and insert “board”

3. Page 4, Line 113:  
After “hearings, the” bracket “committee” and insert “board”
4. Page 4, Line 114:  
After “action of the” bracket “committee” and insert “board”
5. Page 4, Line 116:  
After “If the” bracket “committee” and insert “board”
6. Page 4, Line 119:  
At the beginning of line 119 bracket “committee” and insert “board”
7. Page 4, Line 120:  
After “remanded, the” bracket “committee” and insert “board”
8. Page 5, Line 123:  
After “otherwise, the” bracket “committee” and insert “board”
9. Page 7, Line 200:  
After “approval by the” bracket “committee” and insert “board”
10. Page 7, Line 212:  
After “authority, the” bracket “committee” and insert “board”

Representative Cox’s amendment passed on a voice vote.

**H.B. 24**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |              |             |           |
|----------|--------------|-------------|-----------|
| Aagard   | Adams        | Alexander   | S. Allen  |
| Anderson | Barrus       | Becker      | Bennion   |
| Bigelow  | Bird         | Biskupski   | Bourdeaux |
| Bowman   | Bryson       | Buffmire    | Bush      |
| Buttars  | Buxton       | Christensen | D. Clark  |
| S. Clark | D. Cox       | Curtis      | Daniels   |
| Dayton   | Dee          | Dillree     | Donnelson |
| Dougall  | Duckworth    | Dunnigan    | Ferrin    |
| Ferry    | Gowans       | Hansen      | Hardy     |
| Harper   | Hendrickson  | Hogue       | Holdaway  |
| Hughes   | E. Hutchings | B. Johnson  | Jones     |
| King     | Kiser        | Last        | Lawrence  |
| Litvack  | Lockhart     | Love        | Mascaro   |

|             |          |         |          |
|-------------|----------|---------|----------|
| McCartney   | Morgan   | Morley  | Moss     |
| Murray      | Newbold  | Noel    | Pace     |
| Parker      | Peterson | Philpot | Seitz    |
| Shurtliff   | G. Snow  | Styler  | Thompson |
| Ure         | Urquhart | Wallace | Winn     |
| M. Stephens |          |         |          |

**Absent or not voting were:** Representatives

Goodfellow            McGee

**H.B. 24**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 25**, EXTENSION OF TIMING FOR CREATING A LOCAL DISTRICT, read the third time by short title and placed on its final passage.

**H.B. 25** then passed on the following roll call:

**Yeas, 69; Nays, 2; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |           |              |            |
|----------|-----------|--------------|------------|
| Agard    | Adams     | Alexander    | S. Allen   |
| Anderson | Barrus    | Bennion      | Bigelow    |
| Bird     | Biskupski | Bourdeaux    | Bowman     |
| Bryson   | Buffmire  | Bush         | Buttars    |
| Buxton   | D. Clark  | S. Clark     | D. Cox     |
| Curtis   | Daniels   | Dayton       | Dee        |
| Dillree  | Donnelson | Dougall      | Duckworth  |
| Dunnigan | Ferrin    | Ferry        | Goodfellow |
| Gowans   | Hansen    | Hardy        | Harper     |
| Hogue    | Holdaway  | E. Hutchings | B. Johnson |
| Jones    | King      | Kiser        | Last       |
| Lawrence | Litvack   | Lockhart     | Love       |
| Mascaro  | McCartney | Morgan       | Morley     |
| Moss     | Murray    | Newbold      | Noel       |
| Pace     | Parker    | Peterson     | Philpot    |
| Seitz    | Shurtliff | G. Snow      | Styler     |
| Thompson | Ure       | Urquhart     | Wallace    |
| Winn     |           |              |            |

**Voting in the negative were:** Representatives

Christensen            M. Stephens

**Absent or not voting were:** Representatives

Becker                      Hendrickson                      Hughes                      McGee

**H.B. 25** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 29, FEES AND TAXES ON OIL AND GAS**, read the third time by short title and placed on its final passage.

On motion of Representative Snow, the House voted to circle **H.B. 29**.

\* \* \*

**H.B. 30, PUBLIC TRANSIT DISTRICTS ANNEXATION AMENDMENTS**, read the third time by short title and placed on its final passage.

**H.B. 30** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |            |              |            |
|-------------|------------|--------------|------------|
| Agard       | Adams      | Alexander    | S. Allen   |
| Anderson    | Barrus     | Becker       | Bennion    |
| Bigelow     | Bird       | Biskupski    | Bourdeaux  |
| Bowman      | Bryson     | Buffmire     | Bush       |
| Buttars     | Buxton     | Christensen  | D. Clark   |
| S. Clark    | D. Cox     | Curtis       | Daniels    |
| Dayton      | Dee        | Dillree      | Donnelson  |
| Dougall     | Duckworth  | Dunnigan     | Ferrin     |
| Ferry       | Goodfellow | Gowans       | Hansen     |
| Hardy       | Harper     | Hendrickson  | Hogue      |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson |
| Jones       | King       | Kiser        | Last       |
| Lawrence    | Litvack    | Love         | Mascaro    |
| McCartney   | Morgan     | Morley       | Moss       |
| Murray      | Newbold    | Noel         | Pace       |
| Parker      | Peterson   | Philpot      | Seitz      |
| Shurtliff   | G. Snow    | Styler       | Thompson   |
| Ure         | Urquhart   | Wallace      | Winn       |
| M. Stephens |            |              |            |

**Absent or not voting were:** Representatives

Lockhart                      McGee

**H.B. 30** transmitted to the Senate for its consideration.

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**H.B. 33, RESPONSIBILITIES OF LEGISLATIVE GENERAL COUNSEL,** read the third time by short title and placed on its final passage.

**H.B. 33** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Adams        | Alexander   | S. Allen  | Anderson   |
| Barrus       | Becker      | Bennion   | Bigelow    |
| Bird         | Biskupski   | Bourdeaux | Bowman     |
| Bryson       | Buffmire    | Bush      | Buttars    |
| Buxton       | Christensen | S. Clark  | D. Cox     |
| Curtis       | Daniels     | Dayton    | Dee        |
| Dillree      | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | Jones     | King       |
| Kiser        | Last        | Lawrence  | Litvack    |
| Lockhart     | Love        | Mascaro   | McCartney  |
| Morgan       | Morley      | Moss      | Murray     |
| Newbold      | Noel        | Pace      | Parker     |
| Peterson     | Philpot     | Seitz     | Shurtliff  |
| G. Snow      | Styler      | Thompson  | Ure        |
| Urquhart     | Winn        |           |            |

**Absent or not voting were:** Representatives

|             |          |       |         |
|-------------|----------|-------|---------|
| Aagard      | D. Clark | McGee | Wallace |
| M. Stephens |          |       |         |

**H.B. 33** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 35, CONSOLIDATION OF CHILD WELFARE REPORTS,** read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 35.**

\* \* \*

**H.B. 38, DIVISION OF CORPORATIONS AMENDMENT**, read the third time by short title and placed on its final passage.

**H.B. 38** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Aagard       | Adams      | Alexander   | S. Allen  |
| Anderson     | Barrus     | Becker      | Bennion   |
| Bigelow      | Bird       | Biskupski   | Bourdeaux |
| Bowman       | Bryson     | Buffmire    | Bush      |
| Buttars      | Buxton     | Christensen | D. Clark  |
| S. Clark     | D. Cox     | Daniels     | Dayton    |
| Dee          | Dillree    | Donnelson   | Dougall   |
| Duckworth    | Dunnigan   | Ferrin      | Ferry     |
| Gowans       | Hansen     | Hardy       | Harper    |
| Hendrickson  | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Litvack   |
| Lockhart     | Love       | Mascaro     | McCartney |
| McGee        | Morgan     | Morley      | Moss      |
| Murray       | Newbold    | Noel        | Pace      |
| Parker       | Peterson   | Philpot     | Seitz     |
| Shurtliff    | G. Snow    | Styler      | Thompson  |
| Ure          | Urquhart   | Wallace     | Winn      |
| M. Stephens  |            |             |           |

**Absent or not voting were:** Representatives

|        |            |
|--------|------------|
| Curtis | Goodfellow |
|--------|------------|

**H.B. 38** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 43, REAUTHORIZATION OF FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES TASK FORCE**, read the third time by short title and placed on its final passage.

**H.B. 43** then passed on the following roll call:

**Yeas, 62; Nays, 12; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Agard     | Adams        | Alexander  | S. Allen    |
| Anderson  | Becker       | Bigelow    | Biskupski   |
| Bourdeaux | Bowman       | Bryson     | Buffmire    |
| Bush      | Buttars      | Buxton     | Christensen |
| D. Clark  | S. Clark     | D. Cox     | Curtis      |
| Daniels   | Dee          | Dillree    | Duckworth   |
| Dunnigan  | Ferry        | Gowans     | Hansen      |
| Hardy     | Hendrickson  | Hogue      | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson | Jones       |
| King      | Kiser        | Last       | Lawrence    |
| Litvack   | Lockhart     | Love       | McCartney   |
| McGee     | Morgan       | Moss       | Murray      |
| Newbold   | Noel         | Pace       | Parker      |
| Peterson  | Seitz        | Shurtliff  | G. Snow     |
| Styler    | Ure          | Urquhart   | Wallace     |
| Winn      | M. Stephens  |            |             |

**Voting in the negative were:** Representatives

|           |         |         |          |
|-----------|---------|---------|----------|
| Barrus    | Bennion | Bird    | Dayton   |
| Donnelson | Dougall | Ferrin  | Harper   |
| Mascaro   | Morley  | Philpot | Thompson |

**Absent or not voting was:** Representative

Goodfellow

**H.B. 43** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 44**, SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 44** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Agard    | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |

|              |            |           |            |
|--------------|------------|-----------|------------|
| S. Clark     | D. Cox     | Curtis    | Dayton     |
| Dee          | Dillree    | Donnelson | Dougall    |
| Duckworth    | Dunnigan   | Ferry     | Goodfellow |
| Gowans       | Hansen     | Hardy     | Harper     |
| Hendrickson  | Hogue      | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson | Jones     | King       |
| Kiser        | Last       | Lawrence  | Litvack    |
| Lockhart     | Love       | Mascaro   | McCartney  |
| McGee        | Morgan     | Morley    | Moss       |
| Murray       | Newbold    | Noel      | Pace       |
| Parker       | Peterson   | Philpot   | Seitz      |
| Shurtliff    | G. Snow    | Styler    | Thompson   |
| Ure          | Urquhart   | Wallace   | Winn       |

**Absent or not voting were:** Representatives

Daniels                      Ferrin                      M. Stephens

**H.B. 44** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 165**, REVISOR'S STATUTE, read the third time by short title and placed on its final passage.

**H.B. 165** then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Agard      | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Curtis      | Daniels   |
| Dayton     | Dee          | Dillree     | Donnelson |
| Dougall    | Duckworth    | Dunnigan    | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Lockhart     | Love        | Mascaro   |
| McCartney  | McGee        | Morgan      | Morley    |

|          |             |          |         |
|----------|-------------|----------|---------|
| Moss     | Murray      | Newbold  | Noel    |
| Pace     | Parker      | Peterson | Philpot |
| Seitz    | Shurtliff   | G. Snow  | Styler  |
| Thompson | Ure         | Urquhart | Wallace |
| Winn     | M. Stephens |          |         |

**Absent or not voting was:** Representative Ferrin

**H.B. 165** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 1**, RESOLUTION URGING REWORKING OF CENSUS DATA COLLECTION PROCEDURES, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.C.R. 1**.

\* \* \*

**H.J.R. 5**, JOINT RULES RESOLUTION – AMENDMENTS TO CERTAIN PROCESSES, read the third time by short title and placed on its final passage.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 11:25 p.m.

Speaker Stephens called the House to order at 11:30 p.m.

### UNFINISHED BUSINESS

**H.J.R. 5**, JOINT RULES RESOLUTION – AMENDMENTS TO CERTAIN PROCESSES, was before the House on its final passage.

**H.J.R. 5** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |         |          |             |
|-----------|---------|----------|-------------|
| Aagard    | Adams   | S. Allen | Anderson    |
| Barrus    | Becker  | Bird     | Biskupski   |
| Bourdeaux | Bowman  | Bryson   | Buffmire    |
| Bush      | Buttars | Buxton   | Christensen |

|           |              |            |           |
|-----------|--------------|------------|-----------|
| D. Clark  | D. Cox       | Curtis     | Daniels   |
| Dayton    | Dee          | Dillree    | Donnelson |
| Dougall   | Duckworth    | Dunnigan   | Ferrin    |
| Ferry     | Goodfellow   | Hansen     | Hardy     |
| Harper    | Hendrickson  | Hogue      | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson | Jones     |
| King      | Kiser        | Last       | Lawrence  |
| Litvack   | Lockhart     | Love       | Mascaro   |
| McCartney | McGee        | Morgan     | Morley    |
| Moss      | Murray       | Newbold    | Noel      |
| Pace      | Parker       | Peterson   | Philpot   |
| Seitz     | Shurtliff    | G. Snow    | Styler    |
| Thompson  | Ure          | Urquhart   | Wallace   |
| Winn      | M. Stephens  |            |           |

**Absent or not voting were:** Representatives

|           |         |         |          |
|-----------|---------|---------|----------|
| Alexander | Bennion | Bigelow | S. Clark |
| Gowans    |         |         |          |

**H.J.R. 5** transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.J.R. 6**, JOINT RULES RESOLUTION – LEGISLATIVE EXPENSES, read the third time by short title and placed on its final passage.

**H.J.R. 6** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Aagard    | Adams        | S. Allen   | Anderson    |
| Barrus    | Becker       | Bird       | Biskupski   |
| Bourdeaux | Bowman       | Bryson     | Buffmire    |
| Bush      | Buttars      | Buxton     | Christensen |
| D. Clark  | D. Cox       | Curtis     | Daniels     |
| Dayton    | Dee          | Dillree    | Donnelson   |
| Dougall   | Duckworth    | Dunnigan   | Ferrin      |
| Ferry     | Goodfellow   | Hansen     | Hardy       |
| Harper    | Hendrickson  | Hogue      | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson | Jones       |
| King      | Kiser        | Last       | Lawrence    |
| Litvack   | Lockhart     | Love       | Mascaro     |

|             |          |          |          |
|-------------|----------|----------|----------|
| McCartney   | McGee    | Morgan   | Morley   |
| Moss        | Murray   | Newbold  | Noel     |
| Pace        | Parker   | Peterson | Philpot  |
| Shurtliff   | G. Snow  | Styler   | Thompson |
| Ure         | Urquhart | Wallace  | Winn     |
| M. Stephens |          |          |          |

**Absent or not voting were:** Representatives

|           |         |         |          |
|-----------|---------|---------|----------|
| Alexander | Bennion | Bigelow | S. Clark |
| Gowans    | Seitz   |         |          |

**H.J.R. 6** transmitted to the Senate for its consideration.

\* \* \*

**H.J.R. 8**, JOINT RULES RESOLUTION – REPORT OF COMMITTEE, read the third time by short title and placed on its final passage.

**H.J.R. 8** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Aagard      | Adams       | S. Allen     | Anderson   |
| Barrus      | Becker      | Bigelow      | Bird       |
| Biskupski   | Bourdeaux   | Bowman       | Bryson     |
| Buffmire    | Bush        | Buttars      | Buxton     |
| Christensen | D. Clark    | D. Cox       | Curtis     |
| Daniels     | Dayton      | Dee          | Dillree    |
| Donnelson   | Duckworth   | Dunnigan     | Ferrin     |
| Ferry       | Goodfellow  | Gowans       | Hansen     |
| Hardy       | Harper      | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | King        | Kiser        | Last       |
| Lawrence    | Litvack     | Lockhart     | Love       |
| Mascaro     | McCartney   | McGee        | Morgan     |
| Morley      | Moss        | Murray       | Newbold    |
| Noel        | Pace        | Parker       | Peterson   |
| Philpot     | Shurtliff   | G. Snow      | Styler     |
| Thompson    | Ure         | Urquhart     | Wallace    |
| Winn        | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|           |         |          |         |
|-----------|---------|----------|---------|
| Alexander | Bennion | S. Clark | Dougall |
| Seitz     |         |          |         |

**H.J.R. 8** transmitted to the Senate for its consideration.

\* \* \*

**H.J.R. 9**, INTERIM RULES RESOLUTION – REPORT OF COMMITTEE, read the third time by short title and placed on its final passage.

**H.J.R. 9** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Agard      | Adams       | Alexander   | S. Allen     |
| Anderson   | Barrus      | Becker      | Bigelow      |
| Bird       | Biskupski   | Bourdeaux   | Bowman       |
| Bryson     | Buffmire    | Bush        | Buttars      |
| Buxton     | Christensen | D. Clark    | D. Cox       |
| Curtis     | Daniels     | Dayton      | Dee          |
| Dillree    | Donnelson   | Duckworth   | Dunnigan     |
| Ferrin     | Ferry       | Goodfellow  | Gowans       |
| Hansen     | Hardy       | Harper      | Hendrickson  |
| Hogue      | Holdaway    | Hughes      | E. Hutchings |
| B. Johnson | Jones       | King        | Kiser        |
| Last       | Lawrence    | Litvack     | Lockhart     |
| Love       | Mascaro     | McCartney   | McGee        |
| Morgan     | Morley      | Moss        | Murray       |
| Newbold    | Noel        | Pace        | Parker       |
| Peterson   | Philpot     | Seitz       | Shurtliff    |
| G. Snow    | Styler      | Thompson    | Urquhart     |
| Wallace    | Winn        | M. Stephens |              |

**Absent or not voting were:** Representatives

|         |          |         |     |
|---------|----------|---------|-----|
| Bennion | S. Clark | Dougall | Ure |
|---------|----------|---------|-----|

**H.J.R. 9** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Stephens, the House voted to uncircle **H.C.R. 1**.

**H.C.R. 1**, RESOLUTION URGING REWORKING OF CENSUS DATA COLLECTION PROCEDURES, was before the House on its final passage.

**H.C.R. 1** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Aagard     | Adams       | Alexander   | S. Allen     |
| Anderson   | Barrus      | Becker      | Bigelow      |
| Bird       | Biskupski   | Bourdeaux   | Bowman       |
| Bryson     | Buffmire    | Bush        | Buttars      |
| Buxton     | Christensen | D. Clark    | D. Cox       |
| Curtis     | Daniels     | Dayton      | Dee          |
| Dillree    | Donnelson   | Dougall     | Duckworth    |
| Dunnigan   | Ferrin      | Ferry       | Goodfellow   |
| Gowans     | Hansen      | Hardy       | Harper       |
| Hogue      | Holdaway    | Hughes      | E. Hutchings |
| B. Johnson | Jones       | King        | Kiser        |
| Last       | Lawrence    | Litvack     | Lockhart     |
| Love       | Mascaro     | McCartney   | McGee        |
| Morgan     | Morley      | Moss        | Murray       |
| Newbold    | Noel        | Pace        | Parker       |
| Peterson   | Philpot     | Seitz       | Shurtliff    |
| G. Snow    | Styler      | Thompson    | Urquhart     |
| Wallace    | Winn        | M. Stephens |              |

**Absent or not voting were:** Representatives

|         |          |             |     |
|---------|----------|-------------|-----|
| Bennion | S. Clark | Hendrickson | Ure |
|---------|----------|-------------|-----|

**H.C.R. 1** transmitted to the Senate for its consideration.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: January 21, 2003

The Health and Human Services Committee reports a favorable recommendation on **H.B. 180**, TRAUMA REGISTRY DATA, by Representative S. Allen; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 181**, SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS, by Representative S. Allen.

Mike Thompson, Chair

Reports filed. On motion of Representative Thompson, the reports of the Health and Human Services committee were adopted.

**H.B. 180** and **H.B. 181**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 21, 2003

The Business and Labor Committee reports a favorable recommendation on **H.B. 4**, VIATICAL SETTLEMENTS, by Representative B. Parker; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 12**, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, by Representative K. Bryson, with the following amendments:

1. Page 1, Line 7:  
After “act” delete “allows”
2. Page 1, Lines 8–9:  
Delete lines 8 and 9
3. Page 1, Line 10:  
Delete “patient at the time of the examination” and insert “conforms state law to federal regulations on standards for privacy of individually identifiable health information”
4. Page 4, Line 106:  
After “fitting” delete “unless:” and insert “; and”
5. Page 4, Lines 107–110:  
Delete lines 107 – 110
6. Page 4, Line 114:  
After line 114 insert:  
“(3) Application of the provisions of this section shall be consistent with 45 CFR Parts 160 and 164, Standards for Privacy of Individually Identifiable Health Information.”

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**H.B. 4** and **H.B. 12**, as amended, read the second time by short title and placed on the calendar for third reading.

### RULES COMMITTEE REPORTS

Mr. Speaker: January 21, 2003

The Rules Committee has ordered the following House bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

**H.B. 166** Payday Lending (T. McCartney)

**EDUCATION**

- H.B. 39** Repeal of Education Reports and Duties (M. Dayton)  
**H.B. 53** School Building Size Limitation (D. Cox)  
**H.B. 169** Process for Creation of New School Districts (D. Cox)  
**H.B. 170** Public Education Capital Outlay Act Amendments  
(D. Cox)  
**H.B. 186** Elementary School Vending Machine Sales (P. Jones)

**HEALTH AND HUMAN SERVICES**

**H.B. 72** Allocation of Tobacco Fund Money to Children's Health  
Insurance Program (D. Hogue)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**H.B. 70** Assault Amendments (M. Thompson)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 192** Oversight of Utah Climate Center by Utah State  
University (B. Ferry)  
**H.C.R. 6** Resolution Urging Approval Process Required Before  
Federal Wild and Scenic River Designation (B. Johnson)

**POLITICAL SUBDIVISION**

**H.B. 80** Special Service District Amendments (E. Anderson)

**QUASI-GOVERNMENTAL ENTITIES**

**H.B. 58** Additional State Retirement Benefit (L. Shurtliff)

**REVENUE AND TAXATION**

- H.B. 183** Individual Income Tax Amendments (P. Jones)  
**H.B. 185** Use of Public Education Monies (P. Jones)

**TRANSPORTATION**

**H.B. 179** Impounding Uninsured Motorist Vehicle (C. Bennion)  
Marda Dillree, Chair

Report filed. On motion of Representative Philpot, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: January 21, 2003

The House Rules Committee recommends, with written request of the sponsor, that **H.J.R. 7**, Resolution on Special Sessions of the Legislature (C. Bennion), be replaced with **Substitute H.J.R. 7**, Resolution on Special Sessions of the Legislature (C. Bennion) and further recommends it be assigned to the Government Operations Standing Committee

Marda Dillree, Chair

Report filed. On motion of Representative Philpot, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: January 21, 2003

The Rules Committee recommends that, under suspension of the rules, the following resolution be considered read for the second time and placed at the top of the Third Reading Calendar:

**H.R. 4** House Rules Resolution – Witness Oaths (C. Bennion)

Marda Dillree, Chair

Report filed. On motion of Representative Philpot, the report of the Rules Committee was adopted.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 5:45 p.m.

### JOINT CONVENTION

President of the Senate, Al Mansell, called the Joint Convention to order at 6:00 p.m. in the Chamber of the Utah House of Representatives and recognized Martin R. Stephens, Speaker of the House.

President Mansell announced that a quorum of the House of Representatives and the Senate was present.

President Mansell appointed a Joint Committee comprised of Senators John Valentine, Peter Knudson, and Mike Dmitrich, and Representatives Greg Curtis, Jeff Alexander, and Brent Goodfellow to notify Governor Michael O. Leavitt that the 2003 General Session of the Fifty-fifth Legislature is in Joint Convention and ready to hear his State-of-the-State address.

Senator Lyle Hillyard made a motion that the Legislature resolve into a Committee of the Whole for the purpose of hearing Governor Leavitt's State-of-the-State address.

The Joint Committee escorted His Excellency, Governor Leavitt, to the House rostrum where he delivered his State-of-the-State Address.

On motion of Representative Styler, the Joint Convention voted to have the complete text of the governor's State-of-the-State address printed upon the pages of the Senate Journal.

On motion of Senator Styler, the Committee of the Whole was dissolved.

On motion of Representative Curtis, the House voted to adjourn until January 22, 2003, at 10:00 a.m.

## THIRD DAY

\* \* \*

### MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative Michael Styler; absent; and Representative Margaret Dayton, excused.

Pledge of Allegiance and prayer by Representative Neal A. Hansen.

#### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 21, 2003

The Senate passed **S.B. 4**, CLEAN SPECIAL FUEL TAX CERTIFICATE – EXEMPTION, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed **S.B. 5**, RETIREMENT AND INDEPENDENT ENTITIES COMMITTEE AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.B. 15**, WORKFORCE SERVICES AMENDMENTS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed **S.J.R. 1**, JOINT RESOLUTION – RULES REVISIONS RENAMING AN APPROPRIATIONS SUBCOMMITTEE, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.J.R. 2**, RESOLUTION REAPPOINTING GENERAL COUNSEL, by Senator M. Waddoups, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 4**, **S.B. 5**, **S.B. 15**, **S.J.R. 1**, and **S.J.R. 2**, read the first time by short title and referred to the Rules Committee.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 21, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 51**, HISTORIC PRESERVATION IN GENERAL PLANS, by Representative R. Becker; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 64**, PUBLIC WATER SYSTEMS AMENDMENTS, by Representative R. Barrus, with the following amendments:

1. Page 2, Line 40:

After line 40 insert:

“(5) (a) In an election held pursuant to Subsections (1)(b)(i), (ii), or (iii), where a majority of the voters approve the addition or removal of fluorine to the public water supplies, no election to consider removing or adding fluorine from the public water supplies shall be held for a period of five years from the date of approval by the majority of voters. (b) The election to consider removal or addition shall occur in an even-numbered year.”

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 51** and **H.B. 64**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 21, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 56**, BOW HUNTER SAFETY, by Representative N. Hansen, with the following amendments:

1. Page 1, Line 27:

After “state” delete “or nationally”; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 182**, AIR CONSERVATION ACT AMENDMENTS, by Representative M. Morley.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.B. 56**, as amended, and **H.B. 182**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 21, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 21**, STATE BUILDING OWNERSHIP AUTHORITY RECODIFICATION AND REVISION, by Representative N. Hansen; and

The Government Operations Committee reports a favorable recommendation on **H.B. 187**, CAMPAIGN CONTRIBUTION RESTRICTIONS, by Representative N. Hansen; and

The Government Operations Committee reports a favorable recommendation on **H.B. 26**, STATE GENERAL OBLIGATION BOND ACT, by Representative R. Bigelow, with the following amendments:

1. Page 5, Line 142:  
After "accounts" insert "₂" and delete the rest of the line.
2. Page 5, Lines 143–146:  
Delete lines 143–146
3. Page 5, Line 147:  
After "The" delete "commission" and insert "state treasurer" and after "shall" delete ", by resolution"
4. Page 9, Line 265:  
After "notes;" insert "and"
5. Page 9, Line 267:  
After "notes" delete "; and" and insert "₂"
6. Page 9, Lines 268–270:  
Delete lines 268–270; and

The Government Operations Committee reports a favorable recommendation on **H.B. 168**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, by Representative R. Becker; and

The Government Operations Committee reports a favorable recommendation on **H.B. 61**, CANDIDATES NOT AFFILIATED WITH A PARTY, by Representative M. Noel.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 21, H.B. 187, H.B. 26**, as amended, **H.B. 168**, and **H.B. 61**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 21, 2003  
The Judiciary Committee reports a favorable recommendation on **H.B. 178**, FIREARMS AMENDMENTS, by Representative T. McCartney; and

The Judiciary Committee reports a favorable recommendation on **H.B. 62**, EMERGENCY RESPONSE COSTS, by Representative B. Goodfellow, with the following amendments:

1. Page 3, Line 64:  
Insert: "(iv) not take precedence over victim restitution."

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**H.B. 178** and **H.B. 62**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 21, 2003  
The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 14**, TOURISM PROMOTION PROGRAMS, by Representative S. Allen; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 174**, UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS, by Representative T. McCartney.

David N. Cox, Chair

Reports filed. On motion of Representative Cox, the reports of the Workforce Services and Community and Economic Development committee were adopted.

**H.B. 14** and **H.B. 174**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 21, 2003  
The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 74**, UNAUTHORIZED ENTRY ON SCHOOL BUS

PROHIBITED, by Representative N. Hendrickson, with the following amendments:

1. Page 1, Line 26:  
After Line 26 insert:  
“(i) is not a peace officer acting within the scope of his or her authority as a peace officer.”
2. Page 1, Line 27:  
Delete “(i)” and insert “(ii)”
3. Page 2, Line 29:  
Delete “(ii)” and insert “(iii)”
4. Page 2, Line 31:  
Delete “(iii)” and insert “(iv)”; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 47**, FIRE PREVENTION AMENDMENTS, by Representative J. Murray.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**H.B. 74**, as amended, and **H.B. 47**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 21, 2003

The Transportation Committee reports a favorable recommendation on **H.B. 55**, TOW TRUCK REQUIREMENTS, by Representative J. Gowans.

Joseph G. Murray, Chair

Report filed. On motion of Representative Murray, the report of the Transportation committee was adopted.

**H.B. 55**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### ENFORCEMENT PROCEDURE

### AMENDMENTS OF WELL DRILLERS

**H.B. 91**

*Darin G. Peterson*

THIS ACT MODIFIES THE ADMINISTRATIVE PROCEDURES ACT TO EXEMPT STATE AGENCY ACTIONS, OR JUDICIAL REVIEW OF THOSE

ACTIONS, RELATING TO WELL DRILLER LICENSES, PERMITS, REGISTRATION, AND CONSTRUCTION STANDARDS FROM THE ADMINISTRATIVE PROCEDURES ACT, read the first time by short title and referred to the Rules Committee.

### **SCHOOL FUNDS AMENDMENTS**

#### **H.B. 92**

*Bradley G. Last*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION AND SCHOOL AND INSTITUTIONAL TRUST LANDS BY CONFORMING STATUTES ON THE PERMANENT STATE SCHOOL FUND AND UNIFORM SCHOOL FUND WITH THE UTAH CONSTITUTION. THIS ACT PRESCRIBES WHAT REVENUES SHALL BE USED TO FUND THE SCHOOL LAND TRUST PROGRAM. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **SUSPENSION OF DRIVING PRIVILEGES FOR HABITUAL TRUANTS**

#### **H.B. 93**

*Duane E. Bourdeaux*

THIS ACT MODIFIES PROVISIONS IN THE JUVENILE CODE RELATING TO DISPOSITIONS. IT PROVIDES THAT A MINOR FOUND HABITUALLY TRUANT BY THE JUVENILE COURT MAY HAVE HIS DRIVING PRIVILEGES SUSPENDED FOR A YEAR OR DELAYED IN THE CASE OF A MINOR NOT YET ELIGIBLE TO DRIVE, read the first time by short title and referred to the Rules Committee.

### **UTAH CONTROLLED SUBSTANCES – EXTRACTION AND REDUCTION LABS**

#### **H.B. 94**

*DeMar “Bud” Bowman*

THIS ACT MODIFIES THE CLANDESTINE DRUG LAB ACT TO INCLUDE THE OFFENSE OF PREPARING A SUBSTANCE OR PACKAGING A SUBSTANCE WITH THE INTENT THAT THE SUBSTANCE BE USED IN THE MANUFACTURE OF SPECIFIED ILLEGAL CONTROLLED SUBSTANCES, read the first time by short title and referred to the Rules Committee.

### **SNOW COLLEGE RICHFIELD CAMPUS NAME CHANGE**

#### **H.B. 161**

*Bradley T. Johnson*

THIS ACT MODIFIES PROVISIONS OF THE STATE SYSTEM OF HIGHER EDUCATION CODE BY CHANGING THE NAME OF SNOW

COLLEGE SOUTH TO THE SNOW COLLEGE RICHFIELD CAMPUS, read the first time by short title and referred to the Rules Committee.

### UTAH ENERGY OFFICE AMENDMENTS

**H.B. 202**

*Stephen H. Urquhart*

THIS ACT MODIFIES THE UTAH NATURAL RESOURCES ACT TO ADDRESS THE ENERGY-RELATED DUTIES OF THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES AND THE UTAH ENERGY OFFICE AND TO MAKE TECHNICAL CHANGES. THIS ACT HAS A SPECIAL EFFECTIVE DATE. THIS ACT HAS A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

### RESIDENTIAL MORTGAGE REGULATORY COMMISSION

**H.B. 203**

*Gordon E. Snow*

THIS ACT MODIFIES UTAH RESIDENTIAL MORTGAGE PRACTICES ACT. THIS ACT PROVIDES THAT THREE MEMBERS OF THE RESIDENTIAL MORTGAGE REGULATORY COMMISSION SHALL HAVE AT LEAST THREE YEARS OF EXPERIENCE IN TRANSACTING THE BUSINESS OF RESIDENTIAL MORTGAGE LOANS, AND ONE MEMBER OF THE COMMISSION SHALL BE FROM THE GENERAL PUBLIC. THIS ACT TAKES EFFECT ON JULY 1, 2004, read the first time by short title and referred to the Rules Committee.

### THIRD READING CALENDAR

**H.R. 4**, HOUSE RULES RESOLUTION – WITNESS OATHS, read the third time by short title and placed on its final passage.

**H.R. 4** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |           |          |
|-------------|-----------|-----------|----------|
| Adams       | Alexander | S. Allen  | Anderson |
| Barrus      | Becker    | Bennion   | Bigelow  |
| Bird        | Bourdeaux | Bowman    | Bryson   |
| Buffmire    | Bush      | Buttars   | Buxton   |
| Christensen | D. Clark  | D. Cox    | Daniels  |
| Dee         | Dillree   | Donnelson | Dougall  |

|             |              |            |          |
|-------------|--------------|------------|----------|
| Duckworth   | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow  | Gowans       | Hansen     | Hardy    |
| Harper      | Hendrickson  | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |
| Litvack     | Lockhart     | Love       | Mascaro  |
| McCartney   | McGee        | Morgan     | Morley   |
| Moss        | Murray       | Newbold    | Noel     |
| Pace        | Parker       | Peterson   | Philpot  |
| Seitz       | Shurtliff    | G. Snow    | Thompson |
| Ure         | Urquhart     | Wallace    | Winn     |
| M. Stephens |              |            |          |

**Absent or not voting were:** Representatives

|        |           |          |        |
|--------|-----------|----------|--------|
| Agard  | Biskupski | S. Clark | Curtis |
| Dayton | Styler    |          |        |

**H.R. 4**, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

\* \* \*

**H.B. 180**, TRAUMA REGISTRY DATA, read the third time by short title and placed on its final passage.

**H.B. 180** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |              |            |           |
|-------------|--------------|------------|-----------|
| Adams       | S. Allen     | Anderson   | Barrus    |
| Becker      | Bennion      | Bigelow    | Bird      |
| Biskupski   | Bourdeaux    | Bowman     | Bryson    |
| Buffmire    | Bush         | Buttars    | Buxton    |
| Christensen | D. Clark     | D. Cox     | Curtis    |
| Daniels     | Dee          | Dillree    | Donnelson |
| Dougall     | Duckworth    | Dunnigan   | Ferrin    |
| Ferry       | Goodfellow   | Gowans     | Hansen    |
| Hardy       | Harper       | Hogue      | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson | Jones     |
| King        | Kiser        | Last       | Lawrence  |
| Litvack     | Love         | Mascaro    | McCartney |

|           |          |             |          |
|-----------|----------|-------------|----------|
| McGee     | Morgan   | Morley      | Moss     |
| Murray    | Newbold  | Noel        | Pace     |
| Parker    | Peterson | Philpot     | Seitz    |
| Shurtliff | G. Snow  | Thompson    | Urquhart |
| Wallace   | Winn     | M. Stephens |          |

**Absent or not voting were:** Representatives

|             |           |          |        |
|-------------|-----------|----------|--------|
| Aagard      | Alexander | S. Clark | Dayton |
| Hendrickson | Lockhart  | Styler   | Ure    |

**H.B. 180** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 181**, SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS, read the third time by short title and placed on its final passage.

On motion of Representative Holdaway, the House voted to circle **H.B. 181**.

### COMMITTEE OF THE WHOLE

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Bhichai Rdattakul, President, Rotary International.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

### THIRD READING CALENDAR

**H.B. 4**, VIATICAL SETTLEMENTS, read the third time by short title and placed on its final passage.

**H.B. 4** then passed on the following roll call:

**Yeas, 68; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |
| S. Clark | D. Cox | Curtis      | Daniels   |

|            |          |           |              |
|------------|----------|-----------|--------------|
| Dee        | Dillree  | Donnelson | Duckworth    |
| Dunnigan   | Ferrin   | Ferry     | Goodfellow   |
| Gowans     | Hansen   | Hardy     | Harper       |
| Hogue      | Holdaway | Hughes    | E. Hutchings |
| B. Johnson | Jones    | King      | Kiser        |
| Last       | Lawrence | Litvack   | Lockhart     |
| Love       | Mascaro  | McGee     | Morgan       |
| Morley     | Moss     | Murray    | Newbold      |
| Noel       | Pace     | Parker    | Peterson     |
| Philpot    | Seitz    | Shurtliff | G. Snow      |
| Thompson   | Urquhart | Wallace   | Winn         |

**Voting in the negative was:** Representative  
M. Stephens

**Absent or not voting were:** Representatives  
Dayton                      Dougall                      Hendrickson                      McCartney  
Styler                      Ure

**H.B. 4** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 12**, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bryson, the House voted to circle **H.B. 12**.

### **MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until January 23, 2003, at 10:00 a.m.

## FOURTH DAY

\* \* \*

### MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative Mike Thompson, excused.

Pledge of Allegiance and prayer by Allison Sabo, Representative Doug Aagard's intern.

#### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 22, 2003  
The Senate passed **S.B. 13**, DUI PLEA RESTRICTIONS, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed **S.B. 17**, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, **H.J.R. 4**, RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 13** and **S.B. 17**, read the first time by short title and referred to the Rules Committee.

Communication filed. **H.J.R. 4** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

#### RULES COMMITTEE REPORT

Mr. Speaker: January 22, 2003  
The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**EDUCATION**

**H.B. 83** Education Reporting Requirements (R. McGee)

**GOVERNMENT OPERATIONS**

**H.J.R. 2** Resolution Requesting State Agencies to Keep Legislators Informed (D. Hogue)

**HEALTH AND HUMAN SERVICES**

**H.B. 176** Termination of Parental Rights (M. Thompson)

**JUDICIARY**

**H.B. 9** Competency to Stand Trial Amendments (S. Daniels)

**REVENUE AND TAXATION**

**H.B. 193** Historic Building Rehabilitation Tax Credits (C. Bennion)

**TRANSPORTATION**

**H.B. 197** License Plate for Boys and Girls Clubs (C. Bennion)  
Marda Dillree, Chair

Report filed. On motion of Representative Curtis, the report of the Rules Committee was adopted.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: January 21, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 22**, PROPERTY TAX RELIEF, by Representative W. Harper; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 73**, WITHHOLDING EXEMPTION FOR CERTAIN NONRESIDENT SHAREHOLDERS, by Representative G. Snow, with the following amendments:

1. Page 7, Line 211:  
Reinstate “;” and delete “:”
2. Pages 7–8, Lines 212–215:  
Delete lines 212–215; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 28**, OIL AND GAS SEVERANCE TAX AMENDMENTS, by Representative G. Snow, with the following amendments:

1. Page 3, Line 62:

After "liability" insert "under this part"

Wayne A. Harper, Chair

Reports filed. On motion of Representative S. Clark, the reports of the Revenue and Taxation committee were adopted.

**H.B. 22, H.B. 73**, as amended, and **H.B. 28**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 22, 2003

The Health and Human Services Committee reports a favorable recommendation on **H.B. 41**, LEGISLATIVE BUDGETING FOR COLA FOR LOCAL HEALTH AUTHORITIES, by Representative J. Seitz; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 36**, ACCESSIBLE HOUSING, by Representative S. Mascaro.

Mike Thompson, Chair

Reports filed. On motion of Representative Mascaro, the reports of the Health and Human Services committee were adopted.

**H.B. 41** and **H.B. 36**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 22, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 70**, ASSAULT AMENDMENTS, by Representative M. Thompson, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 1, Line 17:  
Reinstate "or"
2. Page 1, Line 18:  
Reinstate "causes or"
3. Page 1, Line 18:  
After "causes" and before "or" insert "bodily injury to another"

4. Page 1, Line 19:  
Reinstate “.” and delete “;\_or”
5. Page 1, Line 20:  
Delete Lines 20 and 21 entirely; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 173**, MOTOR VEHICLE OPERATOR FLEEING A PEACE OFFICER, by Representative T. McCartney, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 172**, BACKGROUND INVESTIGATIONS OF PEACE OFFICER CANDIDATES, by Representative L. Pace.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**H.B. 70**, as amended, and **H.B. 173**, read the second time by short title and placed on the Consent Calendar.

Report filed. **H.B. 172**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 22, 2003

The Education Committee reports a favorable recommendation on **H.C.R. 2**, RESOLUTION RECOGNIZING RESOURCEFUL USE OF TECHNOLOGY IN THE CLASSROOM, by Representative G. Hughes, with the following amendments:

1. Page 2, Line 31:  
After “WHEREAS,” delete “infrared,”
2. Page 2, Line 32:  
After “classroom” insert “while allowing a teacher to freely move about the classroom”; and

The Education Committee reports a favorable recommendation on **H.B. 184**, SCHOOL CONTRACTS OF EMPLOYMENT, by Representative J. Ferrin.

Margaret Dayton, Chair

Reports filed. On motion of Representative Newbold, the reports of the Education committee were adopted.

**H.C.R. 2**, as amended, and **H.B. 184**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 22, 2003

The Transportation Committee reports a favorable recommendation on **H.B. 164**, JAMES V. HANSEN HIGHWAY DESIGNATION, by Representative D. Aagard, with the following amendments:

1. Page 1, Line 6:  
Delete “the Davis and Weber County line” and insert “Route 203, Harrison Boulevard in South Ogden”
2. Page 1, Lines 16–17:  
Delete “the Davis and Weber County line” and insert “Route 203, Harrison Boulevard in South Ogden”; and

The Transportation Committee reports a favorable recommendation on **H.B. 179**, IMPOUNDING UNINSURED MOTORIST VEHICLE, by Representative C. Bennion, with the following amendments:

1. Page 1, Line 7:  
After “officer” insert “unless the peace officer estimates that the cost of repair of the vehicle exceeds its value”
2. Page 2, Line 28:  
Delete “If” and insert “Except as provided under Subsection (3)(b), if”
3. Page 2, Line 32:  
After “(b)” insert “Subsection (3)(a) does not apply if in the peace officer’s estimation, the vehicle is damaged to the extent that the cost of repairing the vehicle for safe operation exceeds its fair market value.  
(c)”

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 164**, as amended, and **H.B. 179**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 22, 2003

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 67**, ELECTRONIC EQUIPMENT WASTE DISPOSAL

AND RECYCLING ACT, by Representative R. Becker, with the following amendments:

1. Page 1, Line 6:  
After “Code to” delete “require” and insert “encourage”
2. Page 2, Line 46:  
After “board” delete “shall” and insert “may”
3. Page 2, Line 57:  
After “board” delete “shall” and insert “may”
4. Page 3, Line 66:  
After “board” delete “shall” and insert “may”
5. Page 3, Lines 70–73:  
Delete lines 70 through 73.

Stephen H. Urquhart, Chair

Report filed. On motion of Representative Urquhart, the report of the Public Utilities and Technology committee was adopted.

**H.B. 67**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 23, 2003  
The Political Subdivisions Committee reports a favorable recommendation on **H.B. 80**, SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative E. Anderson.

Kory M. Holdaway, Chair

Report filed. On motion of Representative Holdaway, the report of the Political Subdivisions committee was adopted.

**H.B. 80**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 23, 2003  
The Government Operations Committee reports a favorable recommendation on **H.B. 82**, INITIATIVES – ONE SUBJECT REQUIREMENT, by Representative J. M. Philpot; and

The Government Operations Committee reports a favorable recommendation on **H.B. 27**, BUDGET RESERVE ACCOUNT AMENDMENTS, by Representative C. Buttars, with the following amendments:

1. Page 6, Line 178:  
After "Legislature" bracket "in the last annual"
2. Page 6, Line 179:  
Delete line 179; and

The Government Operations Committee reports a favorable recommendation on **1st Sub. H.J.R. 7**, RESOLUTION ON SPECIAL SESSIONS OF THE LEGISLATURE, by Representative C. Bennion.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 82**, **H.B. 27**, as amended, and **Sub. H.J.R. 7**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### ANNEXATION OF UNINCORPORATED COUNTY ISLANDS INTO CITIES

**H.B. 95**

*Todd E. Kiser*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND AUTHORIZES A MUNICIPALITY TO ANNEX AN ISLAND OF UNINCORPORATED TERRITORY WITHIN THE MUNICIPALITY WITHOUT AN ANNEXATION PETITION UNDER CERTAIN CIRCUMSTANCES. THE ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### JUDICIAL CONDUCT COMMISSION AMENDMENTS

**H.B. 96**

*Katherine M. Bryson*

THIS ACT MODIFIES PROVISIONS PERTAINING TO THE JUDICIAL CONDUCT COMMISSION. IT ALLOWS FOR THE DISCLOSURE OF COMMISSION INFORMATION TO THE LEGISLATIVE AUDITORS DURING THE COURSE OF A LEGISLATIVE AUDIT, read the first time by short title and referred to the Rules Committee.

**REPEAL OF SUNSET DATE FOR  
LIMITATIONS ON ANNEXING TOWNSHIP**

**H.B. 97***Eric K. Hutchings*

THIS ACT REPEALS A SUNSET PROVISION THAT WOULD HAVE ELIMINATED IN 2006 A PROHIBITION AGAINST A MUNICIPALITY IN A FIRST CLASS COUNTY FROM APPROVING AN ANNEXATION PETITION FOR AN AREA WITHIN A TOWNSHIP UNLESS THE ENTIRE TOWNSHIP WERE ANNEXED OR UNLESS THE ANNEXATION WERE APPROVED BY VOTERS OR PROPERTY OWNERS, read the first time by short title and referred to the Rules Committee.

**MUNICIPAL DISCONNECTION AMENDMENTS**

**H.B. 98***Ann W. Hardy*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND THE PROCEDURE FOR DISCONNECTING TERRITORY FROM A MUNICIPALITY. THE ACT REPEALS PROVISIONS RELATING TO THE APPOINTMENT OF COMMISSIONERS TO MAKE FINDINGS REGARDING THE VIABILITY OF DISCONNECTION. THE ACT MODIFIES THE CRITERIA FOR DISCONNECTION AND MODIFIES THE PROCEDURE FOR DISCONNECTION. THE ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**CERTIFICATION OF CANDIDATES FOR POLITICAL OFFICES**

**H.B. 99***Neil A. Hansen*

THIS ACT MODIFIES ELECTION CODE PROVISIONS GOVERNING DECLARATIONS OF CANDIDACY. THIS ACT DEFERS THE DECLARATION OF CANDIDACY FILING PERIOD TO LATER IN THE YEAR TO ALLOW POLITICAL PARTIES TO NOMINATE CANDIDATES WHO HAVE NOT FILED DECLARATIONS OF CANDIDACY. THIS ACT REQUIRES CANDIDATES FOR THE PRIMARY AND GENERAL ELECTION TO FILE DECLARATIONS OF CANDIDACY BETWEEN MAY 1 AND MAY 5 AND MODIFIES THE DATES FOR CHALLENGING A DECLARATION OF CANDIDACY. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

**STATE RETIREMENT CONVERSION WINDOW****H.B. 100***Brad King*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT AND INSURANCE BENEFIT ACT BY PROVIDING A TIME PERIOD TO APPLY FOR FUTURE CONVERSION WINDOWS BETWEEN THE PUBLIC EMPLOYEES' CONTRIBUTORY RETIREMENT SYSTEM AND THE PUBLIC EMPLOYEES' NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**FELONY MURDER AMENDMENTS****H.B. 204***Karen W. Morgan*

THIS ACT MODIFIES THE CRIMINAL CODE REGARDING PROOF OF INTENT WHEN AN OFFENDER COMMITS A SPECIFIED FELONY, AND IN THE PROCESS ANOTHER PERSON IS KILLED. THIS ACT CLARIFIES EXISTING LAW STATING THAT IN ORDER TO PROVE THE MURDER OFFENSE, THE PROSECUTION MUST PROVE THE INTENT TO COMMIT THE SPECIFIED FELONY, NOT INTENT TO COMMIT MURDER, read the first time by short title and referred to the Rules Committee.

**COUNTY BOARDS OF EQUALIZATION – HEARING OFFICERS****H.B. 205***D. Gregg Buxton*

THIS ACT MODIFIES THE PROPERTY TAX ACT TO REQUIRE CERTAIN HEARING OFFICERS APPOINTED BY A COUNTY BOARD OF EQUALIZATION TO BE A LICENSED APPRAISER. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**COUNTY RESPONSIBILITY FOR VOTING  
PRECINCTS AND POLLING PLACES****H.B. 206***Ron Bigelow*

THIS ACT MODIFIES STATUTES GOVERNING POLLING PLACES FOR REMOTE VOTING PRECINCTS BY ESTABLISHING A GEOGRAPHIC PROXIMITY REQUIREMENT TO EVALUATE REMOTENESS. THIS ACT MODIFIES STATUTES GOVERNING COMMON POLLING PLACES BY ELIMINATING THE REQUIREMENT THAT VOTING PRECINCTS MUST

BE IN THE SAME LEGISLATIVE DISTRICTS IN ORDER TO BE COMBINED, read the first time by short title and referred to the Rules Committee.

### **GIFT CERTIFICATES – ELIMINATING EXPIRATION DATE**

**H.B. 207**

*Ty McCartney*

THIS ACT MODIFIES THE UTAH CONSUMER SALES PRACTICES ACT BY PROHIBITING GIFT CERTIFICATES THAT CONTAIN AN EXPIRATION DATE WITHIN FIVE YEARS AFTER THE GIFT CERTIFICATE IS ISSUED, read the first time by short title and referred to the Rules Committee.

### **EARNED INCOME TAX CREDIT**

**H.B. 208**

*Jackie Biskupski*

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO PROVIDE FOR A REFUNDABLE STATE EARNED INCOME TAX CREDIT THAT IS A CERTAIN PERCENTAGE OF THE FEDERAL EARNED INCOME TAX CREDIT. THE ACT GRANTS RULEMAKING AUTHORITY TO THE STATE TAX COMMISSION TO ISSUE REFUNDS FOR THE TAX CREDIT, read the first time by short title and referred to the Rules Committee.

### **RESOLUTION ENCOURAGING SHARING EXHIBITS WITH HISTORY MUSEUM**

**H.J.R. 10**

*David Clark*

THIS JOINT RESOLUTION OF THE LEGISLATURE RECOGNIZES THE UTAH CULTURAL CENTER FOUNDATION FOR ITS COMMITMENT TO BUILD THE MUSEUM OF UTAH ART AND HISTORY AND URGES UTAH'S BUSINESS, RELIGIOUS, AND PHILANTHROPIC LEADERS, STATE AGENCIES, MUSEUMS, ARCHIVES, LIBRARIES, AND EDUCATIONAL INSTITUTIONS TO WORK WITH THE FOUNDATION TO BRING UTAH'S STORY TO THE CITIZENS OF THE STATE AND TO VISITORS FROM AROUND THE NATION AND THE WORLD, read the first time by short title and referred to the Rules Committee.

### **RESOLUTION PROVIDING PROPERTY TAX RELIEF**

**H.J.R. 11**

*F. LaVar Christensen*

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE REVENUE AND TAXATION ARTICLE OF THE UTAH

CONSTITUTION TO AUTHORIZE THE LEGISLATURE TO PROVIDE FOR THE REMISSION OR ABATEMENT OF THE TAXES OF THE AGED. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**UNFINISHED BUSINESS**

On motion of Representative Allen, the House voted to uncircle **H.B. 181**.

**H.B. 181**, SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS, was before the House on its final passage.

Representative Allen proposed the following amendment:

- 1. Page 1, Line 23:  
After "organization;" insert "and"
- 2. Page 1, Lines 25–26:  
Delete Lines 25 and 26
- 3. Page 2, Line 32:  
After "insurer" insert "or its subcontractors, including a pharmacy benefit manager."

Representative Allen’s amendment passed on a voice vote.

###

Representative Donnelson proposed the following amendment:

- 4. Page 2, Lines 42–44:  
Delete lines 42–44 and renumber accordingly.

Representative Donnelson’s amendment failed on the following roll call:

**Yeas, 19; Nays, 49; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |             |              |         |
|----------|-------------|--------------|---------|
| Aagard   | Bird        | Bryson       | Bush    |
| Buttars  | Christensen | Donnelson    | Ferry   |
| Harper   | Hughes      | E. Hutchings | Last    |
| Lockhart | Love        | Morley       | Newbold |
| Peterson | G. Snow     | Winn         |         |

**Voting in the negative were:** Representatives

|            |             |           |           |
|------------|-------------|-----------|-----------|
| Adams      | S. Allen    | Anderson  | Barrus    |
| Becker     | Bigelow     | Biskupski | Bourdeaux |
| Bowman     | Buffmire    | Buxton    | D. Clark  |
| S. Clark   | D. Cox      | Daniels   | Dee       |
| Dillree    | Dougall     | Duckworth | Dunnigan  |
| Ferrin     | Goodfellow  | Gowans    | Hansen    |
| Hardy      | Hendrickson | Hogue     | Holdaway  |
| B. Johnson | Jones       | King      | Kiser     |
| Lawrence   | Litvack     | Mascaro   | McCartney |
| McGee      | Morgan      | Moss      | Murray    |
| Noel       | Pace        | Parker    | Philpot   |
| Seitz      | Shurtliff   | Styler    | Urquhart  |
| Wallace    |             |           |           |

**Absent or not voting were:** Representatives

|           |         |             |        |
|-----------|---------|-------------|--------|
| Alexander | Bennion | Curtis      | Dayton |
| Thompson  | Ure     | M. Stephens |        |

###

**H.B. 181**, as amended, then passed on the following roll call:

**Yeas, 66; Nays, 1; Absent or not voting, 8.****Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Agard      | Adams        | S. Allen   | Anderson    |
| Barrus     | Becker       | Bird       | Biskupski   |
| Bourdeaux  | Bowman       | Bryson     | Buffmire    |
| Bush       | Buttars      | Buxton     | Christensen |
| D. Clark   | S. Clark     | D. Cox     | Daniels     |
| Dee        | Dillree      | Donnelson  | Dougall     |
| Duckworth  | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Litvack    | Lockhart     | Love       | Mascaro     |
| McCartney  | McGee        | Morgan     | Morley      |
| Moss       | Murray       | Newbold    | Noel        |
| Pace       | Parker       | Peterson   | Seitz       |
| Shurtliff  | G. Snow      | Styler     | Urquhart    |
| Wallace    | Winn         |            |             |

**Voting in the negative was:** Representative  
Philpot

**Absent or not voting were:** Representatives

|           |          |         |             |
|-----------|----------|---------|-------------|
| Alexander | Bennion  | Bigelow | Curtis      |
| Dayton    | Thompson | Ure     | M. Stephens |

**H.B. 181**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Hughes, the House voted to uncircle **H.B. 35**.

**H.B. 35**, CONSOLIDATION OF CHILD WELFARE REPORTS, was before the House on its final passage.

**H.B. 35** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|            |             |            |              |
|------------|-------------|------------|--------------|
| Aagard     | Adams       | S. Allen   | Anderson     |
| Barrus     | Becker      | Bennion    | Bigelow      |
| Bird       | Biskupski   | Bourdeaux  | Bowman       |
| Bryson     | Buffmire    | Bush       | Buttars      |
| Buxton     | Christensen | D. Clark   | S. Clark     |
| D. Cox     | Daniels     | Dee        | Dillree      |
| Donnelson  | Dougall     | Duckworth  | Dunnigan     |
| Ferrin     | Ferry       | Goodfellow | Gowans       |
| Hansen     | Hardy       | Harper     | Hendrickson  |
| Hogue      | Holdaway    | Hughes     | E. Hutchings |
| B. Johnson | Jones       | King       | Kiser        |
| Last       | Lawrence    | Litvack    | Lockhart     |
| Love       | Mascaro     | McCartney  | McGee        |
| Morgan     | Morley      | Moss       | Murray       |
| Newbold    | Noel        | Pace       | Parker       |
| Peterson   | Philpot     | Seitz      | Shurtliff    |
| G. Snow    | Styler      | Ure        | Urquhart     |
| Wallace    |             |            |              |

**Absent or not voting were:** Representatives

|           |             |        |          |
|-----------|-------------|--------|----------|
| Alexander | Curtis      | Dayton | Thompson |
| Winn      | M. Stephens |        |          |

**H.B. 35** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 51, HISTORIC PRESERVATION IN GENERAL PLANS**, read the third time by short title and placed on its final passage.

**H.B. 51** then passed on the following roll call:

**Yeas, 64; Nays, 2; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | S. Allen  | Anderson  |
| Barrus       | Becker      | Bennion   | Bigelow   |
| Bird         | Biskupski   | Bourdeaux | Bryson    |
| Buffmire     | Bush        | Buttars   | Buxton    |
| Christensen  | D. Clark    | S. Clark  | D. Cox    |
| Daniels      | Dee         | Dillree   | Donnelson |
| Dougall      | Duckworth   | Dunnigan  | Ferrin    |
| Ferry        | Goodfellow  | Hansen    | Hardy     |
| Harper       | Hendrickson | Hogue     | Holdaway  |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Kiser        | Lawrence    | Litvack   | Lockhart  |
| Love         | Mascaro     | McCartney | McGee     |
| Morgan       | Morley      | Moss      | Murray    |
| Newbold      | Noel        | Pace      | Parker    |
| Philpot      | Seitz       | Shurtliff | G. Snow   |
| Styler       | Urquhart    | Wallace   | Winn      |

**Voting in the negative were:** Representatives

|        |          |
|--------|----------|
| Hughes | Peterson |
|--------|----------|

**Absent or not voting were:** Representatives

|             |        |          |        |
|-------------|--------|----------|--------|
| Alexander   | Bowman | Curtis   | Dayton |
| Gowans      | Last   | Thompson | Ure    |
| M. Stephens |        |          |        |

**H.B. 51** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 64, PUBLIC WATER SYSTEMS AMENDMENTS**, read the third time by short title and placed on its final passage.

On motion of Representative Barrus, the House voted to circle **H.B. 64**.

\* \* \*

**H.B. 56**, BOW HUNTER SAFETY, read the third time by short title and placed on its final passage.

**H.B. 56**, as amended, then failed to pass on the following roll call:

**Yeas, 25; Nays, 44; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |           |           |            |
|-----------|-----------|-----------|------------|
| Anderson  | Barrus    | Becker    | Bigelow    |
| Biskupski | Bourdeaux | Bowman    | Buffmire   |
| Buttars   | Daniels   | Duckworth | Goodfellow |
| Gowans    | Hansen    | Jones     | King       |
| Litvack   | McCartney | McGee     | Morgan     |
| Moss      | Murray    | Peterson  | Shurtliff  |
| Urquhart  |           |           |            |

**Voting in the negative were:** Representatives

|              |            |           |         |
|--------------|------------|-----------|---------|
| Aagard       | Adams      | Alexander | Bennion |
| Bird         | Bryson     | Bush      | Buxton  |
| Christensen  | D. Clark   | S. Clark  | Dayton  |
| Dee          | Dillree    | Donnelson | Dougall |
| Dunnigan     | Ferrin     | Ferry     | Hardy   |
| Harper       | Hogue      | Holdaway  | Hughes  |
| E. Hutchings | B. Johnson | Kiser     | Last    |
| Lawrence     | Lockhart   | Love      | Mascaro |
| Morley       | Newbold    | Noel      | Pace    |
| Parker       | Philpot    | Seitz     | G. Snow |
| Styler       | Thompson   | Wallace   | Winn    |

**Absent or not voting were:** Representatives

|          |             |        |             |
|----------|-------------|--------|-------------|
| S. Allen | D. Cox      | Curtis | Hendrickson |
| Ure      | M. Stephens |        |             |

**H.B. 56**, as amended, was filed.

\* \* \*

**H.B. 182**, AIR CONSERVATION ACT AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 182** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |             |            |            |
|-----------|-------------|------------|------------|
| Aagard    | Adams       | S. Allen   | Anderson   |
| Barrus    | Becker      | Bennion    | Bigelow    |
| Bird      | Biskupski   | Bourdeaux  | Bowman     |
| Bryson    | Buffmire    | Bush       | Buttars    |
| Buxton    | Christensen | D. Clark   | S. Clark   |
| D. Cox    | Daniels     | Dayton     | Dee        |
| Dillree   | Donnelson   | Dougall    | Duckworth  |
| Dunnigan  | Ferrin      | Ferry      | Goodfellow |
| Gowans    | Hardy       | Harper     | Hogue      |
| Holdaway  | Hughes      | B. Johnson | Jones      |
| King      | Kiser       | Last       | Lawrence   |
| Litvack   | Lockhart    | Love       | Mascaro    |
| McCartney | McGee       | Morgan     | Morley     |
| Moss      | Murray      | Newbold    | Noel       |
| Pace      | Parker      | Peterson   | Philpot    |
| Seitz     | Shurtliff   | G. Snow    | Styler     |
| Thompson  | Ure         | Urquhart   | Wallace    |
| Winn      |             |            |            |

**Absent or not voting were:** Representatives

|              |             |        |             |
|--------------|-------------|--------|-------------|
| Alexander    | Curtis      | Hansen | Hendrickson |
| E. Hutchings | M. Stephens |        |             |

**H.B. 182** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 21, STATE BUILDING OWNERSHIP AUTHORITY RECODIFICATION AND REVISION,** read the third time by short title and placed on its final passage.

**H.B. 21** then passed on the following roll call:

**Yeas, 68; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |        |           |           |
|----------|--------|-----------|-----------|
| Aagard   | Adams  | Alexander | S. Allen  |
| Anderson | Barrus | Becker    | Bennion   |
| Bigelow  | Bird   | Biskupski | Bourdeaux |

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Bowman     | Bryson    | Buffmire    | Bush         |
| Buttars    | Buxton    | Christensen | D. Clark     |
| S. Clark   | D. Cox    | Daniels     | Dayton       |
| Dee        | Dillree   | Donnelson   | Dougall      |
| Duckworth  | Dunnigan  | Ferrin      | Ferry        |
| Goodfellow | Hansen    | Hardy       | Harper       |
| Hogue      | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson | Jones     | King        | Last         |
| Lawrence   | Litvack   | Lockhart    | Love         |
| Mascaro    | McCartney | McGee       | Morgan       |
| Morley     | Moss      | Murray      | Newbold      |
| Noel       | Pace      | Peterson    | Philpot      |
| Seitz      | Shurtliff | G. Snow     | Thompson     |
| Urquhart   | Wallace   | Winn        | M. Stephens  |

**Voting in the negative was:** Representative  
Styler

**Absent or not voting were:** Representatives

|        |        |             |       |
|--------|--------|-------------|-------|
| Curtis | Gowans | Hendrickson | Kiser |
| Parker | Ure    |             |       |

**H.B. 21** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 187**, CAMPAIGN CONTRIBUTION RESTRICTIONS, read the third time by short title and placed on its final passage.

Representative Ferrin proposed the following amendment:

1. Page 1, Line 14:  
Before "lobbyist" insert "person."

Representative Ferrin's amendment passed on a voice vote.

**H.B. 187**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 1; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |        |           |           |
|----------|--------|-----------|-----------|
| Aagard   | Adams  | Alexander | S. Allen  |
| Anderson | Barrus | Becker    | Bennion   |
| Bigelow  | Bird   | Biskupski | Bourdeaux |

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Bowman      | Bryson       | Buffmire    | Bush      |
| Buttars     | Buxton       | Christensen | D. Clark  |
| S. Clark    | D. Cox       | Curtis      | Daniels   |
| Dayton      | Dee          | Dillree     | Donnelson |
| Dougall     | Duckworth    | Dunnigan    | Ferrin    |
| Ferry       | Goodfellow   | Gowans      | Hansen    |
| Hardy       | Harper       | Hogue       | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Morley    |
| Moss        | Murray       | Newbold     | Noel      |
| Parker      | Peterson     | Philpot     | Seitz     |
| Shurtliff   | G. Snow      | Styler      | Thompson  |
| Ure         | Urquhart     | Wallace     | Winn      |
| M. Stephens |              |             |           |

**Voting in the negative was:** Representative  
Pace

**Absent or not voting was:** Representative  
Hendrickson

**H.B. 187** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 26**, STATE GENERAL OBLIGATION BOND ACT, read the third time by short title and placed on its final passage.

**H.B. 26**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |             |           |            |
|-----------|-------------|-----------|------------|
| Aagard    | Adams       | Alexander | S. Allen   |
| Anderson  | Barrus      | Becker    | Bennion    |
| Bigelow   | Bird        | Biskupski | Bourdeaux  |
| Bowman    | Bryson      | Buffmire  | Bush       |
| Buxton    | Christensen | D. Clark  | S. Clark   |
| D. Cox    | Curtis      | Daniels   | Dayton     |
| Dee       | Dillree     | Donnelson | Dougall    |
| Duckworth | Dunnigan    | Ferrin    | Goodfellow |

|              |            |          |           |
|--------------|------------|----------|-----------|
| Gowans       | Hansen     | Hardy    | Harper    |
| Hendrickson  | Hogue      | Holdaway | Hughes    |
| E. Hutchings | B. Johnson | Jones    | King      |
| Kiser        | Last       | Lawrence | Litvack   |
| Lockhart     | Love       | Mascaro  | McCartney |
| McGee        | Morgan     | Morley   | Moss      |
| Murray       | Newbold    | Noel     | Pace      |
| Parker       | Peterson   | Philpot  | Seitz     |
| Shurtliff    | G. Snow    | Styler   | Thompson  |
| Ure          | Urquhart   | Wallace  | Winn      |
| M. Stephens  |            |          |           |

**Absent or not voting were:** Representatives

Buttars                      Ferry

**H.B. 26**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 168**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

1. Page 1, Line 22:  
After “Legislature, the” bracket “governor” and insert “speaker of the House of Representatives”
2. Page 2, Line 36:  
After “(b) The” bracket “governor” and insert “president of the Senate”
3. Page 3, Line 81:  
After “names to the” delete “governor” and insert “: (i) speaker of the House of Representatives”
4. Page 3, Line 82:  
After “office of” delete the colon
5. Page 3, Line 83:  
Delete “(i)”
6. Page 3, Line 84:  
After “(ii)” insert “president of the Senate to fill midterm vacancies in the office of”



**H.B. 162** Amendments Related to Financial Institutions  
(J. Alexander)

**H.B. 189** Lending Law Amendments (W. Harper)

#### **EDUCATION**

**H.B. 77** High School Graduation Requirements – Financial  
Literacy (D. Hogue)

#### **GOVERNMENT OPERATIONS**

**H.B. 175** Management of Notaries Public by Lieutenant Governor  
(L. Pace)

**H.J.R. 1** Executive Appropriation Committee Process  
Amendments (J. Ferrin)

**S.J.R. 1** Joint Resolution – Rules Revisions Renaming an  
Appropriations Subcommittee (B. Evans)

**S.J.R. 2** Resolution Reappointing General Counsel  
(M. Waddoups)

#### **JUDICIARY**

**S.B. 13** DUI Plea Restrictions (D. C. Butters)

#### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**H.B. 191** Amendments to Racial Profiling Provisions  
(D. Bourdeaux)

#### **NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

**H.B. 42** Water User Notification Amendments (M. Styler)

**H.B. 198** Expansion of Access to Fish and Game Opportunities  
(S. Clark)

#### **RETIREMENT AND INDEPENDENT ENTITIES**

**H.B. 199** Line-of-duty Death Benefit (R. Bigelow)

**S.B. 5** Retirement and Independent Entities Committee  
Amendments (B. Evans)

#### **REVENUE AND TAXATION**

**H.C.R. 3** Resolution on Tuition Tax Credit Ballot Opinion Question  
(S. Allen)

**S.B. 4** Clean Special Fuel Tax Certificate – Exemption  
(D. Steele)

**S.B. 17** Sales and Use Tax – Exemption for Semiconductor  
Fabricating or Processing Materials (C. Bramble)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC  
DEVELOPMENT**

**S.B. 15** Workforce Services Amendments (S. Jenkins)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules  
Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until January  
24, 2003, at 10:00 a.m.

# FIFTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative LaWanna Shurtliff.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 23, 2003

The Senate passed, as amended, **S.B. 18**, LIEUTENANT GOVERNOR CERTIFICATION OF SPECIAL DISTRICT AND LOCAL DISTRICT ANNEXATIONS, WITHDRAWALS, AND DISSOLUTIONS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 36**, MINERAL LEASE FUND AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 24**, LOCAL HUMAN SERVICES AUTHORITIES AMENDMENTS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed **S.B. 25**, COMMITMENT AND CUSTODY OF ADULTS AND MINORS AMENDMENTS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed **S.B. 78**, REPEAL OF TRADING STAMPS REGULATION, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed **S.B. 94**, CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 83**, OCCUPATIONAL AND PROFESSIONAL LICENSING MODIFICATIONS, by Senator L. Hillyard, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 18, S.B. 36, S.B. 24, S.B. 25, S.B. 78, S.B. 94,** and **S.B. 83**, read the first time by short title and referred to the Rules Committee.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: January 23, 2003

The Judiciary Committee reports a favorable recommendation on **H.B. 9**, COMPETENCY TO STAND TRIAL AMENDMENTS, by Representative S. Daniels; and

The Judiciary Committee reports a favorable recommendation on **H.B. 8**, SEAT BELT ENFORCEMENT PROVISIONS, by Representative C. Moss, with the following amendments:

1. Page 1, Line 5:  
Delete “clarify that the driver or a passenger 19”
2. Page 1, Lines 6–7:  
Delete lines 6 through 7 and insert “amend safety belt requirements by making the requirement to wear a safety belt only apply to persons under 19 years of age.”
3. Page 1, Line 15:  
After “(a)” insert “if the driver is under 19 years of age”
4. Page 1, Line 23:  
Delete “16 years of age or older” and insert “under 19 years of age”
5. Page 2, Lines 31–34:  
Delete lines 31 through 34

Ben C. Ferry, Chair

Reports filed. On motion of Representative Adams, the reports of the Judiciary committee were adopted.

**H.B. 9** and **H.B. 8**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 23, 2003

The Transportation Committee reports a favorable recommendation on **H.B. 197**, LICENSE PLATE FOR BOYS AND GIRLS CLUBS, by Representative C. Bennion, with the following amendments:

1. Page 1, Line 27:  
After “America” insert “license plates”; and

The Transportation Committee reports a favorable recommendation on **H.B. 68**, SAFETY INSPECTION REQUIREMENT FOR SALVAGE VEHICLES, by Representative G. Curtis; and

The Transportation Committee reports a favorable recommendation on **H.B. 13**, TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS, by Representative M. Dillree, with the following amendments:

1. Page 4, Line 96:  
Delete "or the grantor's heirs"
2. Page 4, Line 98:  
Delete "or the grantor's heirs"
3. Page 4, Line 99:  
Delete "or the grantor's heirs"; and

The Transportation Committee reports a favorable recommendation on **H.B. 32**, VEHICLE IMPOUND FEE FOR DRIVING UNDER THE INFLUENCE CASES, by Representative J. Murray.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 197**, as amended, **H.B. 68**, **H.B. 13**, as amended, and **H.B. 32**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 23, 2003

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 40**, PROTECTION OF NONPUBLIC PERSONAL INFORMATION, by Representative D. Aagard, with the following amendments:

1. Page 1, Line 1:  
Delete "PROTECTION OF" and insert "NOTICE OF INTENT TO SELL"
2. Page 1, Line 19:  
Delete "PROTECTION OF" and insert "NOTICE OF INTENT TO SELL"
3. Page 1, Line 22:  
Delete "Protection of" and insert "Notice of Intent to Sell"

4. Page 2, Line 31:  
After “(2)” delete “Commercial” and insert “(a) Subject to Subsection (2)(b), ”commercial”
5. Page 2, Line 32:  
After line 32 insert:  
“(b) “Commercial entity” does not include:  
(i) a governmental entity; or  
(ii) an entity providing services on behalf of a governmental entity.”
6. Page 2, Line 55:  
After line 55 insert:  
“(c) “Consumer transaction” does not include a transaction related to real property.”
7. Page 4, Lines 92–97:  
Delete lines 92–97 and insert:  
“(C) is not compensation received by the commercial entity in consideration of a transaction described in Subsection (5).”
8. Pages 4–5, Lines 119–125:  
Delete lines 119–125 and insert:  
“(4) This chapter does not apply if:  
(a) a commercial entity discloses nonpublic personal information to a third party;  
(b) the commercial entity is subject to a federal law or regulation that governs the disclosure of nonpublic information to a third party; and  
(c) the disclosure of nonpublic information to a third party complies with or is authorized by the federal law or regulation described in Subsection (4)(b).”
9. Page 5, Line 125:  
After line 125 insert:  
“(5) Notwithstanding the other provisions of this section, a commercial entity is not required to provide notice under this section if:  
(a) the disclosure of the nonpublic personal information is related to the third party providing to the commercial entity:  
(i) services;  
(ii) personal or real property; or  
(iii) other thing of value; and  
(b) compensation received by the commercial entity as part of the transaction is received by the commercial entity for or in consideration of the transaction described in Subsection (5)(a).”

10. Page 5, Line 130:

After "obtained" insert "on or after May 5, 2003."

Stephen Urquhart, Chair

Report filed. On motion of Representative Donnelson, the report of the Public Utilities and Technology committee was adopted.

**H.B. 40**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 23, 2003

The Education Committee reports a favorable recommendation on **H.B. 76**, TRUANCY AMENDMENTS, by Representative D. Bourdeaux.

Margaret Dayton, Chair

Report filed. On motion of Representative Dayton, the report of the Education committee was adopted.

**H.B. 76**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 23, 2003

The Business and Labor Committee recommends **H.B. 78**, LIEN RECOVERY FUND – RATE OF INTEREST, by Representative G. Snow, be replaced and reports a favorable recommendation on **1st Sub. H.B. 78**, LIEN RECOVERY FUND – RATE OF INTEREST with the following amendments:

1. Page 2, Lines 30 – 36:  
Delete lines 30 through 36
2. Page 2, Line 36:  
Delete "(e)" and insert "(c)"
3. Page 2, Line 41:  
Delete "(f)" and insert "(d)"
4. Page 2, Line 44:  
Delete "in the amount of" and insert "not to exceed"
5. Page 2, Line 45:  
Delete "or \$300, whichever is greater"; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 166**, PAYDAY LENDING, by Representative T. McCartney, with the following amendments:

1. Page 2, Line 53:  
Delete "once every three years" and insert "annually"

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**Sub. H.B. 78**, as amended, and **H.B. 166**, as amended, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### SENTENCING FOR USE OF DANGEROUS WEAPON

**H.B. 209**

*Gregory H. Hughes*

THIS ACT MODIFIES THE CRIMINAL CODE BY REMOVING THE DANGEROUS WEAPON ENHANCEMENT FROM THE GENERAL FELONY SENTENCING STATUTE AND PLACING IT IN A SEPARATE SECTION. THE LANGUAGE IS ALSO AMENDED TO FACILITATE APPLICATION OF THE ENHANCEMENT IN FELONY CASES, read the first time by short title and referred to the Rules Committee.

### SEXUAL ABUSE OF A CHILD AMENDMENTS

**H.B. 210**

*Mike Thompson*

THIS ACT MODIFIES THE CRIMINAL CODE BY CLARIFYING IN THE OFFENSE OF SEXUAL ABUSE OF A CHILD THAT THE REFERENCE TO THE VICTIM'S AGE AS BEING YOUNGER THAN 14 APPLIES TO ALL PROVISIONS IN THE SECTION. THIS ACT ALSO AMENDS AFFECTED CROSS REFERENCES, read the first time by short title and referred to the Rules Committee.

### DISABILITIES APPROPRIATIONS NONLAPSING

**H.B. 211**

*Rebecca D. Lockhart*

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT SPECIFIES THAT ALL APPROPRIATIONS TO THE DIVISION OF

SERVICES FOR PEOPLE WITH DISABILITIES ARE NONLAPSING AND LIMITS THE USE OF UNEXPENDED FUNDS TO ONE-TIME EXPENDITURES, read the first time by short title and referred to the Rules Committee.

**PRIMARY CARE NETWORK AMENDMENTS  
FOR GENERAL ASSISTANCE RECIPIENTS**

**H.B. 212**

*Kory M. Holdaway*

THIS ACT MODIFIES THE HEALTH CODE. THE ACT AUTHORIZES THE DEPARTMENT OF HEALTH'S MEDICAID PRIMARY CARE NETWORK DEMONSTRATION PROJECT TO APPLY FOR A WAIVER TO REDUCE THE AMOUNT OF THE ENROLLMENT FEE THAT MUST BE PAID BY A PERSON TO OBTAIN COVERAGE UNDER THE PRIMARY CARE NETWORK. THE REDUCED ENROLLMENT FEE WOULD APPLY ONLY TO THOSE WHO ARE ELIGIBLE FOR THE STATE'S GENERAL ASSISTANCE PROGRAM AFTER JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**COVENANT MARRIAGE OPTION**

**H.B. 213**

*Douglas C. Aagard*

THIS ACT CREATES THE COVENANT MARRIAGE ACT. IT DEFINES COVENANT MARRIAGE, CREATES REQUIREMENTS FOR PARTIES TO ENTER INTO A COVENANT MARRIAGE, AND DIRECTS THE COUNTY CLERK TO NOTE THE DESIGNATION ON MARRIAGE DOCUMENTS. IN ADDITION, THIS ACT PROVIDES FOR THE CONVERSION OF A PREVIOUSLY SOLEMNIZED MARRIAGE TO A COVENANT MARRIAGE AND SETS OUT SPECIFIC REQUIREMENTS FOR THE DISSOLUTION OF A COVENANT MARRIAGE. THE ACT ALSO PROVIDES FOR AN ADDITIONAL FEE OF UP TO \$20 FOR A COVENANT MARRIAGE DESIGNATION AND FOR THE CONVERSION OF A MARRIAGE TO A COVENANT MARRIAGE. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**REGULATIONS OF RESTRAINTS AND SECLUSION**

**H.B. 214**

*Mike Thompson*

THIS ACT MODIFIES THE MENTAL HEALTH PROFESSIONAL LICENSING ACT. THE ACT ENLARGES THE DEFINITIONS IN THIS CHAPTER. THE ACT REGULATES THE USE, PRACTICE, OR

APPLICATION OF CHEMICAL RESTRAINTS, PHYSICAL RESTRAINTS, MECHANICAL RESTRAINTS, AND SECLUSION; AND REQUIRES ANNUAL REPORTS REGARDING THEIR ADMINISTRATION TO THE GOVERNOR, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE PRESIDENT OF THE SENATE, read the first time by short title and referred to the Rules Committee.

#### **STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS**

**H.B. 215**

*Wayne A. Harper*

THIS ACT MODIFIES STATUTORY PROVISIONS GOVERNING LOBBYING BY STATE AGENCIES. THIS ACT REQUIRES THAT CERTAIN INFORMATION ABOUT LOBBYISTS BE REPORTED TO THE LEGISLATURE AND AUTHORIZES THE LEGISLATURE TO PENALIZE STATE AGENCIES THAT HIRE A LOBBYIST, read the first time by short title and referred to the Rules Committee.

#### **USE OF CREDIT RELATED INSTRUMENTS**

**H.B. 216**

*David L. Hogue*

THIS ACT MODIFIES THE COMMERCE AND TRADE CODE TO ENACT PROVISIONS PROHIBITING THE USE OF CREDIT INFORMATION FOR ANY PURPOSES OTHER THAN EXTENDING CREDIT OR CONDUCTING A CRIMINAL BACKGROUND CHECK. THE ACT MODIFIES THE INSURANCE CODE TO PROHIBIT ALL USES OF CREDIT INFORMATION IN CONNECTION WITH MOTOR VEHICLE INSURANCE, read the first time by short title and referred to the Rules Committee.

#### **RESOLUTION PROVIDING MANAGEMENT OF WOLVES IN UTAH**

**H.J.R. 12**

*Michael R. Styler*

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES THE UNITED STATES FISH AND WILDLIFE SERVICE TO EXPEDITE THE PROCESS FOR TRANSFERRING AUTHORITY TO MANAGE WOLVES TO THE STATES. THE RESOLUTION ALSO URGES THE UNITED STATES FISH AND WILDLIFE SERVICE TO REJECT REQUESTS TO ESTABLISH ADDITIONAL RECOVERY AREAS THAT WOULD INCLUDE THE STATE OF UTAH; URGES THE UTAH DIVISION OF WILDLIFE RESOURCES TO DRAFT A WOLF MANAGEMENT PLAN THAT IS TO THE EXTENT POSSIBLE CONSISTENT WITH THE WILDLIFE MANAGEMENT OBJECTIVES OF THE UTE INDIAN TRIBE, PREVENTS LIVESTOCK

DEPREDAATION, AND PROTECTS THE INVESTMENTS MADE IN WILDLIFE MANAGEMENT EFFORTS; AND URGES THE DIVISION OF WILDLIFE RESOURCES TO PREPARE A GRANT PROPOSAL RECOMMENDING THAT THE DEPARTMENT OF NATURAL RESOURCES' ENDANGERED SPECIES MITIGATION FUND FULLY COMPENSATE PRIVATE LANDOWNERS FOR LOSSES, NOT COVERED BY OTHER MITIGATION SOURCES, RESULTING FROM DEPREDAATION TO LIVESTOCK BY WOLVES, read the first time by short title and referred to the Rules Committee.

### HOUSE RULES RESOLUTION – SCHEDULING GUEST SPEAKERS

#### H.R. 5

*Marda Dillree*

THIS RESOLUTION MODIFIES HOUSE RULES BY ELIMINATING THE RULES COMMITTEE'S AUTHORITY TO SCHEDULE GUEST SPEAKERS. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

### UNFINISHED BUSINESS

On motion of Representative Barrus, the House voted to uncircle **H.B. 64**.

**H.B. 64**, PUBLIC WATER SYSTEMS AMENDMENTS, was before the House on its final passage.

Representative Harper proposed the following amendment:

1. Page 2, Lines 40a–40g (pink copy):  
Delete lines 40a through 40g.

Representative Harper's amendment passed on the following roll call:

**Yeas, 48; Nays, 26; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | Alexander | Barrus       |
| Bennion     | Bigelow     | Bird      | Bowman       |
| Bryson      | Bush        | Buttars   | Buxton       |
| Christensen | D. Clark    | S. Clark  | D. Cox       |
| Curtis      | Dayton      | Dillree   | Donnelson    |
| Duckworth   | Ferrin      | Ferry     | Gowans       |
| Harper      | Hendrickson | Hogue     | E. Hutchings |
| B. Johnson  | Kiser       | Last      | Lawrence     |

|          |          |          |             |
|----------|----------|----------|-------------|
| Lockhart | Love     | Mascaro  | Newbold     |
| Noel     | Parker   | Peterson | Philpot     |
| Seitz    | G. Snow  | Styler   | Thompson    |
| Ure      | Urquhart | Wallace  | M. Stephens |

**Voting in the negative were:** Representatives

|           |           |            |           |
|-----------|-----------|------------|-----------|
| S. Allen  | Anderson  | Becker     | Biskupski |
| Bourdeaux | Buffmire  | Daniels    | Dee       |
| Dougall   | Dunnigan  | Goodfellow | Hansen    |
| Hardy     | Holdaway  | Hughes     | Jones     |
| King      | Litvack   | McCartney  | McGee     |
| Morgan    | Morley    | Moss       | Murray    |
| Pace      | Shurtliff |            |           |

**Absent or not voting was:** Representative Winn

###

Representative Allen proposed the following amendment:

- 2. Page 1, Lines 23 and 24:  
Delete “or” and on line 24 delete “municipal general election”

Representative Allen’s amendment passed on the following roll call:

**Yeas, 38; Nays, 36; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |          |              |           |
|-----------|----------|--------------|-----------|
| S. Allen  | Anderson | Becker       | Biskupski |
| Bourdeaux | Buffmire | Buttars      | Curtis    |
| Daniels   | Dee      | Dougall      | Duckworth |
| Dunnigan  | Ferry    | Goodfellow   | Gowans    |
| Hansen    | Hardy    | Hendrickson  | Hogue     |
| Holdaway  | Hughes   | E. Hutchings | Jones     |
| King      | Lawrence | Litvack      | McCartney |
| McGee     | Morgan   | Moss         | Newbold   |
| Pace      | Parker   | Seitz        | Shurtliff |
| G. Snow   | Styler   |              |           |

**Voting in the negative were:** Representatives

|         |         |           |             |
|---------|---------|-----------|-------------|
| Aagard  | Adams   | Alexander | Barrus      |
| Bennion | Bigelow | Bird      | Bowman      |
| Bryson  | Bush    | Buxton    | Christensen |

|            |           |         |             |
|------------|-----------|---------|-------------|
| D. Clark   | S. Clark  | D. Cox  | Dayton      |
| Dillree    | Donnelson | Ferrin  | Harper      |
| B. Johnson | Kiser     | Last    | Lockhart    |
| Love       | Mascaro   | Morley  | Murray      |
| Noel       | Peterson  | Philpot | Thompson    |
| Ure        | Urquhart  | Wallace | M. Stephens |

**Absent or not voting was:** Representative  
Winn

###

**H.B. 64**, as amended, then passed on the following roll call:

**Yeas, 64; Nays, 10; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Bennion     | Bigelow      |
| Bird        | Bowman    | Bryson      | Bush         |
| Buttars     | Buxton    | Christensen | D. Clark     |
| S. Clark    | D. Cox    | Curtis      | Dee          |
| Dillree     | Donnelson | Dougall     | Duckworth    |
| Dunnigan    | Ferrin    | Ferry       | Goodfellow   |
| Gowans      | Hansen    | Hardy       | Harper       |
| Hendrickson | Hogue     | Holdaway    | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Lockhart    | Love         |
| Mascaro     | Morgan    | Morley      | Moss         |
| Murray      | Newbold   | Noel        | Pace         |
| Parker      | Peterson  | Philpot     | Seitz        |
| Shurtliff   | Styler    | Thompson    | Ure          |
| Urquhart    | Wallace   | Winn        | M. Stephens  |

**Voting in the negative were:** Representatives

|         |           |           |          |
|---------|-----------|-----------|----------|
| Becker  | Biskupski | Bourdeaux | Buffmire |
| Daniels | Hughes    | Litvack   | McCarty  |
| McGee   | G. Snow   |           |          |

**Absent or not voting was:** Representative  
Dayton

**H.B. 64**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Hansen, the House voted to reconsider its action on **H.B. 187**.

### RECONSIDERATION OF H.B. 187

**H.B. 187**, CAMPAIGN CONTRIBUTION RESTRICTIONS, was before the House upon its final passage.

Representative Ferrin proposed the following amendment:

1. Page 1, Line 14:

After “lobbyist” insert a comma and delete “or” and after “principal” insert “, or political committee”

Representative Ferrin’s amendment passed on a voice vote.

**H.B. 187**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Becker      | Bennion      |
| Bigelow     | Bird      | Biskupski   | Bourdeaux    |
| Bowman      | Bryson    | Buffmire    | Bush         |
| Buttars     | Buxton    | Christensen | D. Clark     |
| S. Clark    | D. Cox    | Curtis      | Dayton       |
| Dee         | Donnelson | Dougall     | Duckworth    |
| Dunnigan    | Ferrin    | Ferry       | Goodfellow   |
| Gowans      | Hansen    | Hardy       | Harper       |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Litvack     | Lockhart     |
| Love        | Mascaro   | McCartney   | McGee        |
| Morgan      | Moss      | Murray      | Newbold      |
| Noel        | Parker    | Peterson    | Philpot      |
| Seitz       | Shurtliff | G. Snow     | Styler       |
| Thompson    | Urquhart  | Wallace     | Winn         |
| M. Stephens |           |             |              |

**Voting in the negative was:** Representative  
Pace

**Absent or not voting were:** Representatives

|         |         |             |        |
|---------|---------|-------------|--------|
| Daniels | Dillree | Hendrickson | Morley |
| Ure     |         |             |        |

**H.B. 187**, as amended, transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Bryson, the House voted to uncircle **H.B. 12**.

**H.B. 12**, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, was before the House on its final passage.

On motion of Representative Bryson, the House voted to delete **H.B. 12** in title and body and insert **Sub. H.B. 12** in lieu thereof.

**Sub. H.B. 12** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Agard       | Adams       | Alexander    | S. Allen   |
| Anderson    | Barrus      | Becker       | Bennion    |
| Bigelow     | Bird        | Biskupski    | Bourdeaux  |
| Bryson      | Buffmire    | Bush         | Buttars    |
| Buxton      | Christensen | D. Clark     | S. Clark   |
| D. Cox      | Curtis      | Dayton       | Dee        |
| Donnelson   | Dougall     | Duckworth    | Dunnigan   |
| Ferrin      | Ferry       | Goodfellow   | Gowans     |
| Hansen      | Hardy       | Harper       | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | Kiser       | Last         | Lawrence   |
| Litvack     | Lockhart    | Love         | Mascaro    |
| McCartney   | McGee       | Morgan       | Morley     |
| Moss        | Murray      | Newbold      | Noel       |
| Pace        | Parker      | Peterson     | Philpot    |
| Seitz       | Shurtliff   | G. Snow      | Styler     |
| Thompson    | Urquhart    | Wallace      | Winn       |
| M. Stephens |             |              |            |

**Absent or not voting were:** Representatives

|        |         |         |             |
|--------|---------|---------|-------------|
| Bowman | Daniels | Dillree | Hendrickson |
| King   | Ure     |         |             |

**Sub. H.B. 12** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 61, CANDIDATES NOT AFFILIATED WITH A PARTY**, read the third time by short title and placed on its final passage.

**H.B. 61** then passed on the following roll call:

**Yeas, 70; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Aagard     | Adams       | Alexander   | S. Allen     |
| Anderson   | Barrus      | Becker      | Bennion      |
| Bigelow    | Bird        | Biskupski   | Bourdeaux    |
| Bowman     | Bryson      | Buffmire    | Bush         |
| Buttars    | Buxton      | Christensen | D. Clark     |
| S. Clark   | D. Cox      | Curtis      | Dayton       |
| Dee        | Donnelson   | Dougall     | Duckworth    |
| Dunnigan   | Ferrin      | Ferry       | Goodfellow   |
| Gowans     | Hansen      | Hardy       | Harper       |
| Hogue      | Holdaway    | Hughes      | E. Hutchings |
| B. Johnson | Jones       | King        | Kiser        |
| Last       | Lawrence    | Litvack     | Lockhart     |
| Love       | Mascaro     | McCartney   | McGee        |
| Morgan     | Morley      | Moss        | Murray       |
| Newbold    | Noel        | Parker      | Peterson     |
| Philpot    | Seitz       | Shurtliff   | G. Snow      |
| Styler     | Thompson    | Urquhart    | Wallace      |
| Winn       | M. Stephens |             |              |

**Voting in the negative was:** Representative

Pace

**Absent or not voting were:** Representatives

|         |         |             |     |
|---------|---------|-------------|-----|
| Daniels | Dillree | Hendrickson | Ure |
|---------|---------|-------------|-----|

**H.B. 61** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 178, FIREARMS AMENDMENTS**, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 178**.

\* \* \*

**H.B. 62, EMERGENCY RESPONSE COSTS**, read the third time by short title and placed on its final passage.

Representative Goodfellow proposed the following amendment:

1. Page 2, Line 28:  
Delete "41-4-44" and insert "41-6-44"
2. Page 2, Line 41:  
After "costs" insert "and it"
3. Page 3, Line 61:  
Delete "or"
4. Page 3, Line 63 (pink copy):  
At the end of the line insert "or"
5. Page 3, Line 63a (pink copy):  
Delete "NOT"

Representative Goodfellow's amendment passed on a voice vote.

**H.B. 62**, as amended, then passed on the following roll call:

**Yeas, 51; Nays, 22; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Aagard     | Adams     | S. Allen    | Barrus       |
| Becker     | Bennion   | Bigelow     | Bird         |
| Biskupski  | Bourdeaux | Bowman      | Bryson       |
| Buffmire   | Buxton    | D. Clark    | S. Clark     |
| D. Cox     | Dee       | Dillree     | Duckworth    |
| Ferrin     | Ferry     | Goodfellow  | Gowans       |
| Hansen     | Hardy     | Hendrickson | E. Hutchings |
| B. Johnson | Jones     | King        | Last         |
| Lawrence   | Litvack   | Love        | Mascaro      |
| McCartney  | McGee     | Morgan      | Moss         |
| Noel       | Pace      | Parker      | Peterson     |
| Seitz      | Shurtliff | G. Snow     | Styler       |
| Urquhart   | Wallace   | Winn        |              |

**Voting in the negative were:** Representatives

|           |             |           |             |
|-----------|-------------|-----------|-------------|
| Alexander | Bush        | Buttars   | Christensen |
| Curtis    | Dayton      | Donnelson | Dougall     |
| Dunnigan  | Harper      | Hogue     | Holdaway    |
| Hughes    | Kiser       | Lockhart  | Morley      |
| Murray    | Newbold     | Philpot   | Thompson    |
| Ure       | M. Stephens |           |             |

**Absent or not voting were:** Representatives

|          |         |
|----------|---------|
| Anderson | Daniels |
|----------|---------|

**H.B. 62**, as amended, transmitted to the Senate for its consideration.

**RULES COMMITTEE REPORT**

Mr. Speaker:

January 24, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills be assigned to standing committees:

**BUSINESS AND LABOR**

|                 |  |
|-----------------|--|
| <b>H.B. 203</b> | Residential Mortgage Regulatory Commission (G. Snow)                   |
| <b>S.B. 78</b>  | Repeal of Trading Stamps Regulation (S. Jenkins)                       |
| <b>S.B. 83</b>  | Occupational and Professional Licensing Modifications<br>(L. Hillyard) |
| <b>S.B. 94</b>  | Certified Public Accountant Licensing Act Amendments<br>(J. Valentine) |

**EDUCATION**

|                 |   |
|-----------------|---|
| <b>H.B. 86</b>  | Public School Choice Enrollment (C. Moss)                 |
| <b>H.B. 161</b> | Snow College Richfield Campus Name Change<br>(B. Johnson) |

**GOVERNMENT OPERATIONS**

|                 |  |
|-----------------|--|
| <b>H.B. 195</b> | Election Process for Nonbinding Statewide Opinion<br>Question (S. Allen) |
|-----------------|--|

**HEALTH AND HUMAN SERVICES**

|                |  |
|----------------|--|
| <b>S.B. 24</b> | Local Human Services Authorities Amendments<br>(S. Jenkins)            |
| <b>S.B. 25</b> | Commitment and Custody of Adults and Minors<br>Amendments (S. Jenkins) |

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT****S.B. 36** Mineral Lease Fund Amendments (B. Evans)**POLITICAL SUBDIVISIONS****H.B. 54** Special Districts and Local Districts – Acquisition of Real Property (G. Hughes)**S.B. 18** Lieutenant Governor Certification of Special District and Local District Annexations, Withdrawals, and Dissolutions (D. Gladwell)**REVENUE AND TAXATION****H.B. 87** Property Tax Assessment of Low-income Housing Tax Credits and Low-income Housing Covenants (G. Snow)**H.B. 200** Property Tax – Interest Rate on Deferred Taxes (L. Christensen)

Marda Dillree, Chair

Report filed. On motion of Representative Philpot, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until January 27, 2003, at 10:00 a.m.

# EIGHTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representatives Ben Ferry and Sheryl Allen, excused.

Pledge of Allegiance and prayer by Representative J. Stuart Adams.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 24, 2003

The Senate passed **S.B. 80**, ADVERSE BENEFIT DETERMINATION AMENDMENTS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 82**, AUTHORIZED OVERSPENDING LIMIT IN FEDERAL MEDICAID BUDGET, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 20**, FACILITATION OF E-GOVERNMENT, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 88**, SECURITY PERSONNEL LICENSING ACT AMENDMENTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 92**, LAND SURVEYOR AMENDMENTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 11**, CHILD CARE AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.B. 14**, GOVERNOR'S OFFICE OF PLANNING AND BUDGET RECODIFICATION AND REVISIONS, by Senator R. Allen, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 6**, RETAILER REQUIREMENTS IN PRINTING FINANCIAL TRANSACTION CARD RECEIPT, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 42**, FRAUDULENT USE OF CREDIT CARD NUMBER, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 90**, PRESCRIPTIVE PRACTICE PEER COMMITTEE REPEALER, by Senator P. Julander, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 80, S.B. 82, S.B. 20, Sub. S.B. 88, Sub. S.B. 92, S.B. 11, S.B. 14, Sub. S.B. 6, S.B. 42,** and **S.B. 90**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 24, 2003

The Government Operations Committee reports a favorable recommendation on **H.J.R. 2**, RESOLUTION REQUESTING STATE AGENCIES TO KEEP LEGISLATORS INFORMED, by Representative D. Hogue.

James A. Ferrin, Chair

Report filed. On motion of Representative Ferrin, the report of the Government Operations committee was adopted.

**H.J.R. 2**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 23, 2003

The Health and Human Services Committee recommends **H.B. 5**, PROHIBITION OF COERCIVE RESTRAINT THERAPY, by Representative M. Thompson, be replaced and favorably recommends **1st Sub. H.B. 5**, PROHIBITION OF COERCIVE RESTRAINT THERAPY; and

The Health and Human Services Committee recommends **H.B. 34**, AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL AND OPEN AND PUBLIC MEETINGS , by Representative M. Morley, be replaced and favorably recommends **1st Sub. H.B. 34**, AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL AND OPEN AND PUBLIC MEETINGS; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 176**, TERMINATION OF PARENTAL RIGHTS, by Representative M. Thompson; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 24**, LOCAL HUMAN SERVICES AUTHORITIES AMENDMENTS, by Senator S. Jenkins; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 72**, ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH INSURANCE PROGRAM, by Representative D. Hogue; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 25**, COMMITMENT AND CUSTODY OF ADULTS AND MINORS AMENDMENTS, by Senator S. Jenkins, with the following amendments:

1. Page 1, Line 1:  
Delete "ADULTS"
2. Page 1, Line 2:  
Delete "AND"
3. Page 1, Line 9:  
Delete "adults and"

Mike Thompson, Chair

Reports filed. On motion of Representative Thompson, the reports of the Health and Human Services committee were adopted.

**Sub. H.B. 5, Sub. H.B. 34, H.B. 176, S.B. 24, H.B. 72**, read the second time by short title and placed on the calendar for third reading.

**S.B. 25**, as amended, read the second time by short title and referred to the Rules Committee due to fiscal impact.

## INTRODUCTION OF BILLS

### CONTROL OF THE DISPOSITION OF A DECEASED PERSON

#### **H.B. 101**

*Jackie Biskupski*

THIS ACT MODIFIES THE FUNERAL SERVICES LICENSING ACT TO ENACT PROVISIONS DEALING WITH THE RIGHT AND DUTY TO CONTROL THE DISPOSITION OF A DECEASED PERSON, AND PROVIDES IMMUNITY TO FUNERAL SERVICE DIRECTORS WHO CONTROL THE DISPOSITION OF A DECEASED PERSON UNDER SOME

CIRCUMSTANCES. THE ACT MODIFIES THE UTAH HEALTH CODE AND THE UTAH UNIFORM PROBATE CODE TO PROVIDE CROSS REFERENCES TO THE FUNERAL SERVICES LICENSING ACT. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **ELECTION DAY MATERIALS**

#### **H.B. 102**

*Lorraine T. Pace*

THIS ACT MODIFIES THE ELECTION CODE BY CHANGING THE REQUIREMENTS FOR CERTAIN ELECTION DAY MATERIALS INCLUDING VOTING INSTRUCTIONS, THE OFFICIAL REGISTER AND POSTING BOOK, AND VOTING BOOTHS. THIS ACT TAKES EFFECT JANUARY 1, 2004, read the first time by short title and referred to the Rules Committee.

### **VOTER REGISTRATION AMENDMENTS**

#### **H.B. 103**

*Lorraine T. Pace*

THIS ACT MODIFIES THE ELECTION CODE BY CHANGING REQUIREMENTS FOR VOTER REGISTRATION FORMS AND PROCESSES. THE ACT REQUIRES THE LIEUTENANT GOVERNOR TO OVERSEE RESPONSIBILITIES ESTABLISHED BY RECENT FEDERAL ELECTION LAW, AND ESTABLISHES REPORTS CONCERNING ABSENTEE BALLOTS FOR MILITARY PERSONNEL AND OVERSEAS CITIZEN VOTERS. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **DISPOSAL OF EVIDENCE IN CRIMINAL PROCEEDINGS**

#### **H.B. 104**

*J. Stuart Adams*

THIS ACT MODIFIES CODE OF CRIMINAL PROCEDURE PROVISIONS REGARDING DISPOSAL OF PROPERTY RECEIVED BY A PEACE OFFICER BY AMENDING PROVISIONS FOR RETURNING PROPERTY TO AN OWNER TO REFLECT THE ROLE OF THE AGENCY'S EVIDENCE CUSTODIAN IN THE PROCESS, read the first time by short title and referred to the Rules Committee.

### **PRIVATE INVESTIGATOR LICENSURE AMENDMENTS**

#### **H.B. 217**

*Margaret Dayton*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY PROVIDING THAT THE BUREAU OF CRIMINAL IDENTIFICATION WILL ISSUE

PRIVATE INVESTIGATOR LICENSES WITHIN A SPECIFIED NUMBER OF DAYS, AND THAT THE PRIVATE INVESTIGATOR HEARING AND LICENSURE BOARD WILL HEAR APPEALS FROM THE BUREAU'S DECISIONS, RATHER THAN ISSUING THE LICENSES. THE ACT AMENDS THE DEFINITION OF DIRECT SUPERVISION. THE ACT ALSO ALLOWS THE BUREAU TO CONSIDER MITIGATING CIRCUMSTANCES WHEN REVIEWING THE APPLICANT'S GOOD MORAL CHARACTER. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **PROVISION FOR EMERGENCY MEDICAL SERVICES**

**H.B. 218**

*Peggy Wallace*

THIS ACT MODIFIES THE MUNICIPAL CODE AND THE HEALTH CODE BY AMENDING PROVISIONS RELATED TO EMERGENCY MEDICAL SERVICES PROVIDED BY MUNICIPALITIES. THE ACT REQUIRES A MUNICIPALITY THAT INTENDS TO ANNEX A GEOGRAPHIC SERVICE AREA AND PROVIDE EMERGENCY MEDICAL SERVICES TO THAT AREA, TO CERTIFY TO THE DEPARTMENT OF HEALTH THAT THE MUNICIPALITY CAN MEET CURRENT EMERGENCY MEDICAL SERVICE LEVELS. THE ACT REQUIRES THE DEPARTMENT TO AMEND A MUNICIPALITY'S LICENSE FOR EMERGENCY MEDICAL SERVICES TO INCLUDE THE ANNEXED AREA AFTER FINAL APPROVAL OF THE ANNEXATION. THE ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

### **WAGES FOR TIPPED EMPLOYEES**

**H.B. 219**

*David Ure*

THIS ACT MODIFIES THE UTAH MINIMUM WAGE ACT TO MODIFY THE METHOD AN EMPLOYER USES TO CALCULATE WAGE PAYMENTS TO A TIPPED EMPLOYEE, AND TO MAKE TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **RESOLUTION URGING FEDERAL AND STATE ACTION AGAINST INTERNET ABUSES**

**H.C.R. 4**

*Dana C. Love*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES THE FEDERAL GOVERNMENT TO ADDRESS

ABUSES OF INTERNET TECHNOLOGY THAT DECEPTIVELY EXPOSE INTERNET USERS TO OBJECTIONABLE MATERIAL AND ILLEGAL ACTIVITIES AND URGES STATES TO JOIN IN RECOMMENDING FEDERAL ACTION. THE RESOLUTION ALSO URGES UTAH AND OTHER STATES TO STUDY WAYS STATES CAN ADDRESS THESE THREATS TO THEIR CITIZENS, read the first time by short title and referred to the Rules Committee.

**RESOLUTION PROMOTING CHARACTER  
AND CITIZENSHIP EDUCATION**

**H.C.R. 7**

*Karen W. Morgan*

THIS CONCURRENT RESOLUTION URGES UTAH'S PUBLIC ELEMENTARY AND SECONDARY SCHOOLS TO PROMOTE CHARACTER AND CITIZENSHIP EDUCATION THROUGH EMPHASIS ON RIGHTS, RESPONSIBILITY, AND RESPECT, read the first time by short title and referred to the Rules Committee.

**HOUSE RULES RESOLUTION REQUIRING  
POLITICAL CAUCUSES TO BE OPEN**

**H.R. 6**

*Scott Daniels*

THIS RESOLUTION MODIFIES HOUSE RULES BY REQUIRING ALL CAUCUSES TO BE OPEN UNLESS CLOSED ACCORDING TO THE PROCEDURES AND REQUIREMENTS OF THE OPEN AND PUBLIC MEETINGS ACT. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

**THIRD READING CALENDAR**

**H.B. 14**, TOURISM PROMOTION PROGRAMS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.B. 14**.

**UNFINISHED BUSINESS**

On motion of Representative McCartney, the House voted to uncircle **H.B. 178**.

**H.B. 178**, FIREARMS AMENDMENTS, was before the House on its final passage.

**H.B. 178** then failed to pass on the following roll call:

**Yeas, 17; Nays, 51; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |             |              |           |
|-----------|-------------|--------------|-----------|
| Anderson  | Becker      | Biskupski    | Bourdeaux |
| Buffmire  | Duckworth   | Goodfellow   | Gowans    |
| Hansen    | Hendrickson | E. Hutchings | Jones     |
| Litvack   | McCartney   | McGee        | Morgan    |
| Shurtliff |             |              |           |

**Voting in the negative were:** Representatives

|          |          |             |             |
|----------|----------|-------------|-------------|
| Aagard   | Adams    | Alexander   | Barrus      |
| Bigelow  | Bird     | Bowman      | Bryson      |
| Bush     | Buttars  | Buxton      | Christensen |
| D. Clark | D. Cox   | Curtis      | Dayton      |
| Dee      | Dillree  | Donnelson   | Dougall     |
| Dunnigan | Ferrin   | Hardy       | Harper      |
| Hogue    | Holdaway | Hughes      | B. Johnson  |
| King     | Kiser    | Last        | Lawrence    |
| Lockhart | Love     | Mascaro     | Morley      |
| Murray   | Newbold  | Noel        | Pace        |
| Parker   | Peterson | Philpot     | Seitz       |
| G. Snow  | Styler   | Thompson    | Urquhart    |
| Wallace  | Winn     | M. Stephens |             |

**Absent or not voting were:** Representatives

|          |         |          |         |
|----------|---------|----------|---------|
| S. Allen | Bennion | S. Clark | Daniels |
| Ferry    | Moss    | Ure      |         |

**H.B. 178** was filed.

**THIRD READING CALENDAR**

**H.B. 174, UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS,** read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 174.**

\* \* \*

**H.B. 74, UNAUTHORIZED ENTRY ON SCHOOL BUS PROHIBITED,** read the third time by short title and placed on its final passage.

**H.B. 74**, as amended, then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Aagard      | Adams        | Alexander   | Anderson  |
| Barrus      | Becker       | Bigelow     | Bird      |
| Biskupski   | Bourdeaux    | Bowman      | Bryson    |
| Buffmire    | Bush         | Buttars     | Buxton    |
| Christensen | D. Clark     | D. Cox      | Curtis    |
| Dayton      | Dee          | Dillree     | Donnelson |
| Dougall     | Duckworth    | Dunnigan    | Ferrin    |
| Goodfellow  | Gowans       | Hansen      | Hardy     |
| Harper      | Hendrickson  | Hogue       | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Morley    |
| Murray      | Newbold      | Noel        | Pace      |
| Parker      | Philpot      | Seitz       | Shurtliff |
| G. Snow     | Styler       | Thompson    | Urquhart  |
| Wallace     | Winn         | M. Stephens |           |

**Absent or not voting were:** Representatives

|          |         |          |         |
|----------|---------|----------|---------|
| S. Allen | Bennion | S. Clark | Daniels |
| Ferry    | Moss    | Peterson | Ure     |

**H.B. 74**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 47**, FIRE PREVENTION AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 47** then passed on the following roll call:

**Yeas, 58; Nays, 8; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |         |           |             |
|-----------|---------|-----------|-------------|
| Aagard    | Adams   | Alexander | Anderson    |
| Barrus    | Becker  | Bigelow   | Biskupski   |
| Bourdeaux | Bowman  | Bryson    | Buffmire    |
| Bush      | Buttars | Buxton    | Christensen |
| D. Clark  | D. Cox  | Dayton    | Dee         |

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Dillree   | Donnelson    | Dougall     | Duckworth |
| Dunnigan  | Ferrin       | Goodfellow  | Gowans    |
| Hansen    | Hardy        | Hendrickson | Hogue     |
| Hughes    | E. Hutchings | B. Johnson  | Jones     |
| King      | Kiser        | Last        | Lawrence  |
| Litvack   | Lockhart     | Love        | Mascaro   |
| McCartney | McGee        | Morgan      | Murray    |
| Noel      | Pace         | Parker      | Seitz     |
| Shurtliff | G. Snow      | Styler      | Thompson  |
| Urquhart  | Wallace      |             |           |

**Voting in the negative were:** Representatives

|         |          |         |             |
|---------|----------|---------|-------------|
| Bird    | Curtis   | Harper  | Morley      |
| Newbold | Peterson | Philpot | M. Stephens |

**Absent or not voting were:** Representatives

|          |          |          |         |
|----------|----------|----------|---------|
| S. Allen | Bennion  | S. Clark | Daniels |
| Ferry    | Holdaway | Moss     | Ure     |
| Winn     |          |          |         |

**H.B. 47** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 55, TOW TRUCK REQUIREMENTS**, read the third time by short title and placed on its final passage.

Representative Gowans proposed the following amendment:

1. Page 1, Line 10:  
After line 10 insert: "This act requires that in addition to notifying the owner if a vehicle, vessel, or outboard motor is towed without the owner's knowledge that the tow truck motor carrier also notify the lien holder."
2. Page 3, Line 72:  
After "owner" insert "and lien holder"

Representative Gowans' motion to amend passed on a voice vote.

**H.B. 55**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Agaard     | Adams        | Alexander  | Anderson    |
| Barrus     | Becker       | Bigelow    | Bird        |
| Biskupski  | Bourdeaux    | Bryson     | Buffmire    |
| Bush       | Buttars      | Buxton     | Christensen |
| D. Clark   | S. Clark     | D. Cox     | Curtis      |
| Dayton     | Dee          | Dillree    | Donnelson   |
| Dougall    | Duckworth    | Dunnigan   | Ferrin      |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Litvack    | Lockhart     | Love       | Mascaro     |
| McCartney  | McGee        | Morgan     | Morley      |
| Murray     | Newbold      | Noel       | Pace        |
| Parker     | Peterson     | Philpot    | Seitz       |
| Shurtliff  | G. Snow      | Styler     | Thompson    |
| Urquhart   | Wallace      | Winn       | M. Stephens |

**Absent or not voting were:** Representatives

|          |         |        |         |
|----------|---------|--------|---------|
| S. Allen | Bennion | Bowman | Daniels |
| Ferry    | Moss    | Ure    |         |

**H.B. 55**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to reconsider its action on **H.B. 178**.

**RECONSIDERATION OF H.B. 178**

**H.B. 178**, FIREARMS AMENDMENTS, was before the House upon its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 178**.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to lift **S.J.R. 2** from the Government Operations standing committee and placed at the bottom of the Senate Third Reading Calendar.

### THIRD READING CALENDAR

**H.B. 22**, PROPERTY TAX RELIEF, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **H.B. 22**.

\* \* \*

**H.B. 73**, WITHHOLDING EXEMPTION FOR CERTAIN NONRESIDENT SHAREHOLDERS, read the third time by short title and placed on its final passage.

**H.B. 73**, as amended, then passed on the following roll call:

**Yeas, 60; Nays, 0; Absent or not voting, 15.**

**Voting in the affirmative were:** Representatives

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| Aagard    | Adams        | Alexander   | Barrus      |
| Becker    | Bigelow      | Bird        | Biskupski   |
| Bourdeaux | Bowman       | Bryson      | Buffmire    |
| Buttars   | Buxton       | Christensen | D. Clark    |
| S. Clark  | D. Cox       | Curtis      | Daniels     |
| Dee       | Donnelson    | Dougall     | Duckworth   |
| Dunnigan  | Ferrin       | Goodfellow  | Gowans      |
| Hansen    | Hardy        | Harper      | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson  | Jones       |
| King      | Kiser        | Last        | Lawrence    |
| Litvack   | Lockhart     | Love        | Mascaro     |
| McGee     | Morgan       | Morley      | Murray      |
| Newbold   | Noel         | Pace        | Parker      |
| Peterson  | Shurtliff    | G. Snow     | Styler      |
| Thompson  | Urquhart     | Wallace     | M. Stephens |

**Absent or not voting were:** Representatives

|          |           |         |             |
|----------|-----------|---------|-------------|
| S. Allen | Anderson  | Bennion | Bush        |
| Dayton   | Dillree   | Ferry   | Hendrickson |
| Hogue    | McCartney | Moss    | Philpot     |
| Seitz    | Ure       | Winn    |             |

**H.B. 73**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 28**, OIL AND GAS SEVERANCE TAX AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 28**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 0; Absent or not voting, 17.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | Barrus    |
| Becker       | Bigelow     | Bird      | Biskupski |
| Bourdeaux    | Bowman      | Bryson    | Buttars   |
| Buxton       | Christensen | D. Clark  | S. Clark  |
| D. Cox       | Curtis      | Daniels   | Dee       |
| Donnelson    | Dougall     | Duckworth | Dunnigan  |
| Ferrin       | Goodfellow  | Gowans    | Hansen    |
| Hardy        | Harper      | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Kiser        | Last        | Lawrence  | Litvack   |
| Lockhart     | Love        | Mascaro   | McGee     |
| Morgan       | Morley      | Murray    | Newbold   |
| Noel         | Pace        | Parker    | Peterson  |
| Shurtliff    | G. Snow     | Styler    | Urquhart  |
| Wallace      | M. Stephens |           |           |

**Absent or not voting were:** Representatives

|             |          |           |          |
|-------------|----------|-----------|----------|
| S. Allen    | Anderson | Bennion   | Buffmire |
| Bush        | Dayton   | Dillree   | Ferry    |
| Hendrickson | Hogue    | McCartney | Moss     |
| Philpot     | Seitz    | Thompson  | Ure      |
| Winn        |          |           |          |

**H.B. 28**, as amended, transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Snow, the House voted to uncircle **H.B. 29**.

**H.B. 29**, FEES AND TAXES ON OIL AND GAS, was before the House on its final passage.

Representative Snow proposed the following amendment:

1. Page 5, Line 124:  
After "taxpayer's" insert "tax"
2. Page 8, Line 219:  
Delete "Subsection" and insert "Subsections" and after "59-5-102" insert "(3)(a) and"

- 3. Page 8, Line 220:  
Delete "Subsection" and insert "Subsections" and after "59-5-102" insert "(3)(a) and"

Representative Snow’s motion to amend passed on a voice vote.

**H.B. 29**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Aagard      | Adams        | Alexander  | Anderson |
| Barrus      | Becker       | Bennion    | Bigelow  |
| Bird        | Biskupski    | Bourdeaux  | Bowman   |
| Bryson      | Bush         | Buttars    | Buxton   |
| Christensen | D. Clark     | S. Clark   | Curtis   |
| Daniels     | Dayton       | Dee        | Dillree  |
| Donnelson   | Dougall      | Duckworth  | Dunnigan |
| Ferrin      | Goodfellow   | Gowans     | Hansen   |
| Hardy       | Harper       | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |
| Litvack     | Lockhart     | Love       | Mascaro  |
| McCartney   | McGee        | Morgan     | Morley   |
| Murray      | Newbold      | Noel       | Pace     |
| Parker      | Peterson     | Philpot    | Seitz    |
| Shurtliff   | G. Snow      | Styler     | Thompson |
| Ure         | Urquhart     | Wallace    | Winn     |
| M. Stephens |              |            |          |

**Absent or not voting were:** Representatives

|             |          |        |       |
|-------------|----------|--------|-------|
| S. Allen    | Buffmire | D. Cox | Ferry |
| Hendrickson | Moss     |        |       |

**H.B. 29**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 41**, LEGISLATIVE BUDGETING FOR COLA FOR LOCAL HEALTH AUTHORITIES, read the third time by short title and placed on its final passage.

**H.B. 41** then passed on the following roll call:

**Yeas, 63; Nays, 7; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |            |             |            |
|--------------|------------|-------------|------------|
| Aagard       | Adams      | Anderson    | Barrus     |
| Becker       | Bennion    | Bird        | Biskupski  |
| Bourdeaux    | Bowman     | Bryson      | Buffmire   |
| Buttars      | Buxton     | Christensen | D. Clark   |
| S. Clark     | D. Cox     | Daniels     | Dayton     |
| Dee          | Dillree    | Donnelson   | Dougall    |
| Duckworth    | Dunnigan   | Ferrin      | Goodfellow |
| Gowans       | Hansen     | Hardy       | Harper     |
| Hendrickson  | Hogue      | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | Jones       | King       |
| Kiser        | Last       | Lawrence    | Litvack    |
| Lockhart     | Mascaro    | McCartney   | McGee      |
| Morgan       | Morley     | Murray      | Noel       |
| Pace         | Peterson   | Seitz       | Shurtliff  |
| G. Snow      | Styler     | Thompson    | Ure        |
| Urquhart     | Wallace    | Winn        |            |

**Voting in the negative were:** Representatives

|           |         |             |      |
|-----------|---------|-------------|------|
| Alexander | Bush    | Curtis      | Love |
| Newbold   | Philpot | M. Stephens |      |

**Absent or not voting were:** Representatives

|          |         |       |      |
|----------|---------|-------|------|
| S. Allen | Bigelow | Ferry | Moss |
| Parker   |         |       |      |

**H.B. 41** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 36, ACCESSIBLE HOUSING**, read the third time by short title and placed on its final passage.

Representative Christensen proposed the following amendment:

1. Page 4, Line 105:  
Delete line 105.
2. Page 6, Line 158:  
Delete line 158 and renumber accordingly.

Representative Christensen's motion to amend failed on a voice vote.

###

Representative Dunnigan proposed the following amendment:

- 1. Page 4, Line 104:  
Delete “and”

Representative Dunnigan’s motion to amend passed on a voice vote.

**H.B. 36**, as amended, then passed on the following roll call:

**Yeas, 52; Nays, 20; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |          |              |            |
|-------------|----------|--------------|------------|
| Aagard      | Adams    | Anderson     | Barrus     |
| Becker      | Bigelow  | Bird         | Biskupski  |
| Bourdeaux   | Bowman   | Bryson       | Buffmire   |
| Buttars     | Buxton   | D. Cox       | Daniels    |
| Dee         | Dillree  | Donnelson    | Dougall    |
| Duckworth   | Dunnigan | Ferrin       | Goodfellow |
| Gowans      | Hansen   | Hardy        | Harper     |
| Hendrickson | Holdaway | E. Hutchings | Jones      |
| King        | Last     | Lawrence     | Litvack    |
| Love        | Mascaro  | McCartney    | McGee      |
| Morgan      | Moss     | Murray       | Newbold    |
| Pace        | Parker   | Seitz        | Shurtliff  |
| G. Snow     | Styler   | Thompson     | Wallace    |

**Voting in the negative were:** Representatives

|           |          |          |             |
|-----------|----------|----------|-------------|
| Alexander | Bennion  | Bush     | Christensen |
| D. Clark  | S. Clark | Curtis   | Dayton      |
| Hogue     | Hughes   | Kiser    | Lockhart    |
| Morley    | Noel     | Peterson | Philpot     |
| Ure       | Urquhart | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|          |       |            |
|----------|-------|------------|
| S. Allen | Ferry | B. Johnson |
|----------|-------|------------|

**H.B. 36**, as amended, transmitted to the Senate for its consideration.

**RULES COMMITTEE REPORTS**

Mr. Speaker: January 27, 2003

The Rules Committee recommends that, under suspension of the rules, the following bill and resolution be considered read for the second time and placed on the Third Reading Calendar:

- H.B. 15** State Armory Board Amendments (D. Bush)  
**H.R. 5** House Rules Resolution – Scheduling Guest Speakers  
 (M. Dillree)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: January 27, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

#### **BUSINESS AND LABOR**

- 1st Sub. S.B. 6** Retailer Requirements in Printing Financial Transaction  
 Card Receipt (C. Walker)  
**S.B. 42** Fraudulent Use of Credit Card Number (C. Walker)  
**1st Sub. S.B. 88** Security Personnel Licensing Act Amendments  
 (D. Eastman)  
**S.B. 90** Prescriptive Practice Peer Committee Repealer  
 (P. Julander)  
**1st Sub. S.B. 92** Land Surveyor Amendments (H. Stephenson)

#### **GOVERNMENT OPERATIONS**

- H.B. 206** County Responsibility for Voting Precincts and Polling  
 Places (R. Bigelow)  
**S.B. 14** Governor's Office of Planning and Budget Recodification  
 and Revisions (R. Allen)

#### **HEALTH AND HUMAN SERVICES**

- S.B. 11** Child Care Amendments (B. Evans)  
**S.B. 80** Adverse Benefit Determination Amendments  
 (P. Knudson)

#### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 194** Sheriff Certification Requirements (J. Murray)

#### **NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 202** Utah Energy Office Amendments (S. Urquhart)

**POLITICAL SUBDIVISIONS**

**H.B. 66** County General Fund Expenses (B. Dee)

**PUBLIC UTILITIES AND TECHNOLOGY**

**S.B. 20** Facilitation of E-government (D. Steele)

**RETIREMENT AND INDEPENDENT ENTITIES**

**H.B. 60** Public Safety Noncontributory Retirement Act  
Amendments (N. Hansen)

**H.B. 100** State Retirement Conversion Window (B. King)

**REVENUE AND TAXATION**

**H.B. 208** Earned Income Tax Credit (J. Biskupski)

**TRANSPORTATION**

**H.B. 84** Child Restraint Safety Devices (C. Moss)

**H.B. 196** Bicycle Facility Standards (C. Bennion)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC  
DEVELOPMENT**

**H.J.R. 10** Resolution Encouraging Sharing Exhibits with History  
Museum (D. Clark)

**S.B. 82** Authorized Overspending Limit in Federal Medicaid  
Budget (B. Evans)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules  
Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until January  
28, 2003, at 10:00 a.m.

# NINTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Carl Duckworth.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 27, 2003

The Senate passed **S.B. 35**, REDEVELOPMENT OF SUPERFUND SITES, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed **S.B. 43**, PROVIDING INFORMATION RELATING TO TAX CREDITS AND TAX FILING DUE DATES, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 33**, FEES FOR SHERIFF, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed, **H.J.R. 6**, JOINT RULES RESOLUTION – LEGISLATIVE EXPENSES, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 5**, JOINT RULES RESOLUTION – AMENDMENTS TO CERTAIN PROCESSES, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 9**, INTERIM RULES RESOLUTION – REPORT OF COMMITTEE VOTE, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 8**, JOINT RULES RESOLUTION – REPORT OF COMMITTEE VOTE, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 7**, SPECIAL GROUP LICENSE PLATE REVISIONS, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, as amended, **H.B. 165**, REVISOR'S STATUTE, by Representative M. Dillree, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 35**, **S.B. 43**, and **S.B. 33**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.J.R. 6**, **H.J.R. 5**, **H.J.R. 9**, **H.J.R. 8**, and **H.B. 7** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor and Governor.

Communication filed. **H.B. 165**, placed on the calendar for concurrence.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 28, 2003

The Business and Labor Committee reports a favorable recommendation on **H.B. 203**, RESIDENTIAL MORTGAGE REGULATORY COMMISSION, by Representative G. Snow, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 78**, REPEAL OF TRADING STAMPS REGULATION, by Senator S. Jenkins, and recommends it be placed on the Consent Calendar.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**H.B. 203** and **S.B. 78**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: January 27, 2003

The Education Committee reports a favorable recommendation on **H.B. 169**, PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS, by Representative D. Cox, with the following amendments:

1. Page 3, Line 78:  
After "within" insert "both"

2. Page 3, Line 79:  
Delete "existing" and insert "proposed" and after "school district" insert "and the remaining school district"
3. Page 5, Line 144:  
After "53A-2-116" insert "and shall retain the same status as a career or provisional employee with accrued seniority"; and

The Education Committee recommends **H.B. 39**, REPEAL OF EDUCATION REPORTS AND DUTIES, by Representative M. Dayton, be replaced and favorably recommends **1st Sub. H.B. 39**, REPEAL OF EDUCATION REPORTS AND DUTIES.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

**H.B. 169**, as amended, and **Sub. H.B. 39**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### INTERNET PRIVACY AND SECURITY AMENDMENTS

**H.B. 105**

*Wayne A. Harper*

THIS ACT MODIFIES COMMERCE AND TRADE PROVISIONS TO ENACT THE INTERNET PRIVACY ACT AND MODIFIES THE INFORMATION TECHNOLOGY ACT TO ENACT THE GOVERNMENTAL INTERNET INFORMATION PRIVACY ACT, read the first time by short title and referred to the Rules Committee.

### FOSTER CARE GUIDANCE THROUGH PROVIDERS CONTRACTS

**H.B. 106**

*Margaret Dayton*

THIS ACT MODIFIES THE UTAH HUMAN SERVICES CODE. THIS ACT REQUIRES THE DEPARTMENT TO PROVIDE A LICENSEE OR FACILITY NOTIFICATION OF WHO TO CONTACT WITHIN THE DEPARTMENT WHEN FILING A COMPLAINT, read the first time by short title and referred to the Rules Committee.

## DNA AMENDMENTS

**H.B. 107**

*J. Stuart Adams*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE REGARDING THE COLLECTION OF DNA SAMPLES FROM OFFENDERS. THIS ACT

SPECIFIES THAT OFFENDERS INCARCERATED OR ON PAROLE IN THIS STATE FOR AN APPLICABLE OFFENSE COMMITTED OUTSIDE THE STATE, AND OFFENDERS WHO HAVE COMMITTED IMMIGRATION VIOLATIONS, MUST ALSO PROVIDE A DNA SPECIMEN. THIS ACT FURTHER SPECIFIES THOSE OFFENDERS FROM WHOM THE COUNTY SHERIFF IS TO COLLECT A DNA SPECIMEN. THIS ACT CHANGES DNA SPECIMEN RECORDS FROM PRIVATE TO PROTECTED INFORMATION. THIS ACT PROVIDES THAT FINGERPRINTS OF JUVENILES SHALL BE TAKEN IF THE JUVENILE HAS COMMITTED AN OFFENSE WHERE A DNA SPECIMEN IS REQUIRED. THIS ACT MAKES TECHNICAL AMENDMENTS REGARDING THE OPERATION OF THE DNA SAMPLE COLLECTION PROCESS, read the first time by short title and referred to the Rules Committee.

### **ITEMIZING SALES AND USE TAX RATES**

**H.B. 220**

*Glenn A. Donnelson*

THIS ACT MODIFIES THE SALES AND USE TAX ACT TO REQUIRE VENDORS THAT COLLECT SALES OR USE TAX TO PROVIDE THE PURCHASER AN ITEMIZED RECEIPT INDICATING THE TAXING JURISDICTIONS THAT IMPOSE THE SALES OR USE TAX. THIS ACT PROVIDES AN EFFECTIVE DATE OF JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **EXTENDING THE SALES AND USE TAX EXEMPTION FOR POLLUTION CONTROL FACILITIES**

**H.B. 221**

*David Ure*

THIS ACT MODIFIES THE AIR CONSERVATION ACT BY EXTENDING THE TIME PERIOD FOR CLAIMING A SALES AND USE TAX EXEMPTION ON MATERIALS, EQUIPMENT, AND SERVICES USED FOR THE CONSTRUCTION OR INSTALLATION OF A POLLUTION CONTROL FACILITY. THE ACT EXTENDS THE TIME PERIOD FOR CREATING, CONSTRUCTING, OR INSTALLING A POLLUTION CONTROL FACILITY FOR PURPOSES OF THE SALES AND USE TAX EXEMPTION, read the first time by short title and referred to the Rules Committee.

### **CHILD WELFARE PROCEEDINGS AMENDMENTS**

**H.B. 222**

*Greg J. Curtis*

THIS ACT MODIFIES THE JUDICIAL CODE. THIS ACT PHASES IN EXPANDED ACCESS TO ABUSE, NEGLECT, AND DEPENDENCY

HEARINGS AND RECORDS OF THOSE HEARINGS, BEGINNING WITH JUVENILE COURT DISTRICTS IDENTIFIED BY THE JUDICIAL COUNCIL AS PILOT DISTRICTS. THIS ACT REQUIRES THE JUDICIAL COUNCIL TO REPORT TO THE LEGISLATURE ON THE EFFECTS OF THIS ACT. THIS ACT INCLUDES REVISORS INSTRUCTIONS, read the first time by short title and referred to the Rules Committee.

### **CHANGING STATE SONG**

**H.B. 223**

*Dana C. Love*

THIS ACT MODIFIES THE STATE AFFAIRS IN GENERAL TITLE BY CHANGING THE STATE SONG AND DESIGNATING THE CURRENT STATE SONG AS THE STATE HYMN, read the first time by short title and referred to the Rules Committee.

### **STATE RECORDS COMMITTEE – MEMBERSHIP AMENDMENTS**

**H.B. 224**

*James A. Dunnigan*

THIS ACT MODIFIES GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT PROVISIONS RELATED TO THE STATE RECORDS COMMITTEE. THIS ACT ALLOWS THE DIRECTOR OF THE DIVISION OF STATE HISTORY TO APPOINT A DESIGNEE TO ATTEND THE COMMITTEE WHEN THE DIRECTOR IS UNABLE TO ATTEND, read the first time by short title and referred to the Rules Committee.

### **RETIREMENT SYSTEMS MEMBERSHIP EXCLUSIONS**

**H.B. 225**

*Brad L. Dee*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT AND INSURANCE BENEFIT ACT BY INCREASING THE CAP ON THE NUMBER OF POSITIONS THAT A MUNICIPALITY, COUNTY, OR POLITICAL SUBDIVISION MAY EXCLUDE FROM MEMBERSHIP IN THE PUBLIC EMPLOYEES' CONTRIBUTORY RETIREMENT SYSTEM AND THE PUBLIC EMPLOYEES' NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **NONFORFEITURE INTEREST RATE FOR CERTAIN ANNUITIES**

**H.B. 226**

*Brent D. Parker*

THIS ACT MODIFIES THE INSURANCE CODE TO CHANGE THE INTEREST RATE USED TO CALCULATE THE MINIMUM

NONFORFEITURE AMOUNT FOR CERTAIN INDIVIDUAL DEFERRED ANNUITIES, read the first time by short title and referred to the Rules Committee.

**RESOLUTION SUPPORTING HILL AIR FORCE BASE**

**H.C.R. 8**

*Martin R. Stephens*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR EXPRESSES SUPPORT FOR HILL AIR FORCE BASE AND ITS EMPLOYEES FOR THEIR SUPPORT OF THE NATION'S DEFENSE, THEIR POSITIVE IMPACT ON THE STATE'S ECONOMY, AND THEIR INFLUENCE IN THE COMMUNITIES WHERE THEY LIVE AND SERVE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION SUPPORTING  
REPEAL OF FEDERAL ESTATE TAX**

**H.J.R. 13**

*Craig W. Buttars*

THIS JOINT RESOLUTION OF THE LEGISLATURE REQUESTS THAT THE MEMBERS OF UTAH'S CONGRESSIONAL DELEGATION WORK TO PASS AND VOTE FOR THE IMMEDIATE AND PERMANENT REPEAL OF THE ESTATE TAX, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION SUPPORTING ACTION  
PLAN FOR PUBLIC LANDS AND EDUCATION**

**H.J.R. 14**

*Stephen H. Urquhart*

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES THE UNITED STATES CONGRESS TO APPROPRIATE JUST COMPENSATION TO THE STATE OF UTAH FOR THE IMPACT OF FEDERAL LAND OWNERSHIP ON THE STATE'S ABILITY TO FUND PUBLIC EDUCATION, read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

**H.B. 70**, ASSAULT AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 70**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Aagard      | Adams       | S. Allen     | Anderson   |
| Barrus      | Becker      | Bennion      | Bigelow    |
| Bird        | Biskupski   | Bowman       | Bryson     |
| Buffmire    | Bush        | Buttars      | Buxton     |
| Christensen | D. Clark    | D. Cox       | Curtis     |
| Daniels     | Dayton      | Dee          | Dillree    |
| Donnelson   | Dougall     | Duckworth    | Dunnigan   |
| Ferrin      | Ferry       | Goodfellow   | Hansen     |
| Hardy       | Harper      | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | King        | Kiser        | Last       |
| Lawrence    | Litvack     | Lockhart     | Love       |
| Mascaro     | McCartney   | McGee        | Morgan     |
| Morley      | Moss        | Murray       | Newbold    |
| Noel        | Pace        | Parker       | Peterson   |
| Philpot     | Seitz       | G. Snow      | Styler     |
| Thompson    | Ure         | Urquhart     | Wallace    |
| Winn        | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|           |           |          |        |
|-----------|-----------|----------|--------|
| Alexander | Bourdeaux | S. Clark | Gowans |
| Shurtliff |           |          |        |

**H.B. 70**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 173**, MOTOR VEHICLE OPERATOR FLEEING A PEACE OFFICER, read the third time by short title and placed on its final passage.

**H.B. 173** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |          |          |
|-------------|-----------|----------|----------|
| Aagard      | Adams     | S. Allen | Anderson |
| Barrus      | Becker    | Bennion  | Bigelow  |
| Bird        | Biskupski | Bowman   | Bryson   |
| Buffmire    | Bush      | Buttars  | Buxton   |
| Christensen | D. Clark  | D. Cox   | Curtis   |

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Daniels   | Dayton      | Dee          | Dillree    |
| Donnelson | Dougall     | Duckworth    | Dunnigan   |
| Ferrin    | Ferry       | Goodfellow   | Hansen     |
| Hardy     | Harper      | Hendrickson  | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |
| Lawrence  | Litvack     | Lockhart     | Love       |
| Mascaro   | McCartney   | McGee        | Morgan     |
| Morley    | Moss        | Murray       | Newbold    |
| Noel      | Pace        | Parker       | Peterson   |
| Philpot   | Seitz       | G. Snow      | Styler     |
| Thompson  | Ure         | Urquhart     | Wallace    |
| Winn      | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|           |           |          |        |
|-----------|-----------|----------|--------|
| Alexander | Bourdeaux | S. Clark | Gowans |
| Shurtliff |           |          |        |

**H.B. 173** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 172**, BACKGROUND INVESTIGATIONS OF PEACE OFFICER CANDIDATES, read the third time by short title and placed on its final passage.

**H.B. 172** then passed on the following roll call:

**Yeas, 67; Nays, 2; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Aagard    | Adams        | S. Allen   | Anderson    |
| Barrus    | Becker       | Bennion    | Bigelow     |
| Bird      | Biskupski    | Bowman     | Buffmire    |
| Bush      | Buttars      | Buxton     | Christensen |
| D. Clark  | D. Cox       | Curtis     | Daniels     |
| Dayton    | Dee          | Dillree    | Donnelson   |
| Dougall   | Duckworth    | Dunnigan   | Ferrin      |
| Ferry     | Goodfellow   | Hansen     | Hardy       |
| Harper    | Hendrickson  | Hogue      | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson | Jones       |
| King      | Kiser        | Last       | Lawrence    |
| Litvack   | Lockhart     | Love       | Mascaro     |
| McCartney | McGee        | Morgan     | Morley      |

|         |        |             |          |
|---------|--------|-------------|----------|
| Moss    | Murray | Newbold     | Noel     |
| Pace    | Parker | Peterson    | Seitz    |
| G. Snow | Styler | Ure         | Urquhart |
| Wallace | Winn   | M. Stephens |          |

**Voting in the negative were:** Representatives

|         |          |
|---------|----------|
| Philpot | Thompson |
|---------|----------|

**Absent or not voting were:** Representatives

|           |           |        |          |
|-----------|-----------|--------|----------|
| Alexander | Bourdeaux | Bryson | S. Clark |
| Gowans    | Shurtliff |        |          |

**H.B. 172** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 2, RESOLUTION RECOGNIZING RESOURCEFUL USE OF TECHNOLOGY IN THE CLASSROOM**, read the third time by short title and placed on its final passage.

**H.C.R. 2**, as amended, then passed on the following roll call:

**Yeas, 62; Nays, 7; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | S. Allen  | Anderson     |
| Barrus      | Becker      | Bennion   | Bigelow      |
| Bird        | Biskupski   | Bourdeaux | Bowman       |
| Buffmire    | Bush        | Buttars   | Buxton       |
| Christensen | D. Cox      | Daniels   | Dee          |
| Dillree     | Donnelson   | Dougall   | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Hansen      | Hardy       | Harper    | Hendrickson  |
| Hogue       | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson  | Jones       | King      | Kiser        |
| Last        | Lawrence    | Litvack   | Lockhart     |
| Love        | Mascaro     | McCartney | McGee        |
| Morgan      | Moss        | Murray    | Newbold      |
| Noel        | Pace        | Parker    | Peterson     |
| Seitz       | Styler      | Thompson  | Ure          |
| Wallace     | M. Stephens |           |              |

**Voting in the negative were:** Representatives

|          |          |          |        |
|----------|----------|----------|--------|
| D. Clark | S. Clark | Dayton   | Morley |
| Philpot  | G. Snow  | Urquhart |        |

**Absent or not voting were:** Representatives

|           |        |        |        |
|-----------|--------|--------|--------|
| Alexander | Bryson | Curtis | Gowans |
| Shurtliff | Winn   |        |        |

**H.C.R. 2**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 184**, SCHOOL CONTRACTS OF EMPLOYMENT, read the third time by short title and placed on its final passage.

On motion of Representative Ferrin, the House voted to circle **H.B. 184**.

\* \* \*

**H.B. 164**, JAMES V. HANSEN HIGHWAY DESIGNATION, read the third time by short title and placed on its final passage.

**H.B. 164**, as amended, then passed on the following roll call:

**Yeas, 62; Nays, 9; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |           |              |            |
|------------|-----------|--------------|------------|
| Aagard     | Adams     | Alexander    | S. Allen   |
| Barrus     | Becker    | Bennion      | Bigelow    |
| Bird       | Bourdeaux | Bowman       | Buffmire   |
| Bush       | Buttars   | Christensen  | D. Clark   |
| S. Clark   | D. Cox    | Curtis       | Dayton     |
| Dee        | Dillree   | Donnelson    | Dougall    |
| Duckworth  | Dunnigan  | Ferrin       | Ferry      |
| Goodfellow | Hardy     | Harper       | Hogue      |
| Holdaway   | Hughes    | E. Hutchings | B. Johnson |
| Jones      | King      | Kiser        | Last       |
| Lawrence   | Lockhart  | Love         | Mascaro    |
| McCartney  | Morgan    | Morley       | Murray     |
| Newbold    | Noel      | Pace         | Parker     |
| Peterson   | Philpot   | Seitz        | G. Snow    |
| Styler     | Thompson  | Ure          | Urquhart   |
| Wallace    | Winn      |              |            |

**Voting in the negative were:** Representatives

|             |           |        |        |
|-------------|-----------|--------|--------|
| Anderson    | Biskupski | Buxton | Hansen |
| Hendrickson | Litvack   | McGee  | Moss   |
| Shurtliff   |           |        |        |

**Absent or not voting were:** Representatives

Bryson                      Daniels                      Gowans                      M. Stephens

**H.B. 164**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 179, IMPOUNDING UNINSURED MOTORIST VEHICLE**, read the third time by short title and placed on its final passage.

On motion of Representative Bennion, the House voted to circle **H.B. 179**.

\* \* \*

**H.B. 67, ELECTRONIC EQUIPMENT WASTE DISPOSAL AND RECYCLING ACT**, read the third time by short title and placed on its final passage.

Representative Bennion proposed the following amendment:

1. Page 1, Line 10  
After "authority." insert "This act provides for a sunset date of July 1, 2008."
2. Page 1, Line 11  
After line 11 insert:  
"AMENDS:  
63-55-219, as last amended by Chapter 49, Laws of Utah 2002"
3. Page 3, Line 73  
After line 73 insert:  
"63-55-219 Repeal dates, Title 19.  
(1) Title 19, Chapter 2, Air Conservation Act, is repealed July 1, 2009.  
(2) Title 19, Chapter 3, Radiation Control Act, is repealed July 1, 2012.  
(3) Title 19, Chapter 4, Safe Drinking Water Act, is repealed July 1, 2009.  
(4) Title 19, Chapter 5, Water Quality Act, is repealed July 1, 2009.  
(5) Title 19, Chapter 6, Part 1, Solid and Hazardous Waste Act, is repealed July 1, 2009.  
(6) Title 19, Chapter 6, Part 3, Hazardous Substances Mitigation Act, is repealed July 1, 2010.  
(7) Title 19, Chapter 6, Part 4, Underground Storage Tank Act, is repealed July 1, 2008.  
(8) Title 19, Chapter 6, Part 6, Lead Acid Battery Disposal, is repealed

July 1, 2006.

(9) Title 19, Chapter 6, Part 7, Used Oil Management Act, is repealed

July 1, 2009.

(10) Title 19, Chapter 6, Part 8, Waste Tire Recycling Act, is repealed

July 1, 2005.

(11) Title 19, Chapter 6, Part 9, Electronic Equipment Waste Disposal and Recycling Act, is repealed July 1, 2008.”

Representative Bennion’s motion to amend passed on a voice vote.

**H.B. 67**, as amended, then failed to pass on the following roll call:

**Yeas, 33; Nays, 39; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |            |              |           |
|-------------|------------|--------------|-----------|
| Aagard      | S. Allen   | Anderson     | Barrus    |
| Becker      | Biskupski  | Bourdeaux    | Bowman    |
| D. Cox      | Daniels    | Donnelson    | Duckworth |
| Ferrin      | Goodfellow | Gowans       | Hansen    |
| Hendrickson | Holdaway   | E. Hutchings | Jones     |
| Lawrence    | Litvack    | Mascaro      | McCartney |
| McGee       | Morgan     | Moss         | Pace      |
| Shurtliff   | Styler     | Thompson     | Ure       |
| Wallace     |            |              |           |

**Voting in the negative were:** Representatives

|             |           |            |         |
|-------------|-----------|------------|---------|
| Adams       | Alexander | Bennion    | Bigelow |
| Bird        | Bush      | Buttars    | Buxton  |
| Christensen | D. Clark  | S. Clark   | Curtis  |
| Dayton      | Dee       | Dillree    | Dougall |
| Dunnigan    | Ferry     | Hardy      | Harper  |
| Hogue       | Hughes    | B. Johnson | King    |
| Kiser       | Last      | Lockhart   | Love    |
| Morley      | Murray    | Newbold    | Noel    |
| Parker      | Peterson  | Philpot    | Seitz   |
| G. Snow     | Urquhart  | Winn       |         |

**Absent or not voting were:** Representatives

|        |          |             |
|--------|----------|-------------|
| Bryson | Buffmire | M. Stephens |
|--------|----------|-------------|

**H.B. 67**, as amended, was filed.

\* \* \*

**H.B. 80**, SPECIAL SERVICE DISTRICT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Anderson, the House voted to circle **H.B. 80**.

\* \* \*

**H.B. 82**, INITIATIVES – ONE SUBJECT REQUIREMENT, read the third time by short title and placed on its final passage.

On motion of Representative Philpot, the House voted to circle **H.B. 82**.

\* \* \*

**H.B. 27**, BUDGET RESERVE ACCOUNT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Buttars, the House voted to circle **H.B. 27**.

\* \* \*

**Sub. H.J.R. 7**, RESOLUTION ON SPECIAL SESSIONS OF THE LEGISLATURE, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **Sub. H.J.R. 7**.

\* \* \*

**H.B. 9**, COMPETENCY TO STAND TRIAL AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 9** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

- |          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |
| S. Clark | D. Cox | Curtis      | Daniels   |

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Dayton      | Dee          | Dillree     | Donnelson |
| Dougall     | Duckworth    | Dunnigan    | Ferrin    |
| Ferry       | Goodfellow   | Gowans      | Hansen    |
| Hardy       | Harper       | Hendrickson | Hogue     |
| Holdaway    | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Morley    |
| Moss        | Murray       | Newbold     | Noel      |
| Pace        | Parker       | Peterson    | Philpot   |
| Seitz       | Shurtliff    | G. Snow     | Styler    |
| Thompson    | Urquhart     | Wallace     | Winn      |
| M. Stephens |              |             |           |

**Absent or not voting were:** Representatives

Hughes                      Ure

**H.B. 9** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Buttars, the House voted to uncircle **H.B. 27**.

**H.B. 27**, BUDGET RESERVE ACCOUNT AMENDMENTS, was before the House on its final passage.

**H.B. 27** then passed on the following roll call:

**Yeas, 75; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|          |            |              |            |
|----------|------------|--------------|------------|
| Aagard   | Adams      | Alexander    | S. Allen   |
| Anderson | Barrus     | Becker       | Bennion    |
| Bigelow  | Bird       | Biskupski    | Bourdeaux  |
| Bowman   | Bryson     | Buffmire     | Bush       |
| Buttars  | Buxton     | Christensen  | D. Clark   |
| S. Clark | D. Cox     | Curtis       | Daniels    |
| Dayton   | Dee        | Dillree      | Donnelson  |
| Dougall  | Duckworth  | Dunnigan     | Ferrin     |
| Ferry    | Goodfellow | Gowans       | Hansen     |
| Hardy    | Harper     | Hendrickson  | Hogue      |
| Holdaway | Hughes     | E. Hutchings | B. Johnson |
| Jones    | King       | Kiser        | Last       |

|          |           |             |          |
|----------|-----------|-------------|----------|
| Lawrence | Litvack   | Lockhart    | Love     |
| Mascaro  | McCartney | McGee       | Morgan   |
| Morley   | Moss      | Murray      | Newbold  |
| Noel     | Pace      | Parker      | Peterson |
| Philpot  | Seitz     | Shurtliff   | G. Snow  |
| Styler   | Thompson  | Ure         | Urquhart |
| Wallace  | Winn      | M. Stephens |          |

**H.B. 27** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Bennion, the House voted to uncircle **H.B. 179**.

**H.B. 179**, IMPOUNDING UNINSURED MOTORIST VEHICLE, was before the House on its final passage.

Representative Bennion proposed the following amendment:

1. Page 5, Line 130:  
After “(5)(a)” delete “The” and insert “Except as provided in Subsection (5)(c), the”
2. Page 5, Line 150:  
After line 150 insert:  
“(c) Subsection (5)(a)(vi) does not apply to a lien holder.”

Representative Bennion’s motion to amend passed on a voice vote.

###

Representative Kiser proposed the following amendment:

3. Page 1, Line 7  
After “impounded” insert “, or the vehicle operator to be cited for not having evidence of insurance, or both”
4. Page 1, Line 7a  
House Committee Amendments 1–22–2003:  
After “value.” insert “This act requires law enforcement agencies to establish standard procedures for peace officers to seize or take possession of an uninsured vehicle.”
5. Page 2, Line 31  
Delete “seize or take possession of the vehicle.” and insert “: (i) cite the

operator under Section 41-12a-303.2 for failure to have in the person's immediate possession evidence of owner's or operator's security if the operator is in violation of that section;  
(ii) seize or take possession of the vehicle; or  
(iii) do both Subsection (3)(a)(i) and (ii)."

- 6. Page 2, Line 33  
 House Committee Amendments 1-22-2003:  
 After line 33 insert:  
"(d) A law enforcement agency shall establish standard procedures for a peace officer to seize or take possession of a vehicle under this Subsection (3)."

Representative Kiser's motion to amend passed on a voice vote.

On motion of Representative Hogue, the House voted to circle **H.B. 179**.

\* \* \*

On motion of Representative Anderson, the House voted to uncircle **H.B. 80**.

**H.B. 80**, SPECIAL SERVICE DISTRICT AMENDMENTS, was before the House on its final passage.

On motion of Representative Last, the House voted to circle **H.B. 80**.

\* \* \*

**H.B. 8**, SEAT BELT ENFORCEMENT PROVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Moss, the House voted to circle **H.B. 8**.

**RULES COMMITTEE REPORTS**

Mr. Speaker: January 28, 2003

The Rules Committee recommends that the following bill, having been read for the second time, be placed on the Third Reading Calendar for Senate bills due to an amended fiscal note:

**S.B. 25**                      Commitment and Custody of Adults and Minors  
    Amendments (S. Jenkins)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker:

January 28, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**EDUCATION**

- H.B. 92** School Funds Amendments (B. Last)  
**H.C.R. 7** Resolution Promoting Character and Citizenship Education (K. Morgan)

**JUDICIARY**

- H.B. 88** Payment of Reward upon Arrest and Conviction (D. Love)  
**H.B. 96** Judicial Conduct Commission Amendments (K. Bryson)

**POLITICAL SUBDIVISION**

- H.B. 95** Annexation of Unincorporated County Islands into Cities (T. Kiser)  
**H.B. 97** Repeal of Sunset Date for Limitations on Annexing Township (E. Hutchings)  
**H.B. 98** Municipal Disconnection Amendments (A. Hardy)  
**S.B. 33** Fees for Sheriff (M. Dmitrich)  
**S.B. 35** Redevelopment of Superfund Sites (D. C. Buttars)

**PUBLIC UTILITIES AND TECHNOLOGY**

- H.B. 89** Renewable Energy Amendments (J. Gowans)  
**H.C.R. 4** Resolution Urging Federal and State Action Against Internet Abuses (D. Love)

**REVENUE AND TAXATION**

- S.B. 43** Providing Information Relating to Tax Credits and Tax Filing Due Dates (D. Steele)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

## AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 28, 2003

The Senate passed, as amended, **S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 16**, MASTER STATE HIGHWAYS AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 21**, AMENDMENTS TO THE INTERLOCAL COOPERATION ACT, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 26**, SUNSET ACT REAUTHORIZATIONS, by Senator P. Arent, and it is transmitted for consideration; and

The Senate passed **S.B. 41**, CLANDESTINE LAB RACKETEERING AMENDMENT, by Senator P. Arent, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 79**, DISABLED PARKING FINE, by Senator D. C. Buttars, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 7**, **S.B. 16**, **S.B. 21**, **S.B. 26**, **S.B. 41**, and **Sub. S.B. 79**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 28, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 188**, STATE PARK FEE AMENDMENTS, by Representative B. Johnson; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 6**, RESOLUTION URGING APPROVAL

PROCESS REQUIRED BEFORE FEDERAL WILD AND SCENIC RIVER DESIGNATION, by Representative B. Johnson, with the following amendments:

1. Page 2, Line 34:

After "Interior," insert "the United States Department of Agriculture,";  
and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 42**, WATER USER NOTIFICATION AMENDMENTS, by Representative M. Styler; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 18**, DEALERS IN AGRICULTURAL PRODUCTS, by Representative C. Buttars, et al; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 36**, MINERAL LEASE FUND AMENDMENTS, by Senator B. Evans.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.B. 188**, **H.C.R. 6**, as amended, **H.B. 42**, **H.B. 18**, and **S.B. 36**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### SAFE DRINKING WATER ACT AMENDMENTS

**H.B. 227**

*Glenn A. Donnelson*

THIS ACT MODIFIES THE SAFE DRINKING WATER ACT TO REQUIRE THAT ANY SUBSTANCE ADDED TO A PUBLIC WATER SUPPLY FOR THE PURPOSE OF PREVENTING OR TREATING A DISEASE BE APPROVED BY THE UNITED STATES FOOD AND DRUG ADMINISTRATION. THE ACT PROHIBITS THE ADDITION OF ANY PRODUCT TO A PUBLIC WATER SUPPLY CONTAINING A CONTAMINANT REGULATED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, WHICH AT MAXIMUM USE LEVELS EXCEEDS THE EPA'S MAXIMUM CONTAMINANT LEVEL GOALS, read the first time by short title and referred to the Rules Committee.

### LOCAL GOVERNMENT OFFICIALS AMENDMENTS

**H.B. 228**

*Mike Thompson*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND PROVISIONS RELATING TO COUNTIES. THE ACT AUTHORIZES

COUNTY LEGISLATIVE BODIES TO COMPEL THE ATTENDANCE OF ITS OWN MEMBERS AT MEETINGS AND MODIFIES THE DESIGNATION OF THE MUNICIPAL BODY THAT IS AUTHORIZED TO COMPEL ATTENDANCE AT MEETINGS. THE ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**PROVIDING LOCATION INFORMATION TO NONCUSTODIAL PARENTS WITH VISITATION RIGHTS**

**H.B. 229**

*Mike Thompson*

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT PERMITS CUSTODIAL OR NONCUSTODIAL PARENTS OR THEIR LEGAL REPRESENTATIVES TO SERVE THE OFFICE OF RECOVERY SERVICES TO OBTAIN CERTAIN INFORMATION, read the first time by short title and referred to the Rules Committee.

**PARENTAL RELOCATION AMENDMENTS**

**H.B. 230**

*Mike Thompson*

THIS ACT CREATES A REQUIREMENT THAT DIVORCED OR SEPARATED PARENTS PROVIDE A NOTICE OF RELOCATION TO THE OTHER PARENT BEFORE MOVING OR LEAVING THE STATE. THE NOTICE SHALL BE SIGNED AND ACKNOWLEDGED BY BOTH PARENTS. THIS ACT ALSO PROVIDES THAT VIOLATIONS OF THE PROVISIONS OF THE NOTICE ARE PROSECUTABLE UNDER THE PROVISIONS OF CUSTODIAL INTERFERENCE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION RECOGNIZING POSITIVE INFLUENCE OF LOCAL BUSINESSES ON STATE ECONOMY**

**H.C.R. 9**

*John Dougall*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZING THE IMPORTANCE OF LOCAL BUSINESS TO THE ECONOMY OF THE STATE OF UTAH AND URGING STATE AGENCIES AND POLITICAL SUBDIVISIONS TO SUPPORT LOCAL BUSINESS, read the first time by short title and referred to the Rules Committee.

**UNFINISHED BUSINESS**

On motion of Representative Harper, the House voted to uncircle **H.B. 22**.

**H.B. 22**, PROPERTY TAX RELIEF, was before the House on its final passage.

**H.B. 22** then passed on the following roll call:

**Yeas, 61; Nays, 8; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |              |           |           |
|-------------|--------------|-----------|-----------|
| Aagard      | S. Allen     | Anderson  | Barrus    |
| Becker      | Bennion      | Biskupski | Bourdeaux |
| Bowman      | Bryson       | Buffmire  | Bush      |
| Buttars     | Christensen  | S. Clark  | Curtis    |
| Daniels     | Dee          | Dillree   | Donnelson |
| Duckworth   | Dunnigan     | Ferrin    | Ferry     |
| Goodfellow  | Gowans       | Hansen    | Hardy     |
| Harper      | Hendrickson  | Hogue     | Holdaway  |
| Hughes      | E. Hutchings | King      | Kiser     |
| Last        | Lawrence     | Litvack   | Lockhart  |
| Love        | Mascaro      | McCartney | McGee     |
| Morgan      | Moss         | Murray    | Newbold   |
| Noel        | Pace         | Parker    | Philpot   |
| Seitz       | Shurtliff    | G. Snow   | Thompson  |
| Ure         | Urquhart     | Wallace   | Winn      |
| M. Stephens |              |           |           |

**Voting in the negative were:** Representatives

|        |         |        |          |
|--------|---------|--------|----------|
| Adams  | Bird    | Buxton | D. Clark |
| D. Cox | Dougall | Morley | Styler   |

**Absent or not voting were:** Representatives

|           |          |        |            |
|-----------|----------|--------|------------|
| Alexander | Bigelow  | Dayton | B. Johnson |
| Jones     | Peterson |        |            |

**H.B. 22** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative McCartney, the House voted to uncircle **H.B. 174**.

**H.B. 174**, UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS, was before the House on its final passage.

Representative Harper proposed the following amendment:

1. Page 12, Line 363:  
Delete “(a)”
2. Page 12, Line 368:  
Delete line 368.

Representative Harper’s motion to amend passed on a voice vote.

**H.B. 174**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |             |            |              |
|-------------|-------------|------------|--------------|
| Agard       | Adams       | S. Allen   | Anderson     |
| Barrus      | Becker      | Bennion    | Bird         |
| Biskupski   | Bourdeaux   | Bowman     | Bryson       |
| Buffmire    | Bush        | Buttars    | Buxton       |
| Christensen | D. Clark    | S. Clark   | D. Cox       |
| Curtis      | Daniels     | Dee        | Dillree      |
| Donnelson   | Dougall     | Duckworth  | Dunnigan     |
| Ferrin      | Ferry       | Goodfellow | Gowans       |
| Hansen      | Hardy       | Harper     | Hendrickson  |
| Hogue       | Holdaway    | Hughes     | E. Hutchings |
| King        | Kiser       | Last       | Lawrence     |
| Litvack     | Lockhart    | Love       | Mascaro      |
| McCartney   | McGee       | Morgan     | Morley       |
| Moss        | Murray      | Newbold    | Noel         |
| Pace        | Parker      | Peterson   | Philpot      |
| Seitz       | Shurtliff   | G. Snow    | Styler       |
| Thompson    | Ure         | Urquhart   | Wallace      |
| Winn        | M. Stephens |            |              |

**Absent or not voting were:** Representatives

|           |         |        |            |
|-----------|---------|--------|------------|
| Alexander | Bigelow | Dayton | B. Johnson |
| Jones     |         |        |            |

**H.B. 174**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 197**, LICENSE PLATE FOR BOYS AND GIRLS CLUBS, read the third time by short title and placed on its final passage.

**H.B. 197**, as amended, then passed on the following roll call:

**Yeas, 64; Nays, 5; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |           |          |             |
|--------------|-----------|----------|-------------|
| Aagard       | Adams     | S. Allen | Anderson    |
| Barrus       | Becker    | Bennion  | Bird        |
| Biskupski    | Bourdeaux | Bowman   | Bryson      |
| Buffmire     | Bush      | Buttars  | Buxton      |
| Christensen  | D. Clark  | S. Clark | Curtis      |
| Dayton       | Dee       | Dillree  | Donnelson   |
| Duckworth    | Dunnigan  | Ferrin   | Ferry       |
| Goodfellow   | Gowans    | Hansen   | Hardy       |
| Hendrickson  | Hogue     | Holdaway | Hughes      |
| E. Hutchings | King      | Kiser    | Last        |
| Lawrence     | Litvack   | Lockhart | Love        |
| Mascaro      | McCartney | McGee    | Morgan      |
| Morley       | Moss      | Murray   | Noel        |
| Pace         | Parker    | Peterson | Philpot     |
| Seitz        | G. Snow   | Styler   | Thompson    |
| Urquhart     | Wallace   | Winn     | M. Stephens |

**Voting in the negative were:** Representatives

|         |        |         |           |
|---------|--------|---------|-----------|
| Daniels | Harper | Newbold | Shurtliff |
| Ure     |        |         |           |

**Absent or not voting were:** Representatives

|            |         |        |         |
|------------|---------|--------|---------|
| Alexander  | Bigelow | D. Cox | Dougall |
| B. Johnson | Jones   |        |         |

**H.B. 197**, as amended, transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Philpot, the House voted to uncircle **H.B. 82**.

**H.B. 82**, INITIATIVES – ONE SUBJECT REQUIREMENT, was before the House on its final passage.

**H.B. 82** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Bigelow     | Bird         | Biskupski   | Bourdeaux |
| Bowman      | Bryson       | Buffmire    | Bush      |
| Buttars     | Buxton       | Christensen | D. Clark  |
| D. Cox      | Curtis       | Daniels     | Dayton    |
| Dee         | Dillree      | Donnelson   | Dougall   |
| Duckworth   | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow  | Gowans       | Hansen      | Hardy     |
| Harper      | Hendrickson  | Hogue       | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Morley    |
| Moss        | Murray       | Newbold     | Pace      |
| Parker      | Peterson     | Philpot     | Seitz     |
| Shurtliff   | G. Snow      | Styler      | Thompson  |
| Ure         | Urquhart     | Wallace     | Winn      |
| M. Stephens |              |             |           |

**Absent or not voting were:** Representatives

S. Clark                      Noel

**H.B. 82** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 68, SAFETY INSPECTION REQUIREMENTS FOR SALVAGE VEHICLES**, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 68**.

\* \* \*

**H.B. 13, TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS**, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 13**.

\* \* \*

**H.B. 32, VEHICLE IMPOUND FEE FOR DRIVING UNDER THE INFLUENCE**, read the third time by short title and placed on its final passage.

**H.B. 32** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Aagard       | Adams       | Alexander   | S. Allen   |
| Anderson     | Barrus      | Becker      | Bigelow    |
| Bird         | Biskupski   | Bourdeaux   | Bowman     |
| Bryson       | Buffmire    | Bush        | Buttars    |
| Buxton       | Christensen | D. Clark    | D. Cox     |
| Curtis       | Daniels     | Dayton      | Dee        |
| Dillree      | Donnelson   | Dougall     | Duckworth  |
| Dunnigan     | Ferrin      | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson  | Jones       | King       |
| Kiser        | Last        | Lawrence    | Litvack    |
| Lockhart     | Love        | Mascaro     | McCartney  |
| McGee        | Morgan      | Morley      | Moss       |
| Murray       | Newbold     | Pace        | Parker     |
| Peterson     | Philpot     | Seitz       | Shurtliff  |
| G. Snow      | Styler      | Thompson    | Urquhart   |
| Wallace      | Winn        | M. Stephens |            |

**Absent or not voting were:** Representatives

|         |          |      |     |
|---------|----------|------|-----|
| Bennion | S. Clark | Noel | Ure |
|---------|----------|------|-----|

**H.B. 32** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 40**, PROTECTION OF NONPUBLIC PERSONAL INFORMATION, read the third time by short title and placed on its final passage.

On motion of Representative Aagard, the House voted to circle **H.B. 40**.

\* \* \*

**H.B. 76**, TRUANCY AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Newbold proposed the following amendment:

1. Page 2, Line 42:  
After "parent" insert "and school and delete "school's"

Representative Newbold’s motion to amend passed on a voice vote.

**H.B. 76**, as amended, then passed on the following roll call:

**Yeas, 64; Nays, 9; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |           |            |              |
|------------|-----------|------------|--------------|
| Aagard     | S. Allen  | Anderson   | Barrus       |
| Becker     | Bennion   | Bigelow    | Bird         |
| Biskupski  | Bourdeaux | Bowman     | Buffmire     |
| Bush       | Buttars   | Buxton     | Christensen  |
| D. Clark   | S. Clark  | Daniels    | Dee          |
| Dillree    | Donnelson | Dougall    | Duckworth    |
| Dunnigan   | Ferrin    | Goodfellow | Gowans       |
| Hansen     | Hardy     | Harper     | Hendrickson  |
| Hogue      | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson | Jones     | King       | Kiser        |
| Last       | Lawrence  | Litvack    | Love         |
| Mascaro    | McCartney | McGee      | Morgan       |
| Moss       | Murray    | Newbold    | Noel         |
| Pace       | Parker    | Peterson   | Seitz        |
| Shurtliff  | G. Snow   | Styler     | Thompson     |
| Ure        | Urquhart  | Wallace    | Winn         |

**Voting in the negative were:** Representatives

|             |           |        |         |
|-------------|-----------|--------|---------|
| Adams       | Alexander | Bryson | Dayton  |
| Ferry       | Lockhart  | Morley | Philpot |
| M. Stephens |           |        |         |

**Absent or not voting were:** Representatives

|        |        |
|--------|--------|
| D. Cox | Curtis |
|--------|--------|

**H.B. 76**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 78**, LIEN RECOVERY FUND – RATE OF INTEREST, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **Sub. H.B. 78**.

**MISCELLANEOUS BUSINESS**

On motion of Representative King, the House voted to reconsider its action on **H.B. 67**.

### RECONSIDERATION OF H.B. 67

**H.B. 67**, ELECTRONIC EQUIPMENT WASTE DISPOSAL AND RECYCLING ACT, was before the House upon its final passage.

**H.B. 67**, as amended, then failed to pass on the following roll call:

**Yeas, 37; Nays, 38; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|             |           |           |            |
|-------------|-----------|-----------|------------|
| Aagard      | S. Allen  | Anderson  | Barrus     |
| Becker      | Biskupski | Bourdeaux | Bowman     |
| Buffmire    | D. Clark  | D. Cox    | Daniels    |
| Donnelson   | Duckworth | Ferrin    | Goodfellow |
| Gowans      | Hansen    | Hardy     | Harper     |
| Hendrickson | Hogue     | Holdaway  | Jones      |
| King        | Litvack   | McCartney | McGee      |
| Morgan      | Moss      | Murray    | Pace       |
| Parker      | Philpot   | Shurtliff | Styler     |
| Thompson    |           |           |            |

**Voting in the negative were:** Representatives

|            |             |          |              |
|------------|-------------|----------|--------------|
| Adams      | Alexander   | Bennion  | Bigelow      |
| Bird       | Bryson      | Bush     | Buttars      |
| Buxton     | Christensen | S. Clark | Curtis       |
| Dayton     | Dee         | Dillree  | Dougall      |
| Dunnigan   | Ferry       | Hughes   | E. Hutchings |
| B. Johnson | Kiser       | Last     | Lawrence     |
| Lockhart   | Love        | Mascaro  | Morley       |
| Newbold    | Noel        | Peterson | Seitz        |
| G. Snow    | Ure         | Urquhart | Wallace      |
| Winn       | M. Stephens |          |              |

**H.B. 67**, as amended, was filed.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **H.B. 68**.

**H.B. 68**, SAFETY INSPECTION REQUIREMENT FOR SALVAGE VEHICLES, was before the House on its final passage.

Representative Ure proposed the following amendment:

1. Page 1, Line 9:  
After Line 9 insert: "This act changes the requirements for frequency of vehicle safety inspections from every other year for vehicles that are less than eight years old and annually thereafter to every other year for vehicles that are less than 12 years old and annually thereafter."
2. Page 1, Line 25:  
Delete "eight" and insert "12"
3. Page 1, Line 26:  
After "(b)" insert "be required" and delete "eight" and insert "12"

Representative Ure’s motion to amend failed on the following roll call:

**Yeas, 33; Nays, 39; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |          |         |              |
|-------------|----------|---------|--------------|
| Aagard      | Anderson | Bennion | Bird         |
| Bryson      | Bush     | Buttars | Buxton       |
| Christensen | Dayton   | Dee     | Donnelson    |
| Ferrin      | Gowans   | Hansen  | Harper       |
| Hendrickson | Hogue    | Hughes  | E. Hutchings |
| B. Johnson  | Lockhart | Mascaro | Newbold      |
| Noel        | Peterson | Philpot | Seitz        |
| G. Snow     | Thompson | Ure     | Wallace      |
| M. Stephens |          |         |              |

**Voting in the negative were:** Representatives

|           |           |           |            |
|-----------|-----------|-----------|------------|
| Adams     | Alexander | S. Allen  | Barrus     |
| Becker    | Biskupski | Bourdeaux | Bowman     |
| Buffmire  | D. Clark  | S. Clark  | D. Cox     |
| Curtis    | Daniels   | Dillree   | Dougall    |
| Duckworth | Dunnigan  | Ferry     | Goodfellow |
| Hardy     | Holdaway  | Jones     | King       |
| Kiser     | Last      | Lawrence  | Litvack    |
| Love      | McCartney | McGee     | Morgan     |
| Moss      | Murray    | Pace      | Shurtliff  |
| Styler    | Urquhart  | Winn      |            |

**Absent or not voting were:** Representatives

|         |        |        |
|---------|--------|--------|
| Bigelow | Morley | Parker |
|---------|--------|--------|

###

**H.B. 68** then passed on the following roll call:

**Yeas, 70; Nays, 4; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|              |             |             |           |
|--------------|-------------|-------------|-----------|
| Aagard       | Adams       | Alexander   | S. Allen  |
| Anderson     | Barrus      | Becker      | Bennion   |
| Bigelow      | Bird        | Biskupski   | Bourdeaux |
| Bowman       | Bryson      | Buffmire    | Bush      |
| Buttars      | Buxton      | Christensen | D. Clark  |
| S. Clark     | D. Cox      | Curtis      | Daniels   |
| Dayton       | Dee         | Dillree     | Donnelson |
| Dougall      | Duckworth   | Dunnigan    | Ferry     |
| Goodfellow   | Gowans      | Hansen      | Hardy     |
| Hendrickson  | Hogue       | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson  | Jones       | King      |
| Kiser        | Last        | Lawrence    | Litvack   |
| Lockhart     | Love        | Mascaro     | McCartney |
| McGee        | Morgan      | Morley      | Moss      |
| Murray       | Newbold     | Noel        | Pace      |
| Peterson     | Seitz       | Shurtliff   | G. Snow   |
| Styler       | Ure         | Urquhart    | Wallace   |
| Winn         | M. Stephens |             |           |

**Voting in the negative were:** Representatives

|        |        |         |          |
|--------|--------|---------|----------|
| Ferrin | Harper | Philpot | Thompson |
|--------|--------|---------|----------|

**Absent or not voting was:** Representative

Parker

**H.B. 68** transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to adjourn until January 29, 2003, at 10:00 a.m.

# TENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative Scott Daniels, excused.

Pledge of Allegiance and prayer by Representative Mike Mayfield.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 28, 2003  
The Senate passed, as amended, **S.B. 19**, VEHICLE HISTORY INFORMATION, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 23**, STATE AND LOCAL TAXES, FEES, AND CHARGES RELATED TO TELECOMMUNICATIONS, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 19** and **Sub. S.B. 23**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 28, 2003  
The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.J.R. 10**, RESOLUTION ENCOURAGING SHARING EXHIBITS WITH HISTORY MUSEUM, by Representative D. Clark; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 171**, PAMELA ATKINSON HOMELESS TRUST ACCOUNT, by Representative M. Stephens; and

The Workforce Services and Community and Economic Development Committee recommends **H.B. 31**, WORKFORCE SERVICES OVERPAYMENT AMENDMENTS, by Representative J. Alexander, be replaced and favorably recommends **1st Sub. H.B. 31**, WORKFORCE SERVICES OVERPAYMENT AMENDMENTS; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 15**, WORKFORCE SERVICES AMENDMENTS, by Senator S. Jenkins.

David N. Cox, Chair

Reports filed. On motion of Representative Cox, the reports of the Workforce Services committee were adopted.

**H.J.R. 10**, **H.B. 171**, and **Sub. H.B. 31**, read the second time by short title and placed on the calendar for third reading.

**S.B. 15**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

\* \* \*

Mr. Speaker: January 28, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 79**, REGULATION OF AMATEUR RADIO ANTENNAS, by Representative N. Hendrickson; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 66**, COUNTY GENERAL FUND EXPENSES, by Representative B. Dee; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 18**, LIEUTENANT GOVERNOR CERTIFICATION OF SPECIAL DISTRICT AND LOCAL DISTRICT ANNEXATIONS, WITHDRAWALS, AND DISSOLUTIONS, by Senator D. Gladwell.

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 79**, **H.B. 66**, and **S.B. 18**, read the second time by short title and placed on the calendar for third reading.

**INTRODUCTION OF BILLS****FULLY INTERACTIVE DRIVING  
SIMULATORS IN DRIVER EDUCATION****H.B. 108***John Dougall*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE AND THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY AMENDING DRIVER EDUCATION PROVISIONS. THIS ACT ALLOWS CERTAIN INTERACTIVE DRIVING SIMULATION DEVICES TO BE USED TO SUBSTITUTE FOR UP TO THREE OF THE SIX HOURS OF BEHIND-THE-WHEEL DRIVING REQUIRED FOR A DRIVER EDUCATION COURSE AT THE RATE OF TWO HOURS OF PRACTICE ON AN INTERACTIVE DRIVING SIMULATION DEVICE EQUALS ONE HOUR OF BEHIND-THE-WHEEL DRIVING. THIS ACT ALSO ALLOWS UP TO FIVE HOURS COMPLETED BY DRIVING SIMULATION PRACTICE TO BE USED TOWARD THE TOTAL BEHIND-THE-WHEEL HOURS THAT A PARENT MUST CERTIFY BEFORE A MINOR CAN OBTAIN A PROVISIONAL DRIVER LICENSE. THIS ACT REQUIRES THE SAME BEHIND-THE-WHEEL DRIVING HOURS FOR BOTH PRIVATE DRIVER EDUCATION SCHOOLS AND PUBLIC EDUCATION DRIVER EDUCATION COURSES. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**INFORMED CONSENT FOR ELECTROCONVULSIVE  
TREATMENT AND REPORTING REQUIREMENTS****H.B. 109***Katherine M. Bryson*

THIS ACT AMENDS THE LOCAL MENTAL HEALTH AUTHORITY ACT AND THE SUBSTANCE ABUSE AND MENTAL HEALTH ACT. THE ACT APPLIES TO PHYSICIANS, HOSPITALS, AND MENTAL HEALTH FACILITIES. THE ACT PROHIBITS THE USE OF ELECTROCONVULSIVE TREATMENT ON CHILDREN AND PREGNANT WOMEN. THE ACT REQUIRES INFORMED CONSENT FOR THE USE OF ELECTROCONVULSIVE TREATMENT ON ADULTS. THE ACT ESTABLISHES THE ELEMENTS OF INFORMED CONSENT. THE ACT PROHIBITS ANYONE OTHER THAN A PHYSICIAN FROM PERFORMING ELECTROCONVULSIVE TREATMENT. THE ACT REQUIRES REGISTRATION OF EQUIPMENT WITH THE DIVISION OF SUBSTANCE ABUSE AND MENTAL HEALTH. THE ACT REQUIRES QUARTERLY REPORTING OF ELECTROCONVULSIVE TREATMENT TO THE

DIVISION AND THE HEALTH DATA COMMITTEE IN THE DEPARTMENT OF HEALTH. THE ACT REQUIRES THE DIVISION TO ENFORCE THE REPORTING REQUIREMENTS AND ANNUALLY REPORT STATISTICAL DATA REGARDING THE USE OF ELECTROCONVULSIVE TREATMENT TO THE GOVERNOR AND THE LEGISLATURE. THE ACT HAS AN EFFECTIVE DATE OF JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **CHARTER SCHOOL CAPITAL FACILITIES LOANS**

**H.B. 110**

*James A. Ferrin*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION CODE AND BONDING CODE BY AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS BY THE STATE BONDING COMMISSION FOR CAPITAL FACILITIES FOR CHARTER SCHOOLS. THIS ACT SPECIFIES THE USE OF BOND PROCEEDS AND THE MANNER OF ISSUANCE. THIS ACT IMPOSES AND ABATES A PROPERTY TAX AND CREATES A SINKING FUND. THIS ACT CREATES THE CHARTER SCHOOL BUILDING BOARD AND A REVOLVING LOAN FUND KNOWN AS THE CHARTER SCHOOL FUND AND AUTHORIZES THE BOARD TO MAKE LOANS FROM THE FUND TO CHARTER SCHOOLS FOR CAPITAL FACILITIES. THIS ACT DIRECTS THE CHARTER SCHOOL BUILDING BOARD TO MAKE RULES, read the first time by short title and referred to the Rules Committee.

### **PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS**

**H.B. 111**

*Duane E. Bourdeaux*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING THE STATE BOARD OF EDUCATION AND EACH SCHOOL DISTRICT TO CREATE AN ALTERNATIVE LANGUAGE SERVICES MASTER PLAN. THIS ACT REQUIRES THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION TO APPOINT AN ALTERNATIVE LANGUAGE SERVICES COORDINATOR AND REQUIRES THE STATE BOARD OF EDUCATION TO HIRE AN EXTERNAL EVALUATOR TO CONDUCT AN EVALUATION OF ALTERNATIVE LANGUAGE PROGRAMS AND TO PROVIDE TECHNICAL ASSISTANCE. THIS ACT APPROPRIATES \$3,528,564 FOR FISCAL YEAR 2003–04 AND AS AN ONGOING APPROPRIATION FROM THE UNIFORM SCHOOL FUND TO THE STATE BOARD OF EDUCATION FOR ALTERNATIVE LANGUAGE SERVICES. THIS ACT TAKES EFFECT ON

JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **COUNTY CORRECTIONAL FACILITY REIMBURSEMENT**

**H.B. 112**

*Brad L. Dee*

THIS ACT MODIFIES THE CRIMINAL CODE AND CODE OF CRIMINAL PROCEDURE TO PROVIDE THE COURTS AND COUNTY CORRECTIONAL FACILITIES A PROCESS FOR ORDERING AND COLLECTING RESTITUTION OF COSTS FOR INCARCERATING OFFENDERS IN COUNTY CORRECTIONAL FACILITIES UNDER SPECIFIED CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

### **INSURANCE COVERAGE FOR UNIQUE MEDICAL SERVICES**

**H.B. 113**

*Rebecca D. Lockhart*

THIS ACT MODIFIES THE HEALTH CODE. THE ACT IDENTIFIES UNIQUE HEALTH CARE SERVICES. THE ACT REQUIRES HOSPITALS WHO PROVIDE THOSE UNIQUE SERVICES TO OFFER THE UNIQUE SERVICE TO ALL PATIENTS AT AN ESTABLISHED PRICE. THE ACT REQUIRES THAT THE FEE PAID BY A HEALTH CARE INSURER AFFILIATED WITH THE HOSPITAL, INCLUDING DISCOUNTS, MUST BE OFFERED TO ALL PATIENTS INCLUDING SUBSCRIBERS OF ANY HEALTH INSURANCE OR HEALTH MAINTENANCE ORGANIZATIONS. THE ACT PROVIDES FOR THE METHOD OF ESTABLISHING THE PRICE FOR A UNIQUE SERVICE. THE ACT PROVIDES FOR ENFORCEMENT OF THE REQUIREMENTS THROUGH THE DEPARTMENT OF HEALTH. THE ACT PROVIDES FOR PENALTIES FOR VIOLATIONS OF THE ACT. THE ACT EXEMPTS HOSPITALS IN COUNTIES OF THE FIRST CLASS. THE ACT HAS A PURPOSE STATEMENT. THE ACT HAS AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **DFCM CONTRACT CLAIM RESOLUTION PROCESS**

**H.B. 115**

*Stephen D. Clark*

THIS ACT MODIFIES STATUTES GOVERNING THE DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT BY REQUIRING THE DIVISION TO MAKE RULES ESTABLISHING CERTAIN PROCESSES FOR RESOLVING CONSTRUCTION CONTRACT CLAIMS AGAINST THE STATE. THIS ACT DEFINES CERTAIN REQUIREMENTS THAT THE

DIVISION MUST INCLUDE AS PART OF THAT PROCESS, read the first time by short title and referred to the Rules Committee.

### **HEALTH CARE FACILITY LICENSURE AMENDMENTS**

**H.B. 231**

*Rosalind J. McGee*

THIS ACT MODIFIES THE HEALTH CODE. THE ACT AMENDS THE PERIOD OF TIME FOR WHICH A HEALTH CARE FACILITY LICENSE IS VALID FROM 12 MONTHS TO 24 MONTHS. THE ACT MAKES CONFORMING AMENDMENTS AND TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

### **UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS**

**H.B. 232**

*Ron Bigelow*

THIS ACT MODIFIES THE STATE SYSTEM OF HIGHER EDUCATION CODE BY MODIFYING PROVISIONS RELATING TO THE UTAH COLLEGE OF APPLIED TECHNOLOGY. THIS ACT CHANGES TERMINOLOGY OF THE UTAH COLLEGE OF APPLIED TECHNOLOGY'S COLLEGE CAMPUSES, CAMPUS PRESIDENTS, AND CAMPUS BOARDS OF DIRECTORS. THIS ACT REPEALS A REQUIRED REPORT OF THE STATE BOARD OF EDUCATION. THIS ACT AMENDS DEFINITIONS. THIS ACT MODIFIES SOME GOVERNANCE PROVISIONS WITHIN THE UTAH COLLEGE OF APPLIED TECHNOLOGY AND ITS CAMPUSES AS WELL AS PROVISIONS RELATING TO GOVERNANCE BY THE STATE BOARD OF REGENTS. THIS ACT ALLOWS MARKET COST TUITION FOR ADULT STUDENTS OF THE UTAH COLLEGE OF APPLIED TECHNOLOGY. THIS ACT AUTHORIZES CERTAIN UTAH COLLEGE OF APPLIED TECHNOLOGY CAMPUS LEASES. THIS ACT MAKES TECHNICAL CORRECTIONS. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **USE OF EDUCATION REVENUES**

**H.B. 233**

*Michael R. Styler*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY ALLOWING SCHOOL DISTRICTS TO USE UP TO 15% OF THE PROCEEDS OF ITS CAPITAL OUTLAY LEVY FOR OPERATION AND MAINTENANCE EXPENSES, read the first time by short title and referred to the Rules Committee.

**ADMINISTRATIVE TREATMENT OF  
TRAFFIC VIOLATIONS – TECHNICAL AMENDMENTS**

**H.B. 234***David N. Cox*

THIS ACT MAKES TECHNICAL CHANGES RELATED TO AN EARLIER REPEAL OF A PROVISION REGARDING CIVIL PENALTIES AND ADJUDICATION FOR A MOVING TRAFFIC VIOLATION WITHIN A MUNICIPALITY, read the first time by short title and referred to the Rules Committee.

**CIVIL ANTITRUST EXEMPTIONS**

**H.B. 236***John Dougall*

THIS ACT MODIFIES THE UTAH ANTITRUST ACT BY PROVIDING THAT ACTIVITIES OF ALL POLITICAL SUBDIVISIONS AND THE STATE MAY NOT BE PROHIBITED BY THE ANTITRUST ACT, TO THE EXTENT THE ACTIVITIES ARE AUTHORIZED OR DIRECTED BY STATE LAW, read the first time by short title and referred to the Rules Committee.

**RADIOACTIVE WASTE – PROHIBITION OF B AND C WASTE**

**H.B. 237***Kory M. Holdaway*

THIS ACT MODIFIES THE RADIATION CONTROL ACT IN THE ENVIRONMENTAL QUALITY CODE BY PROHIBITING THE STORAGE, TREATMENT, OR DISPOSAL OF B OR C LOW-LEVEL RADIOACTIVE WASTE AT ANY FACILITY IN THIS STATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING LIMITED USE OF SCHOOL  
AND INSTITUTIONAL TRUST LAND PRINCIPAL**

**H.C.R. 5***LaVar Christensen*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES CONGRESS TO ENACT LEGISLATION TO ALLOW THE STATE TO ACCESS UP TO 5% OF THE PRINCIPAL BALANCE OF THE TRUST FUND FOR THE SAME LIMITED EDUCATION PURPOSES AND EXPENSES AS ARE OTHERWISE APPLICABLE TO INTEREST AND DIVIDENDS FROM THE FUND AS CURRENTLY PROVIDED IN THE UTAH CONSTITUTION, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING CONGRESS TO WITHDRAW  
THE UNITED STATES FROM THE UNITED NATIONS**

**H.R. 7***Don E. Bush*

THIS JOINT RESOLUTION OF THE HOUSE OF REPRESENTATIVES URGES THE UNITED STATES CONGRESS TO WITHDRAW THE MEMBERSHIP OF THE UNITED STATES OF AMERICA FROM THE UNITED NATIONS SO THAT THE UNITED STATES MAY RETAIN ITS SOVEREIGNTY AND CONTROL OVER ITS OWN FUNDS AND MILITARY FORCES, read the first time by short title and referred to the Rules Committee.

**CONCURRENCE CALENDAR**

On motion of Representative Dillree, the House voted to concur in the Senate amendments to **H.B. 165**, REVISOR'S STATUTE.

**H.B. 165**, as amended by the Senate, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |           |              |             |
|-------------|-----------|--------------|-------------|
| Aagard      | Alexander | S. Allen     | Anderson    |
| Barrus      | Bennion   | Bigelow      | Bird        |
| Biskupski   | Bourdeaux | Bowman       | Bryson      |
| Buffmire    | Bush      | Buttars      | Buxton      |
| Christensen | D. Clark  | S. Clark     | D. Cox      |
| Curtis      | Dayton    | Dee          | Dillree     |
| Donnelson   | Dougall   | Duckworth    | Dunnigan    |
| Ferrin      | Ferry     | Goodfellow   | Hansen      |
| Hardy       | Harper    | Hendrickson  | Hogue       |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson  |
| Jones       | King      | Kiser        | Last        |
| Lawrence    | Litvack   | Lockhart     | Love        |
| Mascaro     | McCartney | McGee        | Morgan      |
| Morley      | Moss      | Murray       | Newbold     |
| Noel        | Pace      | Parker       | Peterson    |
| Philpot     | Seitz     | Shurtliff    | G. Snow     |
| Styler      | Thompson  | Urquhart     | M. Stephens |

**Absent or not voting were:** Representatives

|       |         |         |        |
|-------|---------|---------|--------|
| Adams | Becker  | Daniels | Gowans |
| Ure   | Wallace | Winn    |        |

**H.B. 165**, as amended by the Senate, transmitted to the Senate for signature of the president.

### THIRD READING CALENDAR

**S.B. 24**, LOCAL HUMAN SERVICES AUTHORITIES, read the third time by short title and placed on its final passage.

**S.B. 24** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Aagard       | Adams       | Alexander | S. Allen    |
| Anderson     | Barrus      | Bennion   | Bigelow     |
| Bird         | Biskupski   | Bourdeaux | Bowman      |
| Bryson       | Buffmire    | Bush      | Buttars     |
| Buxton       | Christensen | D. Clark  | S. Clark    |
| D. Cox       | Curtis      | Dayton    | Dee         |
| Dillree      | Donnelson   | Dougall   | Duckworth   |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow  |
| Gowans       | Hansen      | Hardy     | Harper      |
| Hendrickson  | Hogue       | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson  | Jones     | King        |
| Kiser        | Last        | Lawrence  | Litvack     |
| Lockhart     | Love        | Mascaro   | McCartney   |
| McGee        | Morgan      | Morley    | Moss        |
| Murray       | Newbold     | Noel      | Pace        |
| Parker       | Peterson    | Philpot   | Seitz       |
| Shurtliff    | G. Snow     | Styler    | Thompson    |
| Ure          | Urquhart    | Wallace   | M. Stephens |

**Absent or not voting were:** Representatives

|        |         |      |
|--------|---------|------|
| Becker | Daniels | Winn |
|--------|---------|------|

**S.B. 24** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to consider **S.J.R. 2** read the second time by short title.

### THIRD READING CALENDAR

**S.J.R. 2**, RESOLUTION REAPPOINTING GENERAL COUNSEL, read the third time by short title and placed on its final passage.

**S.J.R. 2** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |             |             |           |
|--------------|-------------|-------------|-----------|
| Aagard       | Adams       | Alexander   | S. Allen  |
| Anderson     | Barrus      | Becker      | Bennion   |
| Bigelow      | Bird        | Biskupski   | Bourdeaux |
| Bowman       | Bryson      | Buffmire    | Bush      |
| Buttars      | Buxton      | Christensen | D. Clark  |
| S. Clark     | D. Cox      | Curtis      | Dayton    |
| Dee          | Dillree     | Donnelson   | Dougall   |
| Duckworth    | Dunnigan    | Ferrin      | Ferry     |
| Goodfellow   | Gowans      | Hansen      | Hardy     |
| Harper       | Hendrickson | Hogue       | Hughes    |
| E. Hutchings | B. Johnson  | Jones       | King      |
| Kiser        | Last        | Lawrence    | Litvack   |
| Lockhart     | Love        | Mascaro     | McCartney |
| McGee        | Morgan      | Morley      | Moss      |
| Murray       | Newbold     | Noel        | Pace      |
| Parker       | Peterson    | Philpot     | Seitz     |
| Shurtliff    | G. Snow     | Styler      | Thompson  |
| Ure          | Urquhart    | M. Stephens |           |

**Absent or not voting were:** Representatives

|         |          |         |      |
|---------|----------|---------|------|
| Daniels | Holdaway | Wallace | Winn |
|---------|----------|---------|------|

**S.J.R. 2** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 25**, COMMITMENT AND CUSTODY OF ADULTS AND MINORS AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 25**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |             |              |             |
|----------|-------------|--------------|-------------|
| Aagard   | Adams       | Alexander    | S. Allen    |
| Anderson | Barrus      | Becker       | Bennion     |
| Bigelow  | Biskupski   | Bourdeaux    | Bowman      |
| Bryson   | Buffmire    | Bush         | Buttars     |
| Buxton   | Christensen | D. Clark     | S. Clark    |
| D. Cox   | Curtis      | Dayton       | Dee         |
| Dillree  | Donnelson   | Dougall      | Duckworth   |
| Dunnigan | Ferrin      | Ferry        | Goodfellow  |
| Hansen   | Hardy       | Harper       | Hendrickson |
| Hogue    | Hughes      | E. Hutchings | B. Johnson  |
| Jones    | King        | Kiser        | Last        |
| Lawrence | Litvack     | Lockhart     | Love        |
| Mascaro  | McCartney   | McGee        | Morgan      |
| Morley   | Moss        | Murray       | Newbold     |
| Noel     | Pace        | Parker       | Peterson    |
| Philpot  | Seitz       | Shurtliff    | G. Snow     |
| Styler   | Thompson    | Ure          | Urquhart    |
| Wallace  | M. Stephens |              |             |

**Absent or not voting were:** Representatives

|      |         |        |          |
|------|---------|--------|----------|
| Bird | Daniels | Gowans | Holdaway |
| Winn |         |        |          |

**S.B. 25**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 36**, MINERAL LEASE FUND AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 36** then passed on the following roll call:

**Yeas, 70; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |           |          |
|-----------|-------------|-----------|----------|
| Aagard    | Adams       | Alexander | S. Allen |
| Anderson  | Barrus      | Becker    | Bennion  |
| Bigelow   | Biskupski   | Bourdeaux | Bowman   |
| Bryson    | Buffmire    | Bush      | Buttars  |
| Buxton    | Christensen | D. Clark  | S. Clark |
| D. Cox    | Dayton      | Dee       | Dillree  |
| Donnelson | Dougall     | Duckworth | Dunnigan |

|           |              |             |          |
|-----------|--------------|-------------|----------|
| Ferrin    | Ferry        | Goodfellow  | Hansen   |
| Hardy     | Harper       | Hendrickson | Hogue    |
| Hughes    | E. Hutchings | B. Johnson  | Jones    |
| King      | Kiser        | Last        | Lawrence |
| Litvack   | Lockhart     | Love        | Mascaro  |
| McCartney | McGee        | Morgan      | Morley   |
| Moss      | Murray       | Newbold     | Noel     |
| Pace      | Parker       | Peterson    | Philpot  |
| Seitz     | Shurtliff    | G. Snow     | Styler   |
| Thompson  | Ure          | Urquhart    | Wallace  |
| Winn      | M. Stephens  |             |          |

**Voting in the negative was:** Representative  
Curtis

**Absent or not voting were:** Representatives

|      |         |        |          |
|------|---------|--------|----------|
| Bird | Daniels | Gowans | Holdaway |
|------|---------|--------|----------|

**S.B. 36** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**H.B. 166**, PAYDAY LENDING, read the third time by short title and placed on its final passage.

**H.B. 166**, as amended, then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |         |             |           |
|----------|---------|-------------|-----------|
| Aagard   | Adams   | Alexander   | S. Allen  |
| Anderson | Barrus  | Becker      | Bennion   |
| Bigelow  | Bird    | Biskupski   | Bourdeaux |
| Bowman   | Bryson  | Buffmire    | Bush      |
| Buttars  | Buxton  | Christensen | D. Clark  |
| S. Clark | D. Cox  | Curtis      | Dayton    |
| Dee      | Dillree | Donnelson   | Dougall   |

|            |              |            |          |
|------------|--------------|------------|----------|
| Duckworth  | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow | Gowans       | Hansen     | Hardy    |
| Harper     | Hendrickson  | Hogue      | Holdaway |
| Hughes     | E. Hutchings | B. Johnson | Jones    |
| King       | Kiser        | Last       | Lawrence |
| Litvack    | Lockhart     | Love       | Mascaro  |
| McCartney  | McGee        | Morgan     | Morley   |
| Moss       | Murray       | Newbold    | Noel     |
| Pace       | Parker       | Peterson   | Philpot  |
| Seitz      | Shurtliff    | G. Snow    | Styler   |
| Thompson   | Ure          | Urquhart   | Wallace  |
| Winn       | M. Stephens  |            |          |

**Absent or not voting was:** Representative Daniels

**H.B. 166**, as amended, transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Allen, the House voted to uncircle **H.B. 14**.

**H.B. 14**, TOURISM PROMOTION PROGRAMS, was before the House on its final passage.

Representative Dee proposed the following amendment:

1. Page 2, Line 36:  
Reinstate “[~~is encouraged to~~]” and delete “shall”
2. Page 2, Line 37:  
After “by” insert “the division.”

Representative Dee’s motion to amend passed on a voice vote.

**H.B. 14**, as amended, then passed on the following roll call:

**Yeas, 40; Nays, 30; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |        |          |           |
|-----------|--------|----------|-----------|
| Agard     | Adams  | S. Allen | Anderson  |
| Barrus    | Becker | Bird     | Biskupski |
| Bourdeaux | Bryson | Buffmire | Bush      |
| D. Cox    | Dee    | Dillree  | Duckworth |

|              |             |            |        |
|--------------|-------------|------------|--------|
| Dunnigan     | Ferrin      | Goodfellow | Hardy  |
| Harper       | Hendrickson | Hogue      | Hughes |
| E. Hutchings | Lawrence    | Litvack    | Love   |
| Mascaro      | McCartney   | McGee      | Morgan |
| Moss         | Newbold     | Pace       | Parker |
| Thompson     | Ure         | Wallace    | Winn   |

**Voting in the negative were:** Representatives

|           |          |             |            |
|-----------|----------|-------------|------------|
| Alexander | Bennion  | Bigelow     | Bowman     |
| Buttars   | Buxton   | Christensen | D. Clark   |
| S. Clark  | Curtis   | Donnelson   | Dougall    |
| Ferry     | Hansen   | Holdaway    | B. Johnson |
| King      | Kiser    | Last        | Lockhart   |
| Morley    | Murray   | Noel        | Peterson   |
| Philpot   | Seitz    | Shurtliff   | G. Snow    |
| Styler    | Urquhart |             |            |

**Absent or not voting were:** Representatives

|             |        |        |       |
|-------------|--------|--------|-------|
| Daniels     | Dayton | Gowans | Jones |
| M. Stephens |        |        |       |

**H.B. 14**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Moss, the House voted to uncircle **H.B. 8**.

**H.B. 8, SEAT BELT ENFORCEMENT PROVISIONS**, was before the House on its final passage.

Representative Moss proposed the following amendment:

- Page 1, Lines 5–7b  
House Committee Amendments 1–24–2003:  
Reinstate “clarify that the driver or a passenger 19 years of age and older may be cited in a secondary action for a separate safety belt violation if the vehicle has been detained for a suspected violation.” and delete “AMEND SAFETY BELT REQUIREMENTS BY MAKING THE REQUIREMENT TO WEAR A SAFETY BELT ONLY APPLY TO PERSONS UNDER 19 YEARS OF AGE.”
- Page 1, Line 15  
House Committee Amendments 1–24–2003:  
Delete “if the driver is under 19 years of age”

- 3. Page 1, Line 23  
House Committee Amendments 1–24–2003:  
Reinstate “16 years of age or older” and delete “under 19 years of age”
- 4. Page 2, Lines 31–34  
House Committee Amendments 1–24–2003:  
Reinstate lines 31 through 34

Representative Moss’s motion to amend passed on the following roll call vote:

**Yeas, 40; Nays, 29; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|            |             |          |              |
|------------|-------------|----------|--------------|
| Anderson   | Barrus      | Becker   | Bird         |
| Biskupski  | Bourdeaux   | Bowman   | Buffmire     |
| Buxton     | Christensen | Dee      | Dillree      |
| Dougall    | Duckworth   | Dunnigan | Ferrin       |
| Ferry      | Goodfellow  | Gowans   | Hansen       |
| Hardy      | Hendrickson | Holdaway | E. Hutchings |
| B. Johnson | Jones       | King     | Lawrence     |
| Litvack    | Love        | Mascaro  | McCartney    |
| McGee      | Morgan      | Moss     | Murray       |
| Parker     | Shurtliff   | Styler   | Ure          |

**Voting in the negative were:** Representatives

|             |          |           |           |
|-------------|----------|-----------|-----------|
| Aagard      | Adams    | Alexander | Bennion   |
| Bush        | Buttars  | D. Clark  | S. Clark  |
| D. Cox      | Curtis   | Dayton    | Donnelson |
| Harper      | Hogue    | Hughes    | Kiser     |
| Last        | Lockhart | Morley    | Newbold   |
| Noel        | Pace     | Peterson  | Philpot   |
| G. Snow     | Urquhart | Wallace   | Winn      |
| M. Stephens |          |           |           |

**Absent or not voting were:** Representatives

|          |          |        |         |
|----------|----------|--------|---------|
| S. Allen | Bigelow  | Bryson | Daniels |
| Seitz    | Thompson |        |         |

On motion of Representative Curtis, the House voted to circle **H.B. 8.**

\* \* \*

On motion of Representative Dillree, the House voted to uncircle **H.B. 13.**

**H.B. 13**, TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS, was before the House on its final passage.

On motion of Representative Dillree, the House voted to circle **H.B. 13**.

### THIRD READING CALENDAR

**H.J.R. 2**, RESOLUTION REQUESTING STATE AGENCIES TO KEEP LEGISLATORS INFORMED, read the third time by short title and placed on its final passage.

**H.J.R. 2** then passed on the following roll call:

**Yeas, 56; Nays, 11; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |            |           |           |
|-------------|------------|-----------|-----------|
| Aagard      | Adams      | S. Allen  | Anderson  |
| Barrus      | Becker     | Bennion   | Bigelow   |
| Bird        | Biskupski  | Bourdeaux | Bowman    |
| Buffmire    | Bush       | Buttars   | Buxton    |
| Christensen | D. Clark   | S. Clark  | D. Cox    |
| Curtis      | Dayton     | Dee       | Dillree   |
| Donnelson   | Duckworth  | Dunnigan  | Ferrin    |
| Ferry       | Goodfellow | Hardy     | Harper    |
| Hogue       | Holdaway   | Hughes    | Jones     |
| King        | Kiser      | Lawrence  | Litvack   |
| Love        | McCartney  | McGee     | Morgan    |
| Moss        | Murray     | Noel      | Pace      |
| Parker      | Philpot    | Seitz     | Shurtliff |
| Thompson    | Ure        | Urquhart  | Wallace   |

**Voting in the negative were:** Representatives

|              |         |        |             |
|--------------|---------|--------|-------------|
| Bryson       | Dougall | Gowans | Hendrickson |
| E. Hutchings | Mascaro | Morley | Newbold     |
| Peterson     | G. Snow | Styler |             |

**Absent or not voting were:** Representatives

|           |          |        |             |
|-----------|----------|--------|-------------|
| Alexander | Daniels  | Hansen | B. Johnson  |
| Last      | Lockhart | Winn   | M. Stephens |

**H.J.R. 2** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **Sub. H.J.R. 7**.

**Sub. H.J.R. 7, RESOLUTION ON SPECIAL SESSIONS OF THE LEGISLATURE**, was before the House on its final passage.

On motion of Representative Styler, the House voted to circle **Sub. H.J.R. 7**.

### **RULES COMMITTEE REPORT**

Mr. Speaker:

January 29, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

#### **GOVERNMENT OPERATIONS**

- H.B. 223** Changing State Song (D. Love)  
**H.B. 224** State Records Committee – Membership Amendments (J. Dunnigan)  
**S.B. 26** Sunset Act Reauthorizations (P. Arent)

#### **HEALTH AND HUMAN SERVICES**

- H.B. 101** Control of the Disposition of a Deceased Person (J. Biskupski)

#### **JUDICIARY**

- H.B. 52** Open and Public Meetings Act (S. Daniels)

#### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- S.B. 7** Automobile Homicide Amendments (C. Walker)  
**S.B. 41** Clandestine Lab Racketeering Amendment (P. Arent)

#### **NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 17** Agricultural Products Dealer’s Act Amendments (C. Buttars)  
**H.J.R. 12** Resolution Providing Management of Wolves in Utah (M. Styler)

#### **PUBLIC UTILITIES AND TECHNOLOGY**

- S.B. 21** Amendments to the Interlocal Cooperation Act (L. Blackham)  
**1st Sub. S.B. 23** State and Local Taxes, Fees, and Charges Related to Telecommunications (C. Bramble)

**REVENUE AND TAXATION**

**H.J.R. 11** Resolution Providing Property Tax Relief  
(L. Christensen)

**TRANSPORTATION**

**S.B. 16** Master State Highways Amendments (D. Steele)

**S.B. 19** Vehicle History Information (D. Eastman)

**1st Sub. S.B. 79** Disabled Parking Fine (D. C. Buttars)

Marda Dillree, Chair

Report filed. On motion of Representative Philpot, the report of the Rules Committee was adopted.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: January 29, 2003

The Health and Human Services Committee reports a favorable recommendation on **S.B. 11**, CHILD CARE AMENDMENTS, by Senator B. Evans.

Mike Thompson, Chair

Report filed. On motion of Representative Thompson, the report of the Health and Human Services committee was adopted.

**S.B. 11**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 28, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 87**, PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS, by Representative G. Snow; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 4**, CLEAN SPECIAL FUEL TAX CERTIFICATE – EXEMPTION, by Senator D. Steele; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 17**, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS, by Senator C. Bramble.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

**H.B. 87, S.B. 4, and S.B. 17**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 28, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 206, COUNTY RESPONSIBILITY FOR VOTING PRECINCTS AND POLLING PLACES**, by Representative R. Bigelow, with the following amendments:

1. Page 1, Line 6:  
Delete line 6
2. Page 1, Line 7:  
Delete “establishing a geographic proximity requirement to evaluate remoteness.”
3. Page 1, Line 12:  
Delete line 12
4. Page 1, Lines 15–27:  
Delete lines 15–27
5. Page 2, Lines 28–49:  
Delete lines 28–49
6. Renumber remaining sections accordingly; and

The Government Operations Committee recommends **H.B. 175, MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR**, by Representative L. Pace, be replaced and favorably recommends **1st Sub. H.B. 175, MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR**; and

The Government Operations Committee reports a favorable recommendation on **S.J.R. 1, JOINT RESOLUTION – RULES REVISIONS RENAMING AN APPROPRIATIONS SUBCOMMITTEE**, by Senator B. Evans.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 206**, as amended, **Sub. H.B. 175**, and **S.J.R. 1**, read the second time by short title and placed on the calendar for third reading.

**MISCELLANEOUS BUSINESS**

On motion of Representative Styler, the House voted to adjourn until January 30, 2003, at 10:00 a.m.

# ELEVENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:10 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Reverend Tom Goldsmith, Minister, First Unitarian Church. A guest of Representative Ty McCartney.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 29, 2003

The Senate passed, as amended, **S.B. 96**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS, by Senator P. Julander, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 40**, PAY PLAN – SALARY SURVEY AMENDMENTS, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 86**, PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 97**, COUNTY ANNEXATION AMENDMENTS, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 100**, INDIAN AFFAIRS AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 96**, **S.B. 40**, **S.B. 86**, **S.B. 97**, and **S.B. 100**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 29, 2003

The Business and Labor Committee reports a favorable recommendation on **S.B. 83**, OCCUPATIONAL AND PROFESSIONAL LICENSING MODIFICATIONS, by Senator L. Hillyard; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 94**, CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT AMENDMENTS, by Senator J. Valentine; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 90**, EQUIPMENT DEALER WARRANTY REIMBURSEMENT ACT, by Representative D. Peterson, with the following amendments:

1. Page 2, Line 31:  
After "catalog" insert "or invoice"
2. Page 2, Line 49:  
After line 49 insert:  
"(c) "Supplier" does not include an independent wholesaler of the items listed in Subsections (4)(a) through (f), who: (i) does not manufacture any significant part of the items; and (ii) is not owned in any part by the manufacturer."
3. Page 3, Line 69:  
After "(a)" insert "(i)"
4. Page 3, Line 70:  
Delete "(i)" and insert "(A)"
5. Page 3, Line 72:  
After "hour," delete "and"
6. Page 3, Line 73:  
Delete "(ii)" and insert "(B)" and after "parts" delete ", the 20%"
7. Page 3, Line 74:  
After "behalf" delete "," and insert ", and"
8. Page 3, Line 75:  
Delete "plus" and insert "(C) extraordinary" and after line 75 insert:  
"(ii) For purposes of Subsection (4)(a)(i)(C), "extraordinary freight and handling costs" mean costs that are above and beyond the normal reimbursement policy of the supplier for warranty repair work."
9. Page 4, Line 95:  
Delete "section" and insert "chapter"

The Business and Labor Committee recommends **H.B. 48**, UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS, by

Representative S. Urquhart, be replaced and reports a favorable recommendation on **1st Sub. H.B. 48**, UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS with the following amendments:

1. Page 4, Line 109:  
Delete "city, town or other municipal corporation" and insert "compliance agency as defined in Section 58-56-3(4)"

The Business and Labor Committee reports a favorable recommendation on **S.B. 42**, FRAUDULENT USE OF CREDIT CARD NUMBER, by Senator C. Walker.

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 6**, RETAILER REQUIREMENTS IN PRINTING FINANCIAL TRANSACTION CARD RECEIPT, by Senator C. Walker; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 88**, SECURITY PERSONNEL LICENSING ACT AMENDMENTS, by Senator D. Eastman.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**S.B. 83, S.B. 94, H.B. 90**, as amended, **Sub. H.B. 48**, as amended, read the second time by short title and placed on the calendar for third reading.

**S.B. 42, Sub. S.B. 6**, and **Sub. S.B. 88**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

## INTRODUCTION OF BILLS

### MANAGEMENT, ENHANCEMENT, AND FUNDING OF 911 SYSTEM

**H.B. 114**

*Brad L. Dee*

THIS ACT AMENDS THE EMERGENCY TELEPHONE SERVICES LAW AND THE PUBLIC SAFETY CODE. THE ACT CREATES A 19 CENT PER MONTH STATE FEE ON TELEPHONE SERVICES FOR UNIFIED STATEWIDE 911 EMERGENCY SERVICES. THE ACT PROVIDES FOR THE ADMINISTRATION, COLLECTION, AND ENFORCEMENT OF TELEPHONE 911 EMERGENCY FEES BY THE STATE TAX COMMISSION. THE ACT DEPOSITS THE TELEPHONE FEES INTO A RESTRICTED

ACCOUNT IN THE GENERAL FUND FOR UNIFIED STATEWIDE 911 EMERGENCY SERVICES. THE ACT REPEALS THE ADVISORY UTAH 911 COMMITTEE IN THE BUREAU OF COMMUNICATIONS IN THE DEPARTMENT OF PUBLIC SAFETY. THE ACT CREATES A NEW STATE UTAH 911 COMMITTEE IN THE DEPARTMENT OF PUBLIC SAFETY TO DEVELOP STATE STANDARDS FOR THE UNIFIED 911 EMERGENCY SYSTEM AND TO ADMINISTER THE FUND. THE ACT ESTABLISHES CRITERIA FOR THE USE OF THE FUND. THE ACT REQUIRES THE UTAH 911 COMMITTEE TO REPORT ANNUALLY TO LEGISLATIVE APPROPRIATIONS. THE ACT AUTHORIZES LOCAL GOVERNMENTS TO INCREASE THE LOCAL LEVY ON TELEPHONE SERVICES FOR 911 EMERGENCY SERVICES FROM A MAXIMUM OF 53 CENTS PER MONTH TO A MAXIMUM OF 75 CENTS PER MONTH. THE ACT MAKES TECHNICAL AMENDMENTS. THE ACT HAS AN EFFECTIVE DATE. THIS ACT HAS A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

#### **PROPERTY TAX – CALCULATION OF CERTIFIED TAX RATE**

**H.B. 116**

*Ann W. Hardy*

THIS ACT MODIFIES THE PROPERTY TAX ACT TO MODIFY THE CALCULATION OF THE CERTIFIED TAX RATE. THE ACT GRANTS RULEMAKING AUTHORITY TO THE STATE TAX COMMISSION TO PRESCRIBE A PORTION OF THE CALCULATION OF THE CERTIFIED TAX RATE. THIS ACT MAKES TECHNICAL CHANGES. THE ACT TAKES EFFECT ON JANUARY 1, 2004, read the first time by short title and referred to the Rules Committee.

#### **PRELITIGATION PANEL AMENDMENTS**

**H.B. 117**

*Margaret Dayton*

THIS ACT MODIFIES PROVISIONS RELATING TO PRELITIGATION PANELS IN MEDICAL MALPRACTICE ACTIONS. THE ACT ALLOWS THE PANEL'S RESULTS TO BE INTRODUCED IN AN ENSUING COURT ACTION WITH EXPLANATIONS, read the first time by short title and referred to the Rules Committee.

#### **MEDICAL MALPRACTICE AWARDS ADJUSTMENT**

**H.B. 118**

*Margaret Dayton*

THIS ACT MODIFIES PROVISIONS RELATING TO MEDICAL MALPRACTICE ACTIONS. THE ACT PROVIDES A CAP ON

NONECONOMIC DAMAGES EQUAL TO THE LESSER AMOUNT BETWEEN UTAH AND THE FEDERAL STATUTES, AND CREATES A SCALE FOR ATTORNEY'S CONTINGENCY FEES, read the first time by short title and referred to the Rules Committee.

#### **JUDICIAL CONDUCT COMMISSION REVISIONS**

##### **H.B. 119**

*Katherine M. Bryson*

THIS ACT MODIFIES PROVISIONS PERTAINING TO THE JUDICIAL CONDUCT COMMISSION. THE ACT CLARIFIES THAT A JUDGE FORMALLY CHARGED WITH A CRIME MAY BE SUSPENDED WITHOUT PAY BY THE SUPREME COURT. THE ACT ALSO REQUIRES THAT THE JUDGE BE ACQUITTED AND REINSTATED TO JUDICIAL OFFICE TO RECEIVE PAY AND BENEFITS LOST DURING THE SUSPENSION. THIS ACT ALSO PROVIDES CIRCUMSTANCES UNDER WHICH THE SUPREME COURT MAY SUSPEND OR REMOVE A JUDGE ON ITS OWN MOTION, read the first time by short title and referred to the Rules Committee.

#### **VISION SCREENING CHECKOFF FOR MOTOR VEHICLE REGISTRATION AND DRIVER LICENSE APPLICATION AND RENEWAL**

##### **H.B. 154**

*Katherine M. Bryson*

THIS ACT MODIFIES THE MOTOR VEHICLES CODE BY CHANGING THE REGISTRATION CHECK OFF NAME FROM BLINDNESS PREVENTION TO VISION SCREENING. THIS ACT INCREASES THE CHECK OFF VOLUNTARY CONTRIBUTION AMOUNT FROM \$1 TO \$2 AND PROVIDES THAT FRIENDS FOR SIGHT, WHICH WAS FORMERLY PREVENT BLINDNESS UTAH, SHALL RECEIVE THE CONTRIBUTIONS. THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY CHANGING THE LICENSE CHECK OFF NAME FROM BLINDNESS PREVENTION TO VISION SCREENING. THIS ACT INCREASES THE VOLUNTARY CONTRIBUTION AMOUNT FROM \$1 TO \$2 AND PROVIDES THAT FRIENDS FOR SIGHT SHALL RECEIVE THE CONTRIBUTIONS. THIS ACT TAKES EFFECT JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

#### **TRANSPORTATION INFRASTRUCTURE IN REDEVELOPMENT AGENCY**

##### **H.B. 156**

*Todd E. Kiser*

THIS ACT MODIFIES THE REDEVELOPMENT AGENCIES ACT AND THE REVENUE AND TAXATION CODE TO ALLOW UNDER CERTAIN

CIRCUMSTANCES THE USE OF TAX INCREMENT OUTSIDE OF A PROJECT AREA FOR TRANSPORTATION INFRASTRUCTURE PROJECTS RELATED TO A CONVENTION CENTER OR SPORTS COMPLEX. THIS ACT MODIFIES HOW THE CERTIFIED TAX RATE IS TO BE CALCULATED FOR PURPOSES OF PROJECTS THAT GENERATE TAX INCREMENT TO BE USED FOR TRANSPORTATION INFRASTRUCTURE OUTSIDE OF THE PROJECT AREA. THIS ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **CONTROL OF WOLF POPULATION**

**H.B. 157**

*Michael R. Styler*

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW WOLVES TO BE TRANSPLANTED IF CERTAIN CONDITIONS ARE MET, read the first time by short title and referred to the Rules Committee.

### **FALSIFICATION OR ALTERATION OF GOVERNMENT RECORD**

**H.B. 235**

*Katherine M. Bryson*

THIS ACT MODIFIES THE CRIMINAL CODE BY CLARIFYING THAT FALSIFICATION OF A GOVERNMENT RECORD IS A CLASS B MISDEMEANOR ONLY IF THE OFFENSE DOES NOT CONSTITUTE A FRAUD OFFENSE SUBJECT TO A GREATER PENALTY, read the first time by short title and referred to the Rules Committee.

### **UTAH CODE OF CRIMINAL PROCEDURE AMENDMENTS**

**H.B. 238**

*Katherine M. Bryson*

THIS ACT CLARIFIES PROVISIONS OF THE CODE OF CRIMINAL PROCEDURE RELATING TO THE WITHDRAWAL OF GUILTY PLEAS, EXPERT TESTIMONY, SUSPENSION OF SENTENCES, AND THE FILING OF INVESTIGATION RECORDS, read the first time by short title and referred to the Rules Committee.

### **RESOLUTION APPROVING DEEP CREEK – TENDER OF JUDGMENT**

**H.C.R. 10**

*Greg J. Curtis*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR APPROVING THE TENDER OF \$850,000, PLUS

PREJUDGMENT INTEREST AND REASONABLE ATTORNEYS' FEES IN AMOUNTS DETERMINED APPROPRIATE BY THE DISTRICT COURT, ALL IN SATISFACTION OF THE DISTRICT COURT JUDGMENT FOR SPECIFIC PERFORMANCE, read the first time by short title and referred to the Rules Committee.

**OFFER OF JUDGMENT IN SETTLEMENT OF CASES RESOLUTION**

**H.J.R. 3**

*John Dougall*

THIS JOINT RESOLUTION MODIFIES THE UTAH RULES OF CIVIL PROCEDURE BY PROVIDING FOR ATTORNEYS' FEES WITH COSTS THAT CAN BE ASSESSED IN A CIVIL ACTION. IT ALLOWS COSTS AND ATTORNEYS' FEES TO BE ASSESSED IF A FINAL AWARD IS NOT MORE FAVORABLE THAN THE OFFER OF JUDGMENT. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**THIRD READING CALENDAR**

**S.B. 18**, LIEUTENANT GOVERNOR CERTIFICATION OF SPECIAL DISTRICT AND LOCAL DISTRICT ANNEXATIONS, WITHDRAWALS, AND DISSOLUTIONS, read the third time by short title and placed on its final passage.

**S.B. 18** then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|            |             |            |              |
|------------|-------------|------------|--------------|
| Aagard     | Adams       | S. Allen   | Anderson     |
| Barrus     | Becker      | Bennion    | Bird         |
| Biskupski  | Bowman      | Bryson     | Bush         |
| Buxton     | Christensen | D. Clark   | D. Cox       |
| Curtis     | Dayton      | Dee        | Dillree      |
| Donnelson  | Dougall     | Duckworth  | Dunnigan     |
| Ferrin     | Ferry       | Goodfellow | Gowans       |
| Hansen     | Hardy       | Harper     | Hendrickson  |
| Hogue      | Holdaway    | Hughes     | E. Hutchings |
| B. Johnson | Jones       | King       | Kiser        |
| Last       | Lawrence    | Litvack    | Love         |
| Mascaro    | McCartney   | McGee      | Morgan       |
| Morley     | Murray      | Newbold    | Noel         |

|             |           |          |         |
|-------------|-----------|----------|---------|
| Pace        | Parker    | Peterson | Philpot |
| Seitz       | Shurtliff | G. Snow  | Styler  |
| Thompson    | Ure       | Wallace  | Winn    |
| M. Stephens |           |          |         |

**Absent or not voting were:** Representatives

|           |          |           |          |
|-----------|----------|-----------|----------|
| Alexander | Bigelow  | Bourdeaux | Buffmire |
| Buttars   | S. Clark | Daniels   | Lockhart |
| Moss      | Urquhart |           |          |

**S.B. 18** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 11**, CHILD CARE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 11**.

### MISCELLANEOUS BUSINESS

On motion of Representative Thompson, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**Sub. H.B. 5**, PROHIBITION OF COERCIVE RESTRAINT PRACTICES, read the third time by short title and placed on its final passage.

Representative Thompson proposed the following amendment:

1. Page 2, Line 27:  
Delete "or any other unlicensed individual"

Representative Thompson's motion to amend passed on a voice vote.

Representative Ferrin proposed to substitute the bill with **3rd Sub. H.B. 5**. The motion to substitute failed on the following roll call:

**Yeas, 8; Nays, 55; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|            |         |        |        |
|------------|---------|--------|--------|
| Aagard     | Buttars | D. Cox | Ferrin |
| B. Johnson | Newbold | Pace   | Styler |

**Voting in the negative were:** Representatives

|           |           |            |             |
|-----------|-----------|------------|-------------|
| Adams     | S. Allen  | Anderson   | Barrus      |
| Becker    | Bennion   | Bigelow    | Bird        |
| Biskupski | Bourdeaux | Bowman     | Bryson      |
| Buffmire  | Bush      | Buxton     | Christensen |
| D. Clark  | S. Clark  | Daniels    | Dayton      |
| Dee       | Donnelson | Dougall    | Duckworth   |
| Dunnigan  | Ferry     | Goodfellow | Hansen      |
| Hardy     | Hogue     | Holdaway   | Hughes      |
| Jones     | King      | Kiser      | Last        |
| Lawrence  | Litvack   | Lockhart   | Love        |
| Mascaro   | McCartney | McGee      | Morgan      |
| Morley    | Moss      | Murray     | Noel        |
| Parker    | Peterson  | Shurtliff  | Thompson    |
| Ure       | Urquhart  | Wallace    |             |

**Absent or not voting were:** Representatives

|           |             |              |             |
|-----------|-------------|--------------|-------------|
| Alexander | Curtis      | Dillree      | Gowans      |
| Harper    | Hendrickson | E. Hutchings | Philpot     |
| Seitz     | G. Snow     | Winn         | M. Stephens |

Representative Buffmire declared a conflict of interest because she is a psychologist. Representative Bourdeaux declared a conflict of interest because he runs a mental health agency.

**Sub. H.B. 5**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |           |              |            |
|----------|-----------|--------------|------------|
| Agard    | Adams     | Alexander    | S. Allen   |
| Anderson | Barrus    | Becker       | Bennion    |
| Bigelow  | Bird      | Biskupski    | Bourdeaux  |
| Bowman   | Bryson    | Buffmire     | Bush       |
| Buttars  | Buxton    | Christensen  | D. Clark   |
| S. Clark | Daniels   | Dayton       | Dee        |
| Dillree  | Donnelson | Dougall      | Duckworth  |
| Dunnigan | Ferry     | Goodfellow   | Gowans     |
| Hansen   | Hardy     | Harper       | Hogue      |
| Holdaway | Hughes    | E. Hutchings | B. Johnson |
| Jones    | King      | Kiser        | Last       |
| Lawrence | Litvack   | Lockhart     | Love       |
| Mascaro  | McCartney | McGee        | Morgan     |

|         |           |         |          |
|---------|-----------|---------|----------|
| Morley  | Moss      | Murray  | Newbold  |
| Noel    | Pace      | Parker  | Peterson |
| Philpot | Shurtliff | Styler  | Thompson |
| Ure     | Urquhart  | Wallace | Winn     |

**Voting in the negative were:** Representatives

|        |        |
|--------|--------|
| D. Cox | Ferrin |
|--------|--------|

**Absent or not voting were:** Representatives

|             |             |       |         |
|-------------|-------------|-------|---------|
| Curtis      | Hendrickson | Seitz | G. Snow |
| M. Stephens |             |       |         |

**Sub. H.B. 5**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 34**, AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL, read the third time by short title and placed on its final passage.

**Sub. H.B. 34** then passed on the following roll call:

**Yeas, 58; Nays, 0; Absent or not voting, 17.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | S. Allen  |
| Anderson     | Barrus      | Becker    | Bigelow   |
| Bird         | Biskupski   | Bourdeaux | Bowman    |
| Bryson       | Bush        | Buttars   | Buxton    |
| Christensen  | S. Clark    | D. Cox    | Daniels   |
| Dee          | Donnelson   | Dougall   | Duckworth |
| Dunnigan     | Goodfellow  | Gowans    | Hansen    |
| Hardy        | Harper      | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Jones     | Kiser     |
| Last         | Lawrence    | Litvack   | Lockhart  |
| Love         | Mascaro     | McGee     | Morgan    |
| Morley       | Moss        | Murray    | Newbold   |
| Noel         | Pace        | Parker    | Peterson  |
| Shurtliff    | Styler      | Thompson  | Urquhart  |
| Wallace      | M. Stephens |           |           |

**Absent or not voting were:** Representatives

|         |          |          |        |
|---------|----------|----------|--------|
| Bennion | Buffmire | D. Clark | Curtis |
| Dayton  | Dillree  | Ferrin   | Ferry  |

|             |       |         |           |
|-------------|-------|---------|-----------|
| Hendrickson | Hogue | King    | McCartney |
| Philpot     | Seitz | G. Snow | Ure       |
| Winn        |       |         |           |

**Sub. H.B. 34** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 176**, TERMINATION OF PARENTAL RIGHTS, read the third time by short title and placed on its final passage.

Representative Thompson proposed the following amendment:

- 1. Page 1, Line 6:  
After "parents" delete "or" and insert "and"
- 1. Page 1, Line 23:  
After "parents" delete "or" and insert "and"

Representative Thompson's motion to amend passed on a voice vote.

**H.B. 176**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |           |              |             |
|-----------|-----------|--------------|-------------|
| Agard     | Adams     | Alexander    | S. Allen    |
| Anderson  | Barrus    | Becker       | Bennion     |
| Bigelow   | Bird      | Biskupski    | Bourdeaux   |
| Bowman    | Bryson    | Buffmire     | Bush        |
| Buttars   | Buxton    | Christensen  | D. Clark    |
| S. Clark  | D. Cox    | Daniels      | Dayton      |
| Dee       | Donnelson | Dougall      | Duckworth   |
| Dunnigan  | Ferry     | Goodfellow   | Gowans      |
| Hansen    | Hardy     | Harper       | Hendrickson |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson  |
| Jones     | King      | Kiser        | Last        |
| Lawrence  | Litvack   | Lockhart     | Love        |
| Mascaro   | McGee     | Morgan       | Morley      |
| Moss      | Murray    | Newbold      | Noel        |
| Pace      | Parker    | Peterson     | Philpot     |
| Shurtliff | Styler    | Thompson     | Ure         |
| Urquhart  | Wallace   | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|           |         |         |       |
|-----------|---------|---------|-------|
| Curtis    | Dillree | Ferrin  | Hogue |
| McCartney | Seitz   | G. Snow |       |

**H.B. 176**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 72**, ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH INSURANCE PROGRAM, read the third time by short title and placed on its final passage.

On motion of Representative Hogue, the House voted to circle **H.B. 72**.

\* \* \*

**H.B. 15**, STATE ARMORY BOARD AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bush, the House voted to circle **H.B. 15**.

### **RULES COMMITTEE REPORT**

Mr. Speaker: January 30, 2003

The Rules Committee recommends that, under suspension of the rules, the following bill having been read for the second time, be placed on the Third Reading Calendar for Senate bills:

**1st Sub. S.B. 6**      Retailer Requirements in Printing Financial Transaction Card Receipt (C. Walker)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: January 30, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

### **BUSINESS AND LABOR**

**H.B. 219**              Wages for Tipped Employees (D. Ure)

**H.B. 220**              Itemizing Sales and Use Tax Rates (G. Donnelson)

- S.B. 86** Prohibition of Automatic Renewal of Service Contracts  
(M. Waddoups)
- S.B. 96** Division of Occupational and Professional Licensing Act  
Amendments (P. Julander)

#### **GOVERNMENT OPERATIONS**

- H.B. 99** Certification of Candidates for Political Offices  
(N. Hansen)
- H.B. 102** Election Day Materials (L. Pace)
- H.B. 103** Voter Registration Amendments (L. Pace)
- H.B. 215** State Agency – Lobbyist Restriction Amendments  
(W. Harper)
- S.B. 40** Pay Plan – Salary Survey Amendments (M. Dmitrich)
- S.B. 100** Indian Affairs Amendments (B. Evans)

#### **HEALTH AND HUMAN SERVICES**

- H.B. 106** Foster Care Guidance Through Providers Contracts  
(M. Dayton)
- H.B. 211** Disabilities Appropriations Nonlapsing (R. Lockhart)
- H.B. 212** Primary Care Network Amendments for General  
Assistance Recipients (K. Holdaway)

#### **JUDICIARY**

- H.B. 93** Suspension of Driving Privileges for Habitual Truants  
(D. Bourdeaux)

#### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 94** Utah Controlled Substances – Extraction and Reduction  
Labs (D. Bowman)
- H.B. 209** Sentencing for Use of Dangerous Weapon (G. Hughes)
- H.B. 210** Sexual Abuse of a Child Amendments (M. Thompson)
- H.C.R. 8** Resolution Supporting Hill Air Force Base (M. Stephens)

#### **AGRICULTURE AND ENVIRONMENT**

- H.B. 221** Extending the Sales and Use Tax Exemption for Pollution  
Control Facilities (D. Ure)
- H.J.R. 14** Joint Resolution Supporting Action Plan for Public Lands  
and Education (S. Urquhart)

**POLITICAL SUBDIVISION**

- H.B. 228** Local Government Officials Amendments  
(M. Thompson)
- S.B. 97** County Annexation Amendments (C. Walker)

**RETIREMENT AND INDEPENDENT ENTITIES**

- H.B. 225** Retirement Systems Membership Exclusions (B. Dee)

**REVENUE AND TAXATION**

- H.J.R. 13** Joint Resolution Supporting Repeal of Federal Estate Tax  
(C. Buttars)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to set **H.B. 171**, PAMELA ATKINSON HOMELESS TRUST ACCOUNT, for Time Certain on February 4, 2002 at 10:30 a.m.

\* \* \*

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:00 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: January 30, 2003

The Senate passed **S.B. 51**, PLANETARIUM AMENDMENTS, by Senator G. Davis, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 110**, INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT, by Senator T. Hatch, and it is transmitted for consideration; and

The Senate passed **S.B. 105**, PLEDGE OF ALLEGIANCE IN PUBLIC SCHOOLS, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed **S.B. 10**, PRENEED FUNERAL ARRANGEMENT AMENDMENTS, by Senator P. Arent, and it is transmitted for consideration; and

The Senate passed **S.B. 104**, DISCLOSURE OF VEHICLE INFORMATION FOR PRODUCT RECALL, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed **S.B. 118**, INDIVIDUAL INCOME TAX – ADOPTION EXPENSES, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed, **H.C.R. 1**, RESOLUTION URGING REWORKING OF CENSUS DATA COLLECTION PROCEDURES, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 165**, REVISOR'S STATUTE, by Representative M. Dillree, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 30**, PUBLIC TRANSIT DISTRICTS ANNEXATION AMENDMENTS, by Representative D. Cox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 25**, EXTENSION OF TIMING FOR CREATING A LOCAL DISTRICT, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 44**, SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 51**, **S.B. 110**, **S.B. 105**, **S.B. 10**, **S.B. 104**, and **S.B. 118**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.C.R. 1**, **H.B. 165**, **H.B. 30**, **H.B. 25**, and **H.B. 44**, were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker:

January 30, 2003

The Judiciary Committee reports a favorable recommendation on **H.B. 57**, EXPANSION OF PROTECTIVE ORDER, by Representative L. Shurtliff, with the following amendments:

1. Page 1, Line 25:

After “felony” delete “. or protective order violation.”; and

The Judiciary Committee reports a favorable recommendation on **S.B. 13**, DUI PLEA RESTRICTIONS, by Senator D. C. Buttars.

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**H.B. 57**, as amended, and **S.B. 13**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 30, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 191**, AMENDMENTS TO RACIAL PROFILING PROVISIONS, by Representative D. Bourdeaux; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 194**, SHERIFF CERTIFICATION REQUIREMENTS, by Representative J. Murray, with the following amendments:

1. Page 1, Line 17:

After “shall” insert “: (a)”

2. Page 1, Line 18:

After “have” delete “certified as a law enforcement officer according to procedures and requirements of” and insert “successfully met the standards and training requirements established for peace officers under”

3. Page 1, Line 19:

After “Chapter 6,” delete the remainder of line 19 and insert “Part 2, Peace Officer Training and Certification; and (b) be qualified to be certified as a peace officer under Title 53, Chapter 13, Peace Officer Classifications.”

4. Page 1, Line 23:

After “[~~a county sheriff must~~]” insert “have satisfactorily completed the basic course at a certified law enforcement officer training academy or have passed a certification examination as provided in Section 53-6-206 and”

5. Page 3, Line 80:  
After "office;" delete "and"
6. Page 3, Line 81:  
After "(III) has" delete the remainder of line 81
7. Page 3, Line 82:  
Delete line 82 and insert "successfully met the standards and training requirements established for peace officers under Title 53, Chapter 6, Part 2, Peace Officer Training and Certification; and (IV) is qualified to be certified as a peace officer under Title 53, Chapter 13, Peace Officer Classifications; and"

DeMar "Bud" Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**H.B. 191** and **H.B. 194**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 30, 2003

The Transportation Committee reports a favorable recommendation on **H.B. 59**, OFF-HIGHWAY VEHICLE PROGRAM FUNDING, by Representative B. Goodfellow, with the following amendments:

1. Page 1, Line 5:  
Delete "eliminating the \$850,000" and insert "increasing the"
2. Page 1, Line 6:  
After "Account" insert "from \$850,000 to \$1,050,000"
3. Page 3, Line 62:  
Reinstate "an amount equal to the lesser of the following: (i)"
4. Page 3, Line 63:  
Reinstate "; or (ii)" and insert "\$1,050,000"; and

The Transportation Committee reports a favorable recommendation on **H.B. 196**, BICYCLE FACILITY STANDARDS, by Representative C. Bennion.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 59**, as amended, and **H.B. 196**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: January 30, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 198**, EXPANSION OF ACCESS TO FISH AND GAME OPPORTUNITIES, by Representative S. Clark, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 202**, UTAH ENERGY OFFICE AMENDMENTS, by Representative S. Urquhart, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 192**, OVERSIGHT OF UTAH CLIMATE CENTER BY UTAH STATE UNIVERSITY, by Representative B. Ferry.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.B. 198** and **H.B. 202**, read the second time by short title and placed on the Consent Calendar.

**H.B. 192**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### LEGISLATOR REPORTING OF GIFTS

**H.B. 120**

*Jackie Biskupski*

THIS ACT MODIFIES TITLE 36, LEGISLATURE. THIS ACT REQUIRES THAT LEGISLATORS REPORT CERTAIN EXPENDITURES MADE TO BENEFIT THEM AND THEIR IMMEDIATE FAMILIES AND DEFINES THE SCOPE AND PROCESS FOR MEETING THAT REQUIREMENT. THIS ACT REPEALS PROVISIONS REQUIRING LOBBYISTS, PRINCIPALS, AND GOVERNMENT OFFICERS TO REPORT EXPENDITURES MADE TO LEGISLATORS, read the first time by short title and referred to the Rules Committee.

**EDUCATION RESOURCE CONSERVATION PROGRAMS****H.B. 153***Ralph Becker*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY CREATING A RESOURCE CONSERVATION PROGRAM FOR PUBLIC EDUCATION. THIS ACT PROVIDES DEFINITIONS. THIS ACT ESTABLISHES THE RESOURCE CONSERVATION ADVISORY BOARD, INCLUDING ITS COMPOSITION AND RESPONSIBILITIES. THIS ACT SPECIFIES SCHOOL DISTRICT AND CHARTER SCHOOL RESPONSIBILITIES RELATING TO RESOURCE CONSERVATION, INCLUDING THE REQUIREMENT TO DESIGNATE A RESOURCE CONSERVATION MANAGER. THIS ACT PROVIDES THE STATE BOARD OF EDUCATION RULEMAKING AUTHORITY TO PROVIDE STANDARDS AND GUIDELINES FOR RESOURCE CONSERVATION AND RESOURCE CONSERVATION MEASURES WITHIN THE PUBLIC EDUCATION SYSTEM, read the first time by short title and referred to the Rules Committee.

**INCORPORATION OF CITIES****H.B. 158***Brad L. Dee*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE TO EXPAND APPLICATION OF A PROVISION ALLOWING AN OWNER OF PROPERTY TO EXCLUDE THAT PROPERTY FROM A PROPOSED MUNICIPAL INCORPORATION SO THAT THE PROVISION APPLIES TO PROPOSED INCORPORATIONS IN COUNTIES OF THE SECOND CLASS, read the first time by short title and referred to the Rules Committee.

**UNFINISHED BUSINESS**

On motion of Representative Bennion, the House voted to uncircle **Sub. H.J.R. 7.**

**Sub. H.J.R. 7, RESOLUTION ON SPECIAL SESSIONS OF THE LEGISLATURE,** was before the House on its final passage.

Representative Harper proposed the following amendment:

1. Page 1, Line 1:  
After "RESOLUTION ON" delete "SPECIAL"
2. Page 1, Line 14:  
After "Legislature." insert "The joint resolution modifies the calculation of the length of annual general sessions of the Legislature."

3. Page 2, Line 28:  
After “calendar days” insert “, excluding Saturdays and Sundays”
4. Page 2, Line 38:  
After “(a)” delete “45,” and after “session” insert “, the number of days specified in Subsection (1)(a)”

Representative Harper’s motion to amend failed on a voice vote.

**Sub. H.J.R. 7** then passed on the following roll call:

**Yeas, 51; Nays, 24; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|             |          |             |              |
|-------------|----------|-------------|--------------|
| Agard       | Adams    | Alexander   | Anderson     |
| Bennion     | Bigelow  | Bird        | Bowman       |
| Bryson      | Buffmire | Bush        | Buttars      |
| Buxton      | D. Clark | S. Clark    | Curtis       |
| Dayton      | Dee      | Dillree     | Donnelson    |
| Duckworth   | Dunnigan | Ferrin      | Ferry        |
| Goodfellow  | Gowans   | Hansen      | Harper       |
| Hendrickson | Hogue    | Holdaway    | E. Hutchings |
| B. Johnson  | King     | Lawrence    | Lockhart     |
| Love        | Mascaro  | McCartney   | McGee        |
| Morley      | Murray   | Newbold     | Noel         |
| Parker      | Philpot  | Thompson    | Ure          |
| Urquhart    | Wallace  | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |             |          |           |
|-----------|-------------|----------|-----------|
| S. Allen  | Barrus      | Becker   | Biskupski |
| Bourdeaux | Christensen | D. Cox   | Daniels   |
| Dougall   | Hardy       | Hughes   | Jones     |
| Kiser     | Last        | Litvack  | Morgan    |
| Moss      | Pace        | Peterson | Seitz     |
| Shurtliff | G. Snow     | Styler   | Winn      |

**Sub. H.J.R. 7** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Snow, the House voted to uncircle **Sub. H.B. 78**.

**Sub. H.B. 78**, LIEN RECOVERY FUND – RATE OF INTEREST, was before the House on its final passage.

Representative Daniels declared a conflict of interest because he is an attorney.

Representative Christensen proposed the following amendment:

- 1. Page 2, Line 46:  
 After “director.” insert “Partial recovery of a claim hereunder does not prohibit the independent recovery thereof by the claimant.”

Representative Christensen’s motion to amend failed on the following roll call:

**Yeas, 28; Nays, 40; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| S. Allen     | Becker     | Biskupski   | Bourdeaux |
| Bryson       | Buffmire   | Christensen | Dougall   |
| Duckworth    | Goodfellow | Hardy       | Hughes    |
| E. Hutchings | King       | Kiser       | Last      |
| Litvack      | Love       | McGee       | Morgan    |
| Moss         | Newbold    | Noel        | Philpot   |
| Seitz        | Thompson   | Ure         | Wallace   |

**Voting in the negative were:** Representatives

|          |            |          |             |
|----------|------------|----------|-------------|
| Aagard   | Adams      | Anderson | Barrus      |
| Bennion  | Bigelow    | Bird     | Bush        |
| Buttars  | Buxton     | D. Clark | S. Clark    |
| D. Cox   | Curtis     | Dayton   | Dee         |
| Dillree  | Donnelson  | Dunnigan | Ferrin      |
| Ferry    | Hansen     | Harper   | Hogue       |
| Holdaway | B. Johnson | Jones    | Lawrence    |
| Lockhart | Mascaro    | Morley   | Murray      |
| Pace     | Parker     | Peterson | Shurtliff   |
| G. Snow  | Styler     | Urquhart | M. Stephens |

**Absent or not voting were:** Representatives

|             |           |         |        |
|-------------|-----------|---------|--------|
| Alexander   | Bowman    | Daniels | Gowans |
| Hendrickson | McCartney | Winn    |        |

**Sub. H.B. 78**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 13; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Bennion   | Bigelow  |

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Bird       | Biskupski   | Bourdeaux | Bryson       |
| Bush       | Buttars     | Buxton    | Christensen  |
| D. Clark   | S. Clark    | D. Cox    | Curtis       |
| Dayton     | Dee         | Dillree   | Donnelson    |
| Dougall    | Dunnigan    | Ferrin    | Ferry        |
| Hansen     | Hardy       | Harper    | Hendrickson  |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Kiser       | Last      | Lawrence     |
| Lockhart   | Love        | Mascaro   | Morley       |
| Murray     | Newbold     | Noel      | Pace         |
| Parker     | Peterson    | Philpot   | Seitz        |
| G. Snow    | Styler      | Ure       | Urquhart     |
| Wallace    | M. Stephens |           |              |

**Voting in the negative were:** Representatives

|            |          |         |           |
|------------|----------|---------|-----------|
| Becker     | Buffmire | Daniels | Duckworth |
| Goodfellow | Jones    | King    | Litvack   |
| McGee      | Morgan   | Moss    | Shurtliff |
| Thompson   |          |         |           |

**Absent or not voting were:** Representatives

|        |        |           |      |
|--------|--------|-----------|------|
| Bowman | Gowans | McCartney | Winn |
|--------|--------|-----------|------|

**Sub. H.B. 78**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until January 31, 2003, at 8:00 a.m.

# TWELFTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 8:15 a.m.

Roll call showed all members present except Representative Steve Clark, excused.

Pledge of Allegiance and prayer by Representative Roger Barrus.

### COMMUNICATION FROM THE SENATE

Mr. Speaker: January 30, 2003

The Senate concurred in the House amendments and passed **S.B. 25**, COMMITMENT AND CUSTODY OF ADULTS AND MINORS AMENDMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 25**, signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 30, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 95**, ANNEXATION OF UNINCORPORATED COUNTY ISLANDS INTO CITIES, by Representative T. Kiser, with the following amendments:

1. Page 2, Line 31:  
After “under” reinstate “this section” and delete “Subsection (1)(a)(i)”
2. Page 3, Line 87:  
After “(b) covers” insert “(i) for a proposed annexation under Subsection (1)(a)(i),”
3. Page 3, Line 88:  
After “annexation;” bracket “and” and insert “or (ii) for a proposed annexation under Subsection (1)(a)(ii), 10% of the”

total private land area within the island of unincorporated area that is proposed for annexation; and”

4. Page 3, Line 89:  
After “at least” insert “: (i) for a proposed annexation under Subsection (1)(a)(i).””
5. Page 4, Line 90:  
After “annexation” insert “: or (ii) for a proposed annexation under Subsection (1)(a)(ii), 10% of the value of all private real property within the island of unincorporated area that is proposed for annexation””
6. Page 4, Line 91:  
After “(4)” insert “(a)”
7. Page 4, Line 93:  
After line 93 insert:  
“(b) Subsection (4)(a) may not be construed to prohibit the municipal legislative body from excluding from a proposed annexation under Subsection (1)(a)(ii) the property within an unincorporated island regarding which protests have been filed and proceeding under Subsection (1)(b) to annex some or all of the remaining portion of the unincorporated island.”; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 98**, MUNICIPAL DISCONNECTION AMENDMENTS, by Representative A. Hardy.

Kory Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 95**, as amended, and **H.B. 98**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 30, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 224**, STATE RECORDS COMMITTEE – MEMBERSHIP AMENDMENTS, by Representative J. Dunnigan, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **H.B. 195**, ELECTION PROCESS FOR NONBINDING STATEWIDE OPINION QUESTION, by Representative S. Allen; and

The Government Operations Committee reports a favorable recommendation on **S.B. 14**, GOVERNOR'S OFFICE OF PLANNING AND BUDGET RECODIFICATION AND REVISIONS, by Senator R. Allen, with the following amendments:

1. Page 29, Line 895:  
After "conferred upon" insert "state" and after "instrumentalities of" insert "the" and after "state or" delete "local governments" and insert "political subdivisions"
2. Page 33, Line 994:  
After "conferred upon" insert "state"
3. Page 33, Line 995:  
After "instrumentalities of" insert "the" and after "state or" delete "local governments" and insert "political subdivisions"; and

The Government Operations Committee reports a favorable recommendation on **S.B. 26**, SUNSET ACT REAUTHORIZATIONS, by Senator P. Arent.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 224**, read the second time by short title and placed on the Consent Calendar.

**H.B. 195**, **S.B. 14**, as amended, and **S.B. 26**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

January 30, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 200**, PROPERTY TAX – INTEREST RATE ON DEFERRED TAXES, by Representative L. Christensen, with the following amendments:

1. Page 1, Line 25:  
After "(B) the" delete the remainder of Line 25

## 2. Page 1, Line 26:

Delete “treasurer in accordance with Section 51-7-5” and insert “targeted federal funds rate: (I) as defined in 12 C.F.R. Sec. 201.2; and (II) that exists on the January 1 immediately preceding the day on which the taxes are deferred”; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 43**, PROVIDING INFORMATION RELATING TO TAX CREDITS AND TAX FILING DUE DATES, by Senator D. Steele.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Curtis, the reports of the Revenue and Taxation committee were adopted.

**H.B. 200**, as amended, and **S.B. 43**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### LEAVE OF ABSENCE FOR DISABLED EMPLOYEES

**H.B. 121**

*Chad E. Bennion*

THIS ACT MODIFIES THE UTAH STATE PERSONNEL MANAGEMENT ACT BY MODIFYING REQUIREMENTS FOR GRANTING A PAID LEAVE OF ABSENCE FOR CERTAIN DISABLED EMPLOYEES, read the first time by short title and referred to the Rules Committee.

### PLANNING COMMISSION REVIEW OF CHANGES TO PUBLIC USES

**H.B. 122**

*Ann W. Hardy*

THIS ACT MODIFIES MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT PROVISIONS TO ELIMINATE THE REQUIREMENT OF PLANNING COMMISSION REVIEW OF CERTAIN ACTIONS WITH RESPECT TO PUBLIC LANDS OR FACILITIES, read the first time by short title and referred to the Rules Committee.

### UNLAWFUL TAKING OF GAME FISH

**H.B. 148**

*Stephen D. Clark*

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO AMEND RESTITUTION AMOUNTS FOR CERTAIN GAME FISH AND WILDLIFE SPECIES, read the first time by short title and referred to the Rules Committee.

**SCHOOL DISTRICT ADMINISTRATOR AMENDMENTS****H.B. 149***Jeff Alexander*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY ALLOWING A LOCAL BOARD OF EDUCATION TO HIRE A SUPERINTENDENT WITH OUTSTANDING PROFESSIONAL QUALIFICATIONS WHO DOES NOT HOLD AN ADMINISTRATIVE/SUPERVISORY LICENSE, read the first time by short title and referred to the Rules Committee.

**POLL WATCHER AND PRESERVATION  
OF ELECTION DATE AMENDMENTS****H.B. 150***J. Morgan Philpot*

THIS ACT MODIFIES THE ELECTION CODE. THIS ACT PROVIDES THAT REPRESENTATIVES ACTING AS POLL WATCHERS DURING SPECIFIED ELECTIONS MAY BE PRESENT IN THE COUNTING ROOM OR OTHER ROOMS ASSOCIATED WITH THE PROCESSING OF THE VOTES FOR COUNTING WITHOUT RESTRICTION AS TO TIME, PLACE, OR DISTANCE. THIS ACT PROHIBITS POLL WATCHERS FROM TOUCHING OR CAUSING DAMAGE TO A BALLOT. THIS ACT PROVIDES THAT THE ELECTION OFFICERS SHALL CREATE READ-ONLY ELECTRONIC COPIES OF ALL ELECTRONIC INFORMATION AND THAT THOSE ELECTRONIC COPIES BE ARCHIVED FOR POSSIBLE HISTORICAL OR ANALYTICAL PURPOSES, read the first time by short title and referred to the Rules Committee.

**SALES AND USE TAX AMENDMENTS****H.B. 151***David Litvack*

THIS ACT MODIFIES THE SALES AND USE TAX ACT TO ADDRESS THE CIRCUMSTANCES UNDER WHICH A PERSON IS REQUIRED TO REMIT SALES AND USE TAXES TO THE STATE TAX COMMISSION ON A MONTHLY BASIS, AND PROVIDES PROCEDURES AND REQUIREMENTS FOR REMITTING THESE SALES AND USE TAXES. THE ACT MODIFIES PROVISIONS ALLOWING A PERSON THAT IS REQUIRED TO REMIT STATE SALES AND USE TAXES TO THE STATE TAX COMMISSION ON A MONTHLY BASIS TO RETAIN A PORTION OF THE STATE SALES AND USE TAX REVENUES THE PERSON IS REQUIRED TO REMIT TO THE STATE TAX COMMISSION TO COVER THE COSTS OF

REMITTING THOSE SALES AND USE TAX REVENUES ON A MONTHLY BASIS. THE ACT MAKES TECHNICAL CHANGES. THE ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **LEGISLATIVE AUDITS OF CHILD WELFARE**

**H.B. 152**

*Michael E. Noel*

THIS ACT MODIFIES CHILD WELFARE STATUTES. THIS ACT MAKES THE ANNUAL LEGISLATIVE AUDIT OF CHILD WELFARE CASES OPTIONAL RATHER THAN MANDATORY, ELIMINATES THE REQUIREMENT THAT THE AUDIT ADDRESS STATUTORILY ENUMERATED ISSUES, AND SPECIFIES WHO MAY INITIATE AN AUDIT. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **VOLUNTARY CONTRIBUTION ACT AMENDMENTS**

**H.B. 159**

*Chad E. Bennion*

THIS ACT MODIFIES LABOR CODE AND ELECTION CODE PROVISIONS RELATING TO POLITICAL ACTIVITIES BY LABOR ORGANIZATIONS. THIS ACT PROHIBITS LABOR ORGANIZATIONS FROM: REQUIRING CONTRIBUTIONS TO CERTAIN POLITICAL GROUPS AS A CONDITION OF MEMBERSHIP; EXPENDING UNION DUES FOR POLITICAL PURPOSES; AND TRANSFERRING UNION DUES TO A POLITICAL FUND. THIS ACT REQUIRES LABOR ORGANIZATIONS THAT WISH TO MAKE POLITICAL CONTRIBUTIONS TO: ESTABLISH A POLITICAL FUND THAT IS SEPARATE FROM ANY ACCOUNT CONTAINING MONIES RECEIVED AS UNION DUES; ENSURE THAT THE COSTS OF ADMINISTERING THE POLITICAL FUND ARE MADE FROM THE FUND AND NOT FROM UNION DUES; ENSURE THAT EACH CONTRIBUTION TO THE FUND IS VOLUNTARY; AND REGISTER THE FUND AS A POLITICAL ACTION COMMITTEE OR POLITICAL ISSUES COMMITTEE. THIS ACT REPEALS CERTAIN PROVISIONS. THIS ACT AUTHORIZES THE ATTORNEY GENERAL OR A PERSON TO BRING AN ACTION AGAINST A LABOR ORGANIZATION TO ENFORCE COMPLIANCE. THIS ACT MODIFIES REQUIREMENTS RELATING TO PAYMENTS TO LABOR ORGANIZATIONS. THIS ACT AUTHORIZES EMPLOYEE-APPROVED PAYMENTS FROM EMPLOYEE PAYCHECKS FOR UNION DUES. THIS ACT PROHIBITS PUBLIC EMPLOYERS FROM DEDUCTING MONIES FROM A PUBLIC EMPLOYEE'S PAYCHECK FOR

CERTAIN PURPOSES. THIS ACT AUTHORIZES THE ATTORNEY GENERAL OR A PERSON TO BRING AN ACTION AGAINST THE PUBLIC EMPLOYER TO ENFORCE COMPLIANCE. THIS ACT PROVIDES A SEVERABILITY CLAUSE AND ADDRESSES THE ACT'S EFFECT ON PRESENT AND FUTURE CONTRACTS, read the first time by short title and referred to the Rules Committee.

### **EMERGENCY HEALTH RESPONSE AMENDMENTS**

#### **H.B. 160**

*Marda Dillree*

THIS ACT AMENDS PROFESSIONAL LICENSING PROVISIONS, THE POWERS AND DUTIES OF LOCAL HEALTH DEPARTMENTS, AND PROVISIONS RELATED TO IMMUNITY FROM LIABILITY FOR GOVERNMENTAL ENTITIES AND CERTAIN PROFESSIONALS. THE ACT ESTABLISHES EXCEPTIONS TO CERTAIN LICENSING STANDARDS WHEN A NATIONAL, STATE, OR LOCAL EMERGENCY IS DECLARED. THE ACT AMENDS CERTAIN PRESCRIPTION DRUG DISPENSING RULES WHEN EMERGENCIES ARE DECLARED. THE ACT AUTHORIZES LOCAL DEPARTMENTS OF HEALTH TO INVESTIGATE SUSPECTED BIOTERRORISM AND DISEASES AND TO PROVIDE PUBLIC HEALTH ASSISTANCE IN A DECLARED EMERGENCY. THE ACT PROVIDES LIMITED IMMUNITY FROM CIVIL DAMAGES FOR GOVERNMENTAL ENTITIES AND CERTAIN HEALTH PROFESSIONALS RESPONDING TO A DECLARED EMERGENCY. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **PARENT-TIME ASSISTANCE OFFICE**

#### **H.B. 239**

*Chad E. Bennion*

THIS ACT MODIFIES THE HUMAN SERVICES CODE TO CREATE A PARENT-TIME ASSISTANCE OFFICE. THE ACT SETS OUT THE DUTIES OF THE OFFICE AND ALLOWS FOR COORDINATION WITH LAW ENFORCEMENT, THE ATTORNEY GENERAL, AND THE OFFICE OF RECOVERY SERVICES. IT ALSO PROVIDES FOR AGENCY ACTION UNDER THE ADMINISTRATIVE PROCEDURES ACT AND ALLOWS THE OFFICE TO HELP A PERSON FILL OUT COURT-RELATED DOCUMENTS ONCE THE OFFICE CAN NO LONGER EFFECTIVELY HELP THE PERSON. THIS ACT RAISES CERTAIN COURT FEES AND CREATES A RESTRICTED ACCOUNT TO FUND THE OFFICE. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION REGARDING THE COLLECTION AND RETENTION  
OF PERSONAL INFORMATION BY GOVERNMENT ENTITIES**

**H.J.R. 16**

*Wayne A. Harper*

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES STATE AGENCIES AND POLITICAL SUBDIVISIONS OF THE STATE TO ENSURE THE PROTECTION AND PRIVACY OF PERSONAL INFORMATION THEY COLLECT ON THE CITIZENS OF UTAH, read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

**H.B. 203**, RESIDENTIAL MORTGAGE REGULATORY COMMISSION, read the third time by short title and placed on its final passage.

**H.B. 203** then passed on the following roll call:

**Yeas, 66; Nays, 2; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Aagard     | Adams       | Alexander | S. Allen     |
| Anderson   | Barrus      | Becker    | Bennion      |
| Bigelow    | Bird        | Biskupski | Bowman       |
| Bryson     | Bush        | Buttars   | Buxton       |
| D. Clark   | D. Cox      | Curtis    | Dayton       |
| Dee        | Dillree     | Donnelson | Duckworth    |
| Dunnigan   | Ferrin      | Ferry     | Goodfellow   |
| Gowans     | Hansen      | Hardy     | Hendrickson  |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Kiser        |
| Last       | Lawrence    | Litvack   | Lockhart     |
| Love       | Mascaro     | McCartney | Morgan       |
| Morley     | Moss        | Murray    | Newbold      |
| Noel       | Pace        | Parker    | Peterson     |
| Philpot    | Seitz       | Shurtliff | Styler       |
| Thompson   | Ure         | Urquhart  | Wallace      |
| Winn       | M. Stephens |           |              |

**Voting in the negative were:** Representatives

Christensen      Dougall

**Absent or not voting were:** Representatives

|           |          |          |         |
|-----------|----------|----------|---------|
| Bourdeaux | Buffmire | S. Clark | Daniels |
| Harper    | McGee    | G. Snow  |         |

**H.B. 203** transmitted to the Senate for its consideration.

\* \* \*

**S.B. 78**, REPEAL OF TRADING STAMPS REGULATION, read the third time by short title and placed on its final passage.

**S.B. 78** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|             |              |            |           |
|-------------|--------------|------------|-----------|
| Aagard      | Adams        | Alexander  | S. Allen  |
| Anderson    | Barrus       | Becker     | Bennion   |
| Bigelow     | Bird         | Biskupski  | Bowman    |
| Bryson      | Bush         | Buttars    | Buxton    |
| Christensen | D. Clark     | D. Cox     | Curtis    |
| Dayton      | Dee          | Dillree    | Donnelson |
| Dougall     | Duckworth    | Dunnigan   | Ferrin    |
| Ferry       | Goodfellow   | Gowans     | Hansen    |
| Hardy       | Hendrickson  | Hogue      | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson | Jones     |
| King        | Kiser        | Last       | Lawrence  |
| Litvack     | Lockhart     | Love       | Mascaro   |
| McCartney   | Morgan       | Moss       | Murray    |
| Newbold     | Noel         | Pace       | Parker    |
| Peterson    | Philpot      | Seitz      | Shurtliff |
| Styler      | Thompson     | Urquhart   | Wallace   |
| Winn        | M. Stephens  |            |           |

**Absent or not voting were:** Representatives

|           |          |          |         |
|-----------|----------|----------|---------|
| Bourdeaux | Buffmire | S. Clark | Daniels |
| Harper    | McGee    | Morley   | G. Snow |
| Ure       |          |          |         |

**S.B. 78** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to allow Representative Curtis to open a bill file concerning procedures to address the issue of conducting an impeachment hearing.

### THIRD READING CALENDAR

**H.R. 5**, HOUSE RULES RESOLUTION – SCHEDULING GUEST SPEAKERS, read the third time by short title and placed on its final passage.

**H.R. 5** then passed on the following roll call:

**Yeas, 50; Nays, 19; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |           |              |            |
|-----------|-----------|--------------|------------|
| Aagard    | Adams     | Alexander    | S. Allen   |
| Anderson  | Barrus    | Becker       | Bigelow    |
| Biskupski | Bowman    | Buxton       | D. Cox     |
| Curtis    | Daniels   | Dee          | Dillree    |
| Donnelson | Dougall   | Dunnigan     | Goodfellow |
| Hansen    | Hardy     | Harper       | Hogue      |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson |
| Jones     | King      | Kiser        | Last       |
| Lawrence  | Litvack   | Love         | McCartney  |
| McGee     | Morgan    | Moss         | Murray     |
| Noel      | Pace      | Parker       | Peterson   |
| Seitz     | Shurtliff | Styler       | Urquhart   |
| Wallace   | Winn      |              |            |

**Voting in the negative were:** Representatives

|             |             |          |         |
|-------------|-------------|----------|---------|
| Bennion     | Bird        | Bryson   | Bush    |
| Buttars     | Christensen | D. Clark | Dayton  |
| Duckworth   | Ferrin      | Ferry    | Gowans  |
| Hendrickson | Lockhart    | Mascaro  | Newbold |
| Philpot     | Thompson    | Ure      |         |

**Absent or not voting were:** Representatives

|           |             |          |        |
|-----------|-------------|----------|--------|
| Bourdeaux | Buffmire    | S. Clark | Morley |
| G. Snow   | M. Stephens |          |        |

**H.R. 5** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

\* \* \*

**Sub. H.B. 39**, REPEAL OF EDUCATION REPORTS AND DUTIES, read the third time by short title and placed on its final passage.

**Sub. H.B. 39** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Aagard       | Adams       | Alexander | S. Allen   |
| Anderson     | Barrus      | Becker    | Bennion    |
| Bigelow      | Bird        | Biskupski | Bowman     |
| Bryson       | Buffmire    | Bush      | Buttars    |
| Buxton       | Christensen | D. Clark  | D. Cox     |
| Curtis       | Daniels     | Dayton    | Dee        |
| Dillree      | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | Jones     | King       |
| Kiser        | Last        | Lawrence  | Litvack    |
| Lockhart     | Love        | Mascaro   | McCartney  |
| McGee        | Morgan      | Morley    | Moss       |
| Murray       | Newbold     | Noel      | Pace       |
| Parker       | Peterson    | Philpot   | Seitz      |
| Shurtliff    | G. Snow     | Styler    | Thompson   |
| Ure          | Urquhart    | Wallace   | Winn       |

**Absent or not voting were:** Representatives

|           |          |             |
|-----------|----------|-------------|
| Bourdeaux | S. Clark | M. Stephens |
|-----------|----------|-------------|

**Sub. H.B. 39** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 169**, PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS, read the third time by short title and placed on its final passage.

On motion of Representative Cox, the House voted to circle **H.B. 169**.

\* \* \*

**H.B. 188**, STATE PARK FEE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 188** then passed on the following roll call:

**Yeas, 53; Nays, 19; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |             |           |          |
|-----------|-------------|-----------|----------|
| Aagard    | Adams       | Alexander | S. Allen |
| Anderson  | Barrus      | Becker    | Bigelow  |
| Bird      | Biskupski   | Bowman    | Bryson   |
| Buffmire  | Bush        | Buttars   | D. Clark |
| D. Cox    | Dayton      | Dee       | Dillree  |
| Donnelson | Dougall     | Dunnigan  | Ferrin   |
| Ferry     | Goodfellow  | Gowans    | Hardy    |
| Harper    | Hendrickson | Hogue     | Holdaway |
| Hughes    | B. Johnson  | King      | Last     |
| Lawrence  | Lockhart    | Love      | Morgan   |
| Noel      | Pace        | Parker    | Peterson |
| Seitz     | Shurtliff   | G. Snow   | Styler   |
| Thompson  | Ure         | Urquhart  | Wallace  |
| Winn      |             |           |          |

**Voting in the negative were:** Representatives

|           |           |             |              |
|-----------|-----------|-------------|--------------|
| Bennion   | Buxton    | Christensen | Curtis       |
| Daniels   | Duckworth | Hansen      | E. Hutchings |
| Jones     | Kiser     | Litvack     | Mascaro      |
| McCartney | McGee     | Morley      | Moss         |
| Murray    | Newbold   | Philpot     |              |

**Absent or not voting were:** Representatives

|           |          |             |
|-----------|----------|-------------|
| Bourdeaux | S. Clark | M. Stephens |
|-----------|----------|-------------|

**H.B. 188** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Aagard, the House voted to uncircle **H.B. 40**.

**H.B. 40**, PROTECTION OF NONPUBLIC PERSONAL INFORMATION, was before the House on its final passage.

On motion of Representative Aagard, the House voted to delete **H.B. 40** in title and body and insert **Sub. H.B. 40** in lieu thereof.

Representative Aagard proposed the following amendment:

1. Page 5, Lines 121–126:

Delete lines 121–126 and insert:

“(4) This chapter does not apply to a commercial entity that is subject to a federal law or regulation that governs the disclosure of nonpublic information to a third party.”

Representative Aagard’s motion to amend passed on a voice vote.

On motion of Representative Bryson, the House voted to circle **Sub. H.B. 40**.

**THIRD READING CALENDAR**

**H.C.R. 6, RESOLUTION URGING APPROVAL PROCESS REQUIRED BEFORE FEDERAL WILD AND SCENIC RIVE DESIGNATION**, read the third time by short title and placed on its final passage.

**H.C.R. 6** then passed on the following roll call:

**Yeas, 64; Nays, 5; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Aagard     | Adams     | Alexander   | S. Allen     |
| Anderson   | Barrus    | Bennion     | Bigelow      |
| Bird       | Bowman    | Bryson      | Bush         |
| Buttars    | Buxton    | Christensen | D. Clark     |
| D. Cox     | Curtis    | Daniels     | Dayton       |
| Dee        | Dillree   | Donnelson   | Duckworth    |
| Dunnigan   | Ferrin    | Goodfellow  | Gowans       |
| Hansen     | Hardy     | Harper      | Hendrickson  |
| Hogue      | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson | Jones     | King        | Kiser        |
| Last       | Lawrence  | Lockhart    | Love         |
| Mascaro    | McCartney | McGee       | Morgan       |
| Morley     | Moss      | Murray      | Newbold      |
| Pace       | Parker    | Peterson    | Philpot      |
| Seitz      | Shurtliff | G. Snow     | Thompson     |
| Urquhart   | Wallace   | Winn        | M. Stephens  |

**Voting in the negative were:** Representatives

|         |           |           |          |
|---------|-----------|-----------|----------|
| Becker  | Biskupski | Bourdeaux | Buffmire |
| Litvack |           |           |          |

**Absent or not voting were:** Representatives

|          |         |       |      |
|----------|---------|-------|------|
| S. Clark | Dougall | Ferry | Noel |
| Styler   | Ure     |       |      |

**H.C.R. 6** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 42, WATER USER NOTIFICATION AMENDMENTS**, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **H.B. 42**.

\* \* \*

**H.B. 18, DEALERS IN AGRICULTURAL PRODUCTS**, read the third time by short title and placed on its final passage.

On motion of Representative Buttars, the House voted to circle **H.B. 18**.

\* \* \*

**H.J.R. 10, RESOLUTION ENCOURAGING SHARING EXHIBITS WITH HISTORY MUSEUM**, read the third time by short title and placed on its final passage.

**H.J.R. 10** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |              |             |             |
|------------|--------------|-------------|-------------|
| Aagard     | Adams        | Alexander   | S. Allen    |
| Anderson   | Barrus       | Becker      | Bennion     |
| Bigelow    | Bird         | Biskupski   | Bourdeaux   |
| Bowman     | Bryson       | Buffmire    | Bush        |
| Buttars    | Buxton       | Christensen | D. Clark    |
| D. Cox     | Curtis       | Daniels     | Dayton      |
| Dee        | Dillree      | Donnelson   | Dougall     |
| Duckworth  | Dunnigan     | Ferrin      | Ferry       |
| Goodfellow | Gowans       | Hansen      | Hardy       |
| Harper     | Hendrickson  | Hogue       | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson  | Jones       |
| King       | Kiser        | Last        | Lawrence    |
| Litvack    | Lockhart     | Love        | Mascaro     |
| McCartney  | McGee        | Morgan      | Morley      |
| Moss       | Murray       | Newbold     | Pace        |
| Parker     | Peterson     | Philpot     | Seitz       |
| Shurtliff  | G. Snow      | Thompson    | Ure         |
| Urquhart   | Wallace      | Winn        | M. Stephens |

**Absent or not voting were:** Representatives

|          |      |        |
|----------|------|--------|
| S. Clark | Noel | Styler |
|----------|------|--------|

**H.J.R. 10** transmitted to the Senate for its consideration.

## UNFINISHED BUSINESS

On motion of Representative McCartney, the House voted to uncircle **H.B. 178**.

**H.B. 178, FIREARMS AMENDMENTS**, was before the House on its reconsideration.

Representative McCartney proposed the following amendment:

1. Page 2, Line 36:  
After “who” insert “intentionally or knowingly”
2. Page 2, Line 37:  
After “who” insert “intentionally or knowingly”

Representative McCartney’s motion to amend passed on a voice vote.

**H.B. 178**, as amended, then passed on the following roll call:

**Yeas, 61; Nays, 8; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |           |              |
|-------------|-----------|-----------|--------------|
| Agard       | Adams     | S. Allen  | Anderson     |
| Barrus      | Bennion   | Bigelow   | Bird         |
| Biskupski   | Bourdeaux | Bowman    | Bryson       |
| Buffmire    | Bush      | Buttars   | Buxton       |
| Christensen | D. Cox    | Curtis    | Daniels      |
| Dayton      | Dee       | Dillree   | Duckworth    |
| Dunnigan    | Ferrin    | Ferry     | Goodfellow   |
| Hansen      | Hardy     | Harper    | Hendrickson  |
| Hogue       | Holdaway  | Hughes    | E. Hutchings |
| B. Johnson  | Jones     | King      | Last         |
| Lawrence    | Litvack   | Lockhart  | Love         |
| Mascaro     | McCartney | McGee     | Morgan       |
| Moss        | Murray    | Pace      | Parker       |
| Peterson    | Seitz     | Shurtliff | G. Snow      |
| Ure         | Urquhart  | Wallace   | Winn         |
| M. Stephens |           |           |              |

**Voting in the negative were:** Representatives

|           |           |         |          |
|-----------|-----------|---------|----------|
| Alexander | Donnelson | Dougall | Kiser    |
| Morley    | Newbold   | Philpot | Thompson |

**Absent or not voting were:** Representatives

|        |          |          |        |
|--------|----------|----------|--------|
| Becker | D. Clark | S. Clark | Gowans |
| Noel   | Styler   |          |        |

**H.B. 178**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**Sub. H.B. 31**, WORKFORCE SERVICES OVERPAYMENT AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. H.B. 31** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |             |             |             |
|----------|-------------|-------------|-------------|
| Aagard   | Adams       | Alexander   | S. Allen    |
| Anderson | Barrus      | Bennion     | Bigelow     |
| Bird     | Biskupski   | Bourdeaux   | Bowman      |
| Bryson   | Buffmire    | Bush        | Buttars     |
| Buxton   | Christensen | D. Clark    | D. Cox      |
| Curtis   | Daniels     | Dayton      | Dee         |
| Dillree  | Donnelson   | Dougall     | Duckworth   |
| Dunnigan | Ferrin      | Ferry       | Goodfellow  |
| Hansen   | Hardy       | Harper      | Hendrickson |
| Hogue    | Holdaway    | Hughes      | B. Johnson  |
| Jones    | King        | Kiser       | Last        |
| Lawrence | Litvack     | Lockhart    | Love        |
| Mascaro  | McCartney   | McGee       | Morgan      |
| Morley   | Moss        | Murray      | Newbold     |
| Noel     | Pace        | Parker      | Peterson    |
| Philpot  | Seitz       | Shurtliff   | G. Snow     |
| Styler   | Thompson    | Ure         | Urquhart    |
| Wallace  | Winn        | M. Stephens |             |

**Absent or not voting were:** Representatives

|        |          |        |              |
|--------|----------|--------|--------------|
| Becker | S. Clark | Gowans | E. Hutchings |
|--------|----------|--------|--------------|

**Sub. H.B. 31** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 79**, REGULATION OF AMATEUR RADIO ANTENNAS, read the third time by short title and placed on its final passage.

Representative Barrus declared a conflict of interest because he is an amateur operator.

**H.B. 79** then passed on the following roll call:

**Yeas, 65; Nays, 8; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |             |           |          |
|--------------|-------------|-----------|----------|
| Aagard       | Adams       | S. Allen  | Anderson |
| Barrus       | Becker      | Bennion   | Bigelow  |
| Bird         | Biskupski   | Bourdeaux | Bowman   |
| Bryson       | Buffmire    | Bush      | Buttars  |
| Buxton       | D. Clark    | D. Cox    | Curtis   |
| Daniels      | Dayton      | Dee       | Dillree  |
| Donnelson    | Duckworth   | Dunnigan  | Ferrin   |
| Ferry        | Goodfellow  | Gowans    | Hansen   |
| Hardy        | Hendrickson | Hogue     | Holdaway |
| E. Hutchings | B. Johnson  | Jones     | King     |
| Kiser        | Last        | Lawrence  | Litvack  |
| Love         | Mascaro     | McCartney | McGee    |
| Morgan       | Moss        | Murray    | Newbold  |
| Noel         | Pace        | Parker    | Philpot  |
| Seitz        | Shurtliff   | G. Snow   | Styler   |
| Ure          | Urquhart    | Wallace   | Winn     |
| M. Stephens  |             |           |          |

**Voting in the negative were:** Representatives

|             |         |          |          |
|-------------|---------|----------|----------|
| Christensen | Dougall | Harper   | Hughes   |
| Lockhart    | Morley  | Peterson | Thompson |

**Absent or not voting were:** Representatives

|           |          |
|-----------|----------|
| Alexander | S. Clark |
|-----------|----------|

**H.B. 79** transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 10:20 a.m.

Speaker Stephens called the House to order at 10:25 a.m.

### UNFINISHED BUSINESS

On motion of Representative Moss, the House voted to uncircle **H.B. 8**.

**H.B. 8, SEATBELT ENFORCEMENT PROVISIONS**, was before the House on its final passage.

Representative Bennion proposed the following amendment:

1. Page 1, Lines 5–7b  
House Floor Amendment 3 dated January 28, 2003  
Item #1:  
After “suspected violation.” insert “Beginning July 1, 2013, this act amends the safety belt requirements by making the requirement to wear a safety belt only apply to persons under 19 years of age.”
2. Page 1, Line 10  
House Committee Amendments 1–24–2003:  
After line 10 insert  
“63–55–241, as last amended by Chapters 72 and 369, Laws of Utah 2001  
ENACTS:  
41–6–182.1, Utah Code Annotated 1953”
3. Page 2, Line 34  
House Committee Amendments 1–24–2003:  
After line 34 insert:  
“Section 2. Section 41–6–182 is enacted to read:  
41–6–182.1. Driver and passengers — Seat belt or child restraint device required.  
(1) Beginning July 1, 2013, the driver of a motor vehicle operated on a highway shall:  
(a) if the driver is under 19 years of age wear a properly adjusted and fastened safety belt;  
(b) provide for the protection of each person younger than five years of age by using a child restraint device to restrain each person in the manner prescribed by the manufacturer of the device; and  
(c) provide for the protection of each person five years of age up to 16 years of age by using an appropriate child restraint device to restrain each person in the manner prescribed by the manufacturer of the device or by securing, or causing to be secured, a properly adjusted and fastened safety belt on each person.  
(2) Beginning July 1, 2013 a passenger who is under 19 years of age or older of a motor vehicle operated on a highway shall wear a properly adjusted and fastened safety belt.  
(3) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the commissioner of the Department of Public Safety

shall set standards for approved safety belts and child restraint devices.  
(4) If more than one person is not using a child restraint device or wearing a safety belt in violation of Subsection (1), it is only one offense and the driver may receive only one citation.

Section 3. Section 63-55-241 is amended to read:

63-55-241. Repeal dates, Title 41.

The following provisions of Title 41 are repealed on the following dates:

(1) Section 41-6-182, Driver and passengers -- Seat belt or child restraint device required, is repealed July 1, 2013.

[~~(4)~~] (2) Title 41, Chapter 12a, Part VIII, Uninsured Motorist Identification Database Program, is repealed July 1, 2010.

[~~(2)~~] (3) The HOV lane exception for clean fuel special group license plate vehicles in Subsection 41-6-53.5(5) is repealed December 31, 2005.”

Representative Bennion’s motion to amend failed on a voice vote.

**H.B. 8**, then failed to pass on the following roll call:

**Yeas, 35; Nays, 39; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |             |           |           |
|-----------|-------------|-----------|-----------|
| S. Allen  | Anderson    | Becker    | Biskupski |
| Bourdeaux | Bowman      | Buffmire  | Buxton    |
| Daniels   | Dillree     | Duckworth | Dunnigan  |
| Ferry     | Goodfellow  | Gowans    | Hansen    |
| Hardy     | Hendrickson | Holdaway  | Jones     |
| King      | Lawrence    | Litvack   | Mascaro   |
| McCartney | McGee       | Morgan    | Moss      |
| Murray    | Noel        | Parker    | Shurtliff |
| Styler    | Thompson    | Winn      |           |

**Voting in the negative were:** Representatives

|           |         |              |            |
|-----------|---------|--------------|------------|
| Agard     | Adams   | Alexander    | Barrus     |
| Bennion   | Bigelow | Bird         | Bryson     |
| Bush      | Buttars | Christensen  | D. Clark   |
| D. Cox    | Curtis  | Dayton       | Dee        |
| Donnelson | Dougall | Ferrin       | Harper     |
| Hogue     | Hughes  | E. Hutchings | B. Johnson |
| Kiser     | Last    | Lockhart     | Love       |

|          |         |             |          |
|----------|---------|-------------|----------|
| Morley   | Newbold | Pace        | Peterson |
| Philpot  | Seitz   | G. Snow     | Ure      |
| Urquhart | Wallace | M. Stephens |          |

**Absent or not voting was:** Representative  
S. Clark

**H.B. 8** was filed.

### UNFINISHED BUSINESS

On motion of Representative Styler, the House voted to uncircle **H.B. 42**.

**H.B. 42**, WATER USER NOTIFICATION AMENDMENTS, was before the House on its final passage.

**H.B. 42** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |            |             |            |
|--------------|------------|-------------|------------|
| Aagard       | Adams      | Alexander   | S. Allen   |
| Anderson     | Barrus     | Becker      | Bennion    |
| Bigelow      | Bird       | Biskupski   | Bourdeaux  |
| Bowman       | Bryson     | Buffmire    | Bush       |
| Buttars      | Buxton     | Christensen | D. Clark   |
| D. Cox       | Curtis     | Daniels     | Dayton     |
| Dee          | Donnelson  | Dougall     | Duckworth  |
| Dunnigan     | Ferrin     | Ferry       | Goodfellow |
| Gowans       | Hansen     | Hardy       | Harper     |
| Hendrickson  | Hogue      | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | Jones       | King       |
| Kiser        | Last       | Lawrence    | Litvack    |
| Lockhart     | Love       | Mascaro     | McCartney  |
| McGee        | Morgan     | Morley      | Moss       |
| Murray       | Newbold    | Noel        | Pace       |
| Parker       | Peterson   | Philpot     | Seitz      |
| Shurtliff    | G. Snow    | Styler      | Thompson   |
| Wallace      | Winn       | M. Stephens |            |

**Absent or not voting were:** Representatives

|          |         |     |          |
|----------|---------|-----|----------|
| S. Clark | Dillree | Ure | Urquhart |
|----------|---------|-----|----------|

**H.B. 42** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 66**, COUNTY GENERAL FUND EXPENSES, read the third time by short title and placed on its final passage.

**H.B. 66** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Aagard       | Adams      | Alexander   | S. Allen  |
| Anderson     | Barrus     | Becker      | Bennion   |
| Bigelow      | Bird       | Biskupski   | Bourdeaux |
| Bowman       | Bryson     | Buffmire    | Bush      |
| Buttars      | Buxton     | Christensen | D. Clark  |
| D. Cox       | Curtis     | Dee         | Donnelson |
| Dougall      | Duckworth  | Dunnigan    | Ferrin    |
| Ferry        | Goodfellow | Hansen      | Hardy     |
| Harper       | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Litvack   |
| Lockhart     | Love       | Mascaro     | McCartney |
| McGee        | Morgan     | Morley      | Moss      |
| Murray       | Newbold    | Noel        | Pace      |
| Parker       | Peterson   | Philpot     | Seitz     |
| Shurtliff    | G. Snow    | Styler      | Thompson  |
| Wallace      | Winn       | M. Stephens |           |

**Absent or not voting were:** Representatives

|          |             |        |          |
|----------|-------------|--------|----------|
| S. Clark | Daniels     | Dayton | Dillree  |
| Gowans   | Hendrickson | Ure    | Urquhart |

**H.B. 66** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 87**, PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS, read the third time by short title and placed on its final passage.

On motion of Representative Snow, the House voted to circle **H.B. 87**.

\* \* \*

**H.B. 206**, COUNTY RESPONSIBILITY FOR VOTING PRECINCTS AND POLLING PLACES, read the third time by short title and placed on its final passage.

**H.B. 206**, as amended, then passed on the following roll call:

**Yeas, 49; Nays, 6; Absent or not voting, 20.**

**Voting in the affirmative were:** Representatives

|              |            |             |            |
|--------------|------------|-------------|------------|
| Aagard       | Adams      | S. Allen    | Barrus     |
| Bigelow      | Bird       | Bowman      | Bryson     |
| Buttars      | Buxton     | Christensen | D. Cox     |
| Curtis       | Dee        | Donnelson   | Dougall    |
| Duckworth    | Dunnigan   | Ferrin      | Goodfellow |
| Hardy        | Harper     | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | Jones       | King       |
| Kiser        | Last       | Lawrence    | Lockhart   |
| Love         | Mascaro    | Morgan      | Morley     |
| Moss         | Murray     | Newbold     | Noel       |
| Pace         | Parker     | Peterson    | Shurtliff  |
| G. Snow      | Styler     | Thompson    | Wallace    |
| M. Stephens  |            |             |            |

**Voting in the negative were:** Representatives

|         |           |           |        |
|---------|-----------|-----------|--------|
| Becker  | Biskupski | Bourdeaux | Hansen |
| Litvack | McGee     |           |        |

**Absent or not voting were:** Representatives

|             |          |           |          |
|-------------|----------|-----------|----------|
| Alexander   | Anderson | Bennion   | Buffmire |
| Bush        | D. Clark | S. Clark  | Daniels  |
| Dayton      | Dillree  | Ferry     | Gowans   |
| Hendrickson | Hogue    | McCartney | Philpot  |
| Seitz       | Ure      | Urquhart  | Winn     |

**H.B. 206**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 175**, MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR, read the third time by short title and placed on its final passage.

**Sub. H.B. 175**, as amended, then passed on the following roll call:

**Yeas, 59; Nays, 0; Absent or not voting, 16.**

**Voting in the affirmative were:** Representatives

|        |         |          |           |
|--------|---------|----------|-----------|
| Aagard | Adams   | S. Allen | Barrus    |
| Becker | Bigelow | Bird     | Biskupski |

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Bourdeaux  | Bowman      | Bryson      | Buttars      |
| Buxton     | Christensen | D. Clark    | D. Cox       |
| Curtis     | Dayton      | Dee         | Donnelson    |
| Dougall    | Duckworth   | Dunnigan    | Ferrin       |
| Goodfellow | Gowans      | Hansen      | Hardy        |
| Harper     | Holdaway    | Hughes      | E. Hutchings |
| B. Johnson | Jones       | King        | Kiser        |
| Last       | Lawrence    | Litvack     | Lockhart     |
| Love       | Mascaro     | McGee       | Morgan       |
| Morley     | Moss        | Murray      | Newbold      |
| Noel       | Pace        | Parker      | Peterson     |
| Shurtliff  | G. Snow     | Styler      | Thompson     |
| Urquhart   | Wallace     | M. Stephens |              |

**Absent or not voting were:** Representatives

|           |             |         |           |
|-----------|-------------|---------|-----------|
| Alexander | Anderson    | Bennion | Buffmire  |
| Bush      | S. Clark    | Daniels | Dillree   |
| Ferry     | Hendrickson | Hogue   | McCartney |
| Philpot   | Seitz       | Ure     | Winn      |

**Sub. H.B. 175**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 90**, EQUIPMENT DEALER WARRANTY REIMBURSEMENT ACT, read the third time by short title and placed on its final passage.

On motion of Representative Peterson, the House voted to circle **H.B. 90**.

\* \* \*

**Sub. H.B. 48**, UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **Sub. H.B. 48**.

\* \* \*

**H.B. 57**, EXPANSION OF PROTECTIVE ORDER, read the third time by short title and placed on its final passage.

**H.B. 57**, as amended, then passed on the following roll call:

**Yeas, 67; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Agard        | Adams      | Alexander   | S. Allen  |
| Anderson     | Barrus     | Becker      | Bennion   |
| Bigelow      | Bird       | Biskupski   | Bourdeaux |
| Bowman       | Bryson     | Buffmire    | Bush      |
| Buttars      | Buxton     | Christensen | D. Clark  |
| D. Cox       | Dayton     | Dee         | Donnelson |
| Dougall      | Duckworth  | Dunnigan    | Ferrin    |
| Ferry        | Goodfellow | Hansen      | Hardy     |
| Harper       | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Litvack   |
| Lockhart     | Love       | Mascaro     | McCartney |
| McGee        | Morgan     | Morley      | Moss      |
| Murray       | Newbold    | Noel        | Pace      |
| Parker       | Peterson   | Philpot     | Seitz     |
| Shurtliff    | G. Snow    | Styler      | Urquhart  |
| Wallace      | Winn       | M. Stephens |           |

**Voting in the negative was:** Representative

Thompson

**Absent or not voting were:** Representatives

|          |             |         |         |
|----------|-------------|---------|---------|
| S. Clark | Curtis      | Daniels | Dillree |
| Gowans   | Hendrickson | Ure     |         |

**H.B. 57**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 3, 2003, at 10:00 a.m.

# FIFTEENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:10 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative David Litvack.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 31, 2003

The Senate passed, as amended, **S.B. 84**, REAL PROPERTY VOLUNTARY ENVIRONMENTAL RESTRICTIVE COVENANTS, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 9**, COMPREHENSIVE HEALTH INSURANCE POOL AMENDMENTS, by Senator G. Davis, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 45**, LOBBYIST REPORTING REQUIREMENTS, by Senator P. Arent, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 47**, LABOR COMMISSION – APPEALS BOARD, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 85**, UNDERGROUND STORAGE TANK AMENDMENT, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 12**, INDUSTRIAL ASSISTANCE FUND AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.J.R. 4**, RESOLUTION URGING THAT A PUBLIC HEARING BE HELD ON THE STRUCTURE OF THE PUBLIC SERVICE COMMISSION, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed, **H.B. 21**, STATE BUILDING OWNERSHIP AUTHORITY RECODIFICATION AND REVISION, by Representative

N. Hansen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 26**, STATE GENERAL OBLIGATION BOND ACT, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, as amended, **H.B. 4**, VIATICAL SETTLEMENTS, by Representative B. Parker, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 181**, SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS, by Representative S. Allen, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 84, S.B. 9, S.B. 45, S.B. 47, S.B. 85, S.B. 12, and S.J.R. 4**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.B. 21** and **H.B. 26** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communications filed. **H.B. 4** and **H.B. 181**, placed on the calendar for concurrence.

### RULES COMMITTEE REPORT

Mr. Speaker: January 31, 2003

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 81**, Compensation Study (T. McCartney), be replaced with **Substitute H.B. 81**, Compensation Study (T. McCartney), and further recommends it be assigned to the Government Operations Standing Committee.

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: January 31, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

- H.B. 216** Use of Credit Related Instruments (D. Hogue)
- H.B. 217** Private Investigator Licensure Amendments (M. Dayton)
- S.B. 10** Preneed Funeral Arrangement Amendments (P. Arent)

**EDUCATION**

- S.B. 105** Pledge of Allegiance in Public Schools (D. C. Buttars)

**GOVERNMENT OPERATIONS**

- H.J.R. 16** Resolution Regarding the Collection and Retention of Personal Information by Government Entities (W. Harper)

**JUDICIARY**

- H.B. 159** Voluntary Contribution Act Amendments (C. Bennion)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 121** Leave of Absence for Disabled Employees (C. Bennion)
- H.B. 204** Felony Murder Amendments (K. Morgan)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 91** Enforcement Procedure Amendments of Well Drillers (D. Peterson)

**POLITICAL SUBDIVISION**

- H.B. 237** Radioactive Waste – Prohibition of B and C Waste (K. Holdaway)
- S.B. 51** Planetarium Amendments (G. Davis)

**REVENUE AND TAXATION**

- H.B. 151** Sales and Use Tax Amendments (D. Litvack)
- S.B. 110** Individual Income Tax – State Earned Income Tax Credit (T. Hatch)
- S.B. 118** Individual Income Tax – Adoption Expenses (C. Walker)

**TRANSPORTATION**

- S.B. 104** Disclosure of Vehicle Information for Product Recall (D. Eastman)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 31, 2003

The Retirement and Independent Entities Committee reports a favorable recommendation on **S.B. 5**, RETIREMENT AND INDEPENDENT ENTITIES COMMITTEE AMENDMENTS, by Senator B. Evans; and

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 199**, LINE-OF-DUTY DEATH BENEFIT, by Representative R. Bigelow.

David Clark, Chair

Reports filed. On motion of Representative Hardy, the reports of the Retirement and Independent Entities committee were adopted.

**S.B. 5** and **H.B. 199**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### APPROPRIATIONS ACT

**H.B. 1**

*Ron Bigelow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

### MINIMUM SCHOOL PROGRAM ACT AMENDMENTS

**H.B. 3**

*Gordon E. Snow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

### REAUTHORIZATION OF ADMINISTRATIVE RULES

**H.B. 45**

*David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

### HONORARY CONSULATE – SPECIAL GROUP LICENSE PLATES

**H.B. 46**

*David L. Hogue*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PROHIBITION OF PUBLIC FUNDING FOR ABORTION**

**H.B. 123**

*J. Morgan Philpot*

THIS ACT MODIFIES THE OFFENSES AGAINST THE FAMILY SECTION OF THE UTAH CRIMINAL CODE. THE ACT PROHIBITS THE STATE AND POLITICAL SUBDIVISIONS FROM USING PUBLIC FUNDS FOR THE PERFORMANCE OF AN ABORTION, AND PROVIDES A PENALTY, read the first time by short title and referred to the Rules Committee.

**ECONOMIC DEVELOPMENT COORDINATION**

**H.B. 124**

*Bradley A. Winn*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**LEGISLATIVE APPROVAL OF  
STATE OR REGIONAL AIR QUALITY PLAN**

**H.B. 125**

*Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MEDICAID BENEFIT AMENDMENTS**

**H.B. 126**

*Rebecca D. Lockhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CHILD ABDUCTION – PREVENTION AND RECOVERY**

**H.B. 127**

*Bradley A. Winn*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DISPOSAL OF PROPERTY – FERAL CATS**

**H.B. 128**

*Darin G. Peterson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**VOYEURISM AMENDMENTS****H.B. 129***Brent H. Goodfellow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DAMAGE ON PRIVATE LAND BY BIG GAME ANIMALS****H.B. 130***Stephen H. Urquhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**GOVERNMENTAL IMMUNITY AMENDMENTS****H.B. 131***Jackie Biskupski*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**WORKERS' COMPENSATION – FIRE DEPARTMENT EMPLOYEES****H.B. 132***Joseph G. Murray*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DOMESTIC VIOLENCE –  
EXPEDITED JUVENILE COURT HEARINGS****H.B. 133***Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**LAW ENFORCEMENT – REPORTING HAZARDOUS  
MATERIALS RELATING TO CONTROLLED SUBSTANCES****H.B. 134***Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**OFFICE OF CHILD CARE – REGULATION OF GRANTS****H.B. 135***Calvin G. Bird*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS,  
FIXED GUIDEWAYS, OR PUBLIC TRANSPORTATION SYSTEMS**

**H.B. 136**

*Jeff Alexander*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESIDENTIAL FACILITIES FOR THE DISABLED AMENDMENTS**

**H.B. 137**

*Greg J. Curtis*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**STREET-LEGAL ALL-TERRAIN VEHICLE PROVISIONS**

**H.B. 138**

*Greg J. Curtis*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CHILDREN'S HEALTH INSURANCE PROGRAM AMENDMENTS**

**H.B. 139**

*Rebecca D. Lockhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CONCURRENT JURISDICTION FOR TOOELE ARMY DEPOT**

**H.B. 140**

*James R. Gowans*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**SALES AND USE TAX – RADIO STATIONS**

**H.B. 141**

*David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MANUFACTURED HOME AND MOBILE HOME AMENDMENTS**

**H.B. 142**

*Wayne A. Harper*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**HIGH LEVEL NUCLEAR SHIPMENT SAFETY PROVISIONS****H.B. 143***Karen W. Morgan*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RIGHT OF ACTION FOR BOUNDARY BY ACQUIESCENCE****H.B. 144***Ben C. Ferry*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS****H.B. 145***Lorraine T. Pace*

THIS ACT MODIFIES PROVISIONS RELATING TO THE DEPARTMENT OF ADMINISTRATIVE SERVICES. THIS ACT MODIFIES PROVISIONS RELATING TO THE DIVISION OF FLEET OPERATIONS. THIS ACT ALLOWS VEHICLES TO BE ACQUIRED WITH FUNDING FROM SOURCES OTHER THAN STATE APPROPRIATIONS OR THROUGH FEDERAL SURPLUS. THIS ACT CHANGES THE MEMBERSHIP OF THE MOTOR POOL REVIEW COMMITTEE. THIS ACT REQUIRES AGENCIES TO REPORT THE RESULTS OF INVESTIGATIONS OF VEHICLE MISUSE TO THE DIVISIONS OF FLEET OPERATIONS AND RISK MANAGEMENT. THIS ACT ALLOWS THE DIRECTOR OF THE DIVISION OF FLEET OPERATIONS TO DELEGATE FUNCTIONS TO OTHER STATE AGENCIES UPON APPROVAL FROM THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF ADMINISTRATIVE SERVICES. THIS ACT ELIMINATES THE UTAH SPORTS AUTHORITY FROM THE DEPARTMENT OF ADMINISTRATIVE SERVICES. THIS ACT MODIFIES THE NAMES OF THE DIVISIONS WITHIN THE DEPARTMENT OF ADMINISTRATIVE SERVICES. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**NONTRADITIONAL INSURERS****H.B. 146***James A. Ferrin*

THIS ACT MODIFIES THE INSURANCE CODE TO REPLACE THE DEFINITION FOR A NONPROFIT EDUCATIONAL INSURER WITH A DEFINITION FOR A NONTRADITIONAL INSURER, AND TO CONTINUE

THE EXEMPTION OF NONPROFIT EDUCATIONAL INSURERS FROM CERTAIN PROVISIONS OF THE INSURANCE CODE TO NONTRADITIONAL INSURERS, read the first time by short title and referred to the Rules Committee.

### **UTAH CONSTRUCTION CONTRACTS PROMPT PAYMENT ACT**

**H.B. 147**

*David L. Hogue*

THIS ACT MODIFIES THE COMMERCE AND TRADE PROVISIONS BY ENACTING THE UTAH CONSTRUCTION CONTRACTS PROMPT PAYMENT ACT. THE ACT DEFINES CERTAIN TERMS. IT REQUIRES PROGRESS PAYMENTS ON CERTAIN CONSTRUCTION CONTRACTS. THE ACT REQUIRES THE OWNER TO PROMPTLY DISPUTE A BILLING OR ESTIMATE WITH WHICH THE OWNER DOES NOT AGREE AND LIMITS THE AMOUNT THAT AN OWNER CAN WITHHOLD FROM A PROGRESS PAYMENT. THE ACT REQUIRES PROMPT PAYMENT BY THE OWNER UPON COMPLETION OF THE WORK. THE ACT PROVIDES FOR INTEREST ON LATE PAYMENTS. THE ACT GIVES SUBCONTRACTORS THE RIGHT TO NOTIFICATION OF PROGRESS PAYMENTS. THE ACT PROVIDES FOR THE AWARDING OF COSTS AND ATTORNEYS' FEES. THE ACT REQUIRES PROMPT PAYMENT BY THE CONTRACTOR TO SUBCONTRACTORS AND SUPPLIERS. THE ACT REQUIRES THE WAIVER OF MECHANICS' LIEN RIGHTS BY CONTRACTORS AND SUBCONTRACTORS UPON RECEIPT OF PAYMENT. THE ACT PROVIDES FOR THE INTERRUPTION OF THE WORK ON A CONSTRUCTION CONTRACT WITHOUT PENALTY IN CASES OF AN ENVIRONMENTAL HAZARD. THE ACT PROVIDES FOR THE INTERRUPTION OF WORK ON A CONSTRUCTION CONTRACT OR THE TERMINATION OF THE CONTRACT IN CASES OF NONPAYMENT. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **AMENDMENTS TO ELECTION LAW**

**H.B. 155**

*Brent H. Goodfellow*

THIS ACT MODIFIES THE ELECTION CODE. THIS ACT AMENDS THE DEFINITION OF POLLING PLACE TO INCLUDE A LOCATION WHERE ABSENTEE VOTING IS CONDUCTED. THIS ACT ALSO AMENDS THE QUALIFICATIONS FOR MUNICIPAL CANDIDATES, read the first time by short title and referred to the Rules Committee.

**VENTURE CAPITAL ENHANCEMENT ACT****H.B. 240***Peggy Wallace*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PARTIAL BIRTH ABORTION AMENDMENTS****H.B. 241***Mike Thompson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PROTECTION OF RIGHTS OF WAY – GATES ON COUNTY ROADS****H.B. 242***Michael E. Noel*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS TO EDUCATION****H.B. 243***Wayne A. Harper*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MUNICIPAL GOVERNMENT AMENDMENTS****H.B. 244***Wayne A. Harper*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**REGULATION OF TELECOMMUNICATIONS CARRIERS****H.B. 245***Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RETIREMENT OFFICE AMENDMENTS****H.B. 246***Ron Bigelow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**POWER OF ATTORNEY IN RELATION TO A TRUST****H.B. 247***Merlynn T. Newbold*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PRIVACY OF STATE DATABASE HEALTH RECORDS****H.B. 248***Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**LICENSING MORTGAGE LOAN OFFICERS****H.B. 249***Brent D. Parker*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**LONG TERM CARE – FACILITIES REIMBURSEMENT****H.B. 250***Jack A. Seitz*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS RELATED TO PUBLIC UTILITIES****H.B. 251***Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MATERIALS HARMFUL TO MINORS AMENDMENTS****H.B. 252***David L. Hogue*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**POWERSPORT DEALER ASSOCIATION AMENDMENTS****H.B. 253***Brent H. Goodfellow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MOTOR VEHICLE REGISTRATION – RESIDENT EXEMPTION****H.B. 254***Rebecca D. Lockhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**REGISTERING FOR PRIMARY ELECTIONS****H.B. 255***Sheryl L. Allen*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX –  
SUBTRACTION FOR FEDERAL INCOME TAX****H.B. 256***Patricia W. Jones*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**STATE SYSTEM OF PUBLIC EDUCATION AMENDMENTS****H.B. 257***Kory M. Holdaway*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MOTOR VEHICLE BUSINESS REGULATION – PENALTIES****H.B. 258***David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DISCLOSURE OF COMMERCIAL PESTICIDE  
APPLICATOR FINANCIAL RESPONSIBILITY****H.B. 259***David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**STATE ROAD BOND BILL****H.B. 260***Wayne A. Harper*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CREATION OF DEPENDENT SPECIAL DISTRICTS**

**H.B. 261**

*David L. Hogue*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RADIOACTIVE WASTE TAX INCREASE**

**H.B. 262**

*Kory M. Holdaway*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PROFITS FROM SALE OF CRIME MEMORABILIA**

**H.B. 263**

*Scott Daniels*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DIVISION OF PARKS AND RECREATION – RESTRICTED ACCOUNT**

**H.B. 264**

*Michael R. Styler*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX  
CREDIT – EXPENSES FOR CARE OF ELDERLY**

**H.B. 265**

*David L. Hogue*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**SIGNATURE PROCESS ON INITIATIVE PETITIONS**

**H.B. 266**

*David L. Hogue*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**OVERSIGHT OF HIGH SCHOOL ACTIVITIES ASSOCIATION**

**H.B. 267**

*Duane E. Bourdeaux*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TAX REDUCTIONS****H.B. 268***J. Morgan Philpot*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CONDITIONS FOR RELEASE  
AFTER RELEASE FOR DOMESTIC VIOLENCE****H.B. 269***Peggy Wallace*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PROTECTIVE ORDERS AS INDEPENDENT CIVIL ACTIONS****H.B. 270***Peggy Wallace*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AIRPORT TO UNIVERSITY OF UTAH LIGHT  
RAIL RESTRICTED ACCOUNT AMENDMENTS****H.B. 271***David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TELECOMMUNICATIONS INFRASTRUCTURE AMENDMENT****H.B. 272***Greg J. Curtis*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**UTILITY COSTS TO HOMEOWNER****H.B. 273***Steven R. Mascaro*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RIGHTS-OF-WAY ACROSS FEDERAL LAND****H.B. 274***Michael E. Noel*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DAM SAFETY AMENDMENTS**

**H.B. 275**

*Michael R. Styler*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TAX AMNESTY PROVISIONS**

**H.B. 276**

*Karen W. Morgan*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS**

**H.B. 277**

*J. Morgan Philpot*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**REVIEW OF SUBDIVISIONS CROSSING  
OR AFFECTING COUNTY BOUNDARIES**

**H.B. 278**

*D. Gregg Buxton*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**THEFT OF GASOLINE**

**H.B. 279**

*Greg J. Curtis*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MOTOR VEHICLE ACCIDENTS – ACCESS TO POLICE REPORTS**

**H.B. 280**

*LaVar Christensen*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**BREADTH OF APPLICATION OF MUNICIPAL ORDINANCES**

**H.B. 281**

*Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CONTROLLED SUBSTANCES AMENDMENTS****H.B. 282***Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**HOMEBUYERS RIGHTS****H.B. 283***Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TRAFFIC ACCIDENT RESPONSE****H.B. 284***Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**FALSE ALLEGATIONS IN DIVORCE PROCEEDINGS****H.B. 285***Neal B. Hendrickson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RADIOACTIVE AND HAZARDOUS  
WASTE TAX AND FEE AMENDMENTS****H.B. 286***David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TASK FORCE REGARDING REGULATION  
AND TAXATION OF LOW-LEVEL RADIOACTIVE WASTE****H.B. 287***Karen W. Morgan*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PENALTIES FOR VIOLATING HOUSE ARREST****H.B. 288***Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**HUMAN RESOURCE MANAGEMENT AMENDMENTS**

**H.B. 289**

*J. Morgan Philpot*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**EXEMPTIONS RELATED TO EXCHANGE OF SECURITIES**

**H.B. 290**

*Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**SPECIAL GROUP LICENSE PLATES AMENDMENTS**

**H.B. 291**

*John Dougall*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESTRICTIONS ON STATE AGENCY  
EMPLOYEES BECOMING LOBBYISTS**

**H.B. 292**

*Scott Daniels*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DISCLOSURE OF METH LABS ON RENTAL PROPERTY**

**H.B. 293**

*David Litvack*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**COUNTY OPTION FUNDING FOR BOTANICAL,  
CULTURAL, RECREATIONAL, AND ZOOLOGICAL  
ORGANIZATIONS OR FACILITIES AMENDMENTS**

**H.B. 294**

*Sheryl L. Allen*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**LOCAL GOVERNMENT'S RESPONSIBILITIES  
TOWARD ROADS ON TRUST LANDS**

**H.B. 295**

*Michael E. Noel*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MUNICIPAL ANNEXATION AMENDMENTS**

**H.B. 296**

*M. Susan Lawrence*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**SPECIAL EDUCATION AMENDMENTS**

**H.B. 297**

*Kory M. Holdaway*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AUTOMATED TELLER MACHINE AMENDMENTS**

**H.B. 298**

*David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TRUST LAW AMENDMENTS**

**H.B. 299**

*David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TAX OF SEXUALLY EXPLICIT MATERIALS**

**H.B. 300**

*Duane E. Bourdeaux*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MOTOR VEHICLE PURCHASE AMENDMENTS**

**H.B. 301**

*Don E. Bush*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PRIVATIZATION POLICY BOARD AMENDMENTS**

**H.B. 302**

*Ron Bigelow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**LOANS – DEBT CANCELLATION CLAUSE**

**H.B. 303**

*David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**BOND ELECTION DATES**

**H.B. 304**

*J. Morgan Philpot*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX – CONTRIBUTION  
FOR WOLF MITIGATION AND MANAGEMENT**

**H.B. 305**

*Darin G. Peterson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CONSTRUCTION LIEN AMENDMENTS**

**H.B. 306**

*Stephen D. Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CHILD BIGAMY AMENDMENT**

**H.B. 307**

*M. Susan Lawrence*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**HEALTH AND HUMAN SERVICES BOARDS  
AND COMMISSION AMENDMENT**

**H.B. 308**

*Jack A. Seitz*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**SPECIAL FUNCTION OFFICERS FOR DIVISION OF  
OCCUPATIONAL AND PROFESSIONAL LICENSING**

**H.B. 309**

*J. Morgan Philpot*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TRANSPORTATION PLANNING TASK FORCE**

**H.B. 310**

*John Dougall*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**REDEVELOPMENT AGENCIES BONDING AUTHORITY**

**H.B. 311**

*David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**EMAIL MARKETING**

**H.B. 312**

*Katherine M. Bryson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TAX EVASION AMENDMENTS**

**H.B. 313**

*M. Susan Lawrence*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MARRIAGE PREPARATION CLASSES**

**H.B. 314**

*Rosalind J. McGee*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**EXPUNGING FALSE CRIMINAL CHARGES FOR IDENTITY THEFT**

**H.B. 315**

*Ron Bigelow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AEROSPACE AND AVIATION DEVELOPMENT ZONE**

**H.B. 316**

*Brad L. Dee*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**REDEVELOPMENT ACT – BONDING AMENDMENTS**

**H.B. 317**

*David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AMENDMENT TO VETERINARY PRACTICE ACT**

**H.B. 318**

*Peggy Wallace*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**FAMILY EMPLOYMENT PROGRAM WORK INCENTIVES**

**H.B. 319**

*David Litvack*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS**

**H.B. 320**

*Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**GENERAL GOVERNMENT AMENDMENTS**

**H.B. 321**

*Brad King*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TASK FORCE ON AIR QUALITY AND  
MOTOR VEHICLE EMISSION STANDARDS**

**H.B. 322**

*Rosalind J. McGee*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DONATION OF SURPLUS COMPUTERS  
TO PERSONS WITH A DISABILITY**

**H.B. 323**

*Calvin G. Bird*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**JURY SYSTEM AMENDMENTS**

**H.B. 324**

*Greg J. Curtis*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**COURT-ORDERED COUNSELING**

**H.B. 325**

*Glenn A. Donnelson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PARENT TIME AMENDMENTS**

**H.B. 326**

*Scott Daniels*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS TO EMAIL SPAM LAW**

**H.B. 327**

*Merlynn T. Newbold*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES  
SUSTAINED TO A RENTAL MOTOR VEHICLE**

**H.B. 328**

*Rebecca D. Lockhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PRESIDENTIAL PRIMARY**

**H.B. 329**

*Neil A. Hansen*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**VETERANS GROUP LICENSE PLATE REVISIONS**

**H.B. 330**

*Steven R. Mascaro*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MUNICIPAL ANNEXATIONS**

**H.B. 331**

*Todd E. Kiser*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**INSURANCE COVERAGE OF HEALTH CARE PROFESSIONALS**

**H.B. 332**

*James A. Dunnigan*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**GENERAL GOVERNMENT REVISIONS**

**H.B. 333**

*Brent H. Goodfellow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**ENTICING MINORS OVER INTERNET AMENDMENTS**

**H.B. 334**

*Duane E. Bourdeaux*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**REDISTRIBUTION OF TOBACCO FUND AMENDMENTS**

**H.B. 335**

*Rosalind J. McGee*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**COMMERCIAL LEASES – SECURITY DEPOSIT REQUIREMENT**

**H.B. 336**

*Carol Spackman Moss*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**GOVERNMENT LAW AMENDMENT****H.B. 337***Ben C. Ferry*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**DONATION OF FOOD TO FOOD BANKS****H.B. 338***David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CLASSIFICATION OF STATE EMPLOYEES  
FOR INSURANCE PURPOSES****H.B. 339***Michael R. Styler*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TAX EXPENDITURE REPORT AMENDMENTS****H.B. 340***David Clark*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PROPERTY TAX LEVY FOR EDUCATION****H.B. 341***Michael R. Styler*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PRESIDENTIAL PRIMARY AMENDMENTS****H.B. 342***M. Susan Lawrence*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS REGARDING ILLEGAL  
DRUGS IN CORRECTIONAL FACILITIES****H.B. 343***LaVar Christensen*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CHANGING STATUTORY PRESUMPTION**

**H.B. 344**

*Chad E. Bennion*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**FINANCIAL SERVICES CHANGES**

**H.B. 345**

*Brent D. Parker*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**OUTDOOR ADVERTISING AMENDMENTS**

**H.B. 346**

*Brent H. Goodfellow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**STATE GOVERNMENT AMENDMENTS**

**H.B. 347**

*Brad L. Dee*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**LIMITATION ON ALIMONY**

**H.B. 348**

*Wayne A. Harper*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**PRACTICE OF LAW AMENDMENTS**

**H.B. 349**

*Stephen H. Urquhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**FISCAL YEAR APPROPRIATION LIMIT**

**H.B. 350**

*James A. Ferrin*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**BUDGET REFORMS****H.B. 351***Ron Bigelow*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**GOVERNMENT OPERATIONS AMENDMENTS****H.B. 352***Douglas C. Aagard*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**VEHICLE DISCLOSURE REQUIREMENTS****H.B. 353***DeMar Bud Bowman*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**FINANCIAL SERVICES AMENDMENTS****H.B. 354***James R. Gowans*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**FINANCIAL INSTITUTION AMENDMENTS****H.B. 355***David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**GENERAL GOVERNMENT CHANGES****H.B. 356***David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS TO UTAH ARBITRATION STATUTE****H.B. 357***LaVar Christensen*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**COUNTY FUND BALANCES**

**H.B. 358**

*Bradley T. Johnson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CHANGES TO STATE GOVERNMENT LAW**

**H.B. 359**

*Steven R. Mascaro*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CHILD SUPPORT OBLIGATIONS – USE OF UTAH DATA**

**H.B. 360**

*Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**VERIFICATION OF PATERNITY**

**H.B. 361**

*Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS TO CONSTRUCTION CONTRACTS  
REGARDING UNREASONABLE DELAYS**

**H.B. 362**

*Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**TASK FORCE ON LEGISLATIVE REFORM**

**H.B. 363**

*J. Morgan Philpot*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RENTAL CAR COMPANIES AMENDMENTS**

**H.B. 364**

*Katherine M. Bryson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**INSURANCE AMENDMENTS****H.B. 365***Rebecca D. Lockhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**SCHOOL AND INSTITUTIONAL TRUST  
LANDS ADMINISTRATION REVENUE ENHANCEMENT****H.B. 366***Stephen H. Urquhart*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**REVISIONS TO GOVERNMENT OPERATIONS****H.B. 367***Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**BOTTLING AMENDMENTS****H.B. 368***Ty McCartney*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RIGHT TO DISPLAY U.S. FLAG AT PERSON'S RESIDENCE****H.B. 369***Carl W. Duckworth*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CERTIFICATION OF JUDGES****H.B. 370***Katherine M. Bryson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION PROMOTING MODERATELY SIZED SCHOOLS****H.C.R. 11***David N. Cox*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION SUPPORTING EFFORTS TO BUILD  
AND DEPLOY NATIONAL MISSILE DEFENSE SYSTEM**

**H.J.R. 15***Michael T. Morley*

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES UTAH'S CONGRESSIONAL DELEGATION TO SUPPORT AND VOTE FOR ALL EFFORTS TO BUILD AND DEPLOY A NATIONAL MISSILE DEFENSE SYSTEM, read the first time by short title and referred to the Rules Committee.

**RESOLUTION CREATING A  
DECENNIAL REDISTRICTING COMMISSION**

**H.J.R. 17***Rosalind J. McGee*

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO ELIMINATE THE LEGISLATURE'S AUTHORITY TO DIVIDE THE STATE INTO DISTRICTS FOLLOWING THE FEDERAL ENUMERATION AND TO ESTABLISH A STATE REDISTRICTING COMMISSION TO DO SO. THE JOINT RESOLUTION PROVIDES FOR MEMBERSHIP ON THE COMMISSION, ESTABLISHES QUALIFICATIONS OF COMMISSION MEMBERS, RESTRICTS COMMISSION MEMBERS FROM RUNNING FOR OR HOLDING CERTAIN OFFICES, PROVIDES REDISTRICTING CRITERIA, AND PROVIDES FOR THE REGULATION OF COMMISSION PROCEEDINGS. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION AMENDING  
LEGISLATIVE APPROPRIATIONS PROCESS**

**H.J.R. 18***Wayne A. Harper*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION REAFFIRMING PROTECTION OF  
LIBERTIES AND CIVIL RIGHTS OF CITIZENS OF UTAH**

**H.J.R. 19***Eric K. Hutchings*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MASTER STUDY RESOLUTION****H.J.R. 20***Greg J. Curtis*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**JOINT RESOLUTION PROVIDING GIFT BAN FOR LEGISLATORS****H.J.R. 21***Ralph Becker*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION PROVIDING REVISIONS TO STATE GOVERNMENT****H.J.R. 22***Brad King*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION AUTHORIZING CALLING  
SPECIAL SESSION FOR IMPEACHMENT****H.J.R. 23***David Ure*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING CONGRESS TO  
ABOLISH THE ALTERNATIVE MINIMUM TAX****H.J.R. 24***J. Morgan Philpot*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION URGING SCHOOL DISTRICTS TO LIMIT  
CONSTRUCTION COSTS ON NEW SCHOOL BUILDINGS****H.J.R. 25***James A. Ferrin*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION RECOGNIZING COMPETITIVE ACADEMIC  
ACHIEVEMENT AMONG HIGH SCHOOLS IN UTAH**

**H.J.R. 26**

*Bradley G. Last*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION REGARDING B AND C  
RADIOACTIVE WASTE LICENSE**

**H.J.R. 27**

*Ralph Becker*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**MOTOR CARRIER AND TOUR BUS SAFETY RESOLUTION**

**H.R. 8**

*LaWanna Lou Shurtliff*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**RESOLUTION INITIATING IMPEACHMENT  
PROCEEDINGS FOR JUDGE RAY M. HARDING, JR.**

**H.R. 9**

*Neal B. Hendrickson*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**HOUSE RULES RESOLUTION – IMPEACHMENT PROCESS**

**H.R. 10**

*Greg J. Curtis*

INTRODUCED BY SHORT TITLE, read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

**H.B. 198**, EXPANSION OF ACCESS TO FISH AND GAME OPPORTUNITIES, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to place **H.B. 198** at the top of the calendar for third reading.

On motion of Representative Curtis, the House voted to circle **H.B. 198**.

\* \* \*

**H.B. 202**, UTAH ENERGY OFFICE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 202** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Agard        | Adams       | S. Allen    | Anderson   |
| Barrus       | Becker      | Bennion     | Bigelow    |
| Bird         | Biskupski   | Bourdeaux   | Bowman     |
| Bryson       | Buffmire    | Bush        | Buttars    |
| Buxton       | Christensen | D. Clark    | D. Cox     |
| Curtis       | Daniels     | Dayton      | Dee        |
| Dillree      | Donnelson   | Dougall     | Duckworth  |
| Dunnigan     | Ferrin      | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson  | Jones       | King       |
| Kiser        | Last        | Lawrence    | Litvack    |
| Lockhart     | Love        | Mascaro     | McCartney  |
| McGee        | Morgan      | Morley      | Moss       |
| Murray       | Newbold     | Noel        | Peterson   |
| Philpot      | Seitz       | Shurtliff   | G. Snow    |
| Styler       | Thompson    | Ure         | Urquhart   |
| Wallace      | Winn        | M. Stephens |            |

**Absent or not voting were:** Representatives

|           |          |      |        |
|-----------|----------|------|--------|
| Alexander | S. Clark | Pace | Parker |
|-----------|----------|------|--------|

**H.B. 202** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 224**, STATE RECORDS COMMITTEE – MEMBERSHIP AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 224** then passed on the following roll call:

**Yeas, 67; Nays, 2; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Agard     | Adams       | S. Allen     | Anderson   |
| Barrus    | Becker      | Bennion      | Bigelow    |
| Bird      | Biskupski   | Bourdeaux    | Bowman     |
| Bryson    | Buffmire    | Bush         | Buttars    |
| Buxton    | Christensen | D. Clark     | D. Cox     |
| Curtis    | Daniels     | Dayton       | Dee        |
| Dillree   | Donnelson   | Dougall      | Duckworth  |
| Dunnigan  | Ferrin      | Ferry        | Goodfellow |
| Hansen    | Hardy       | Harper       | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | Kiser       | Last         | Lawrence   |
| Litvack   | Lockhart    | Love         | Mascaro    |
| McCartney | McGee       | Morgan       | Morley     |
| Moss      | Murray      | Newbold      | Noel       |
| Peterson  | Philpot     | Seitz        | Shurtliff  |
| G. Snow   | Styler      | Thompson     | Urquhart   |
| Wallace   | Winn        | M. Stephens  |            |

**Voting in the negative were:** Representatives

|        |             |
|--------|-------------|
| Gowans | Hendrickson |
|--------|-------------|

**Absent or not voting were:** Representatives

|           |          |      |      |
|-----------|----------|------|------|
| Alexander | S. Clark | King | Pace |
| Parker    | Ure      |      |      |

**H.B. 224** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Cox, the House voted to uncircle **H.B. 169**.

**H.B. 169**, PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS, was before the House on its final passage.

Representative Christensen proposed the following amendment:

1. Page 2, Line 31:  
Delete line 31
2. Page 2, Line 32:  
Delete "(ii)" and insert "(i)" and after "petition;" insert "or"
3. Page 2, Lines 33–34:  
Delete lines 33–34

4. Page 2, Line 35:  
Delete “(v)” and insert “(ii)”
5. Page 2, Lines 41–42:  
Delete “for each of the procedures referred to in Subsection (2)(a)”
6. Page 2, Line 45:  
After line 45 insert the following:  
“(e) If a county legislative body receives a request or petition to create a new district on or before December 1:  
 (i) the county legislative body shall appoint an ad hoc advisory committee, as provided by Subsection (3), on or before January 1;  
 (ii) the ad hoc advisory committee shall submit its report and recommendations to the county legislative body, as provided by Subsection (3), on or before July 1; and  
 (iii) if the county legislative body approves a proposal to create a new district, the proposal shall be submitted to the county clerk to be voted on by the electors of the existing district at the regular general or municipal general election held in November.”
7. Page 3, Line 84  
After line 84 insert the following:  
“(5) If a proposal to create a new district is approved by the electors, the existing district’s documented costs to study and implement the proposal shall be reimbursed by the new district.”
8. Page 4, Lines 107–109:  
Delete lines 107–109 and insert the following:  
“(1)(a) On the July 1 following the school board elections for the new and existing districts as provided in Section 53A–1–119, the board of the existing district shall convey and deliver to the board of the new district all school property which the new district is entitled to receive.”

Representative Christensen’s motion to amend passed on a voice vote.

###

Representative Styler proposed the following amendment:

9. Page 2, Line 39:  
Delete “25” and insert “15”

Representative Styler’s motion to amend passed on a voice vote.

###

Representative Last proposed the following amendment:

10. Page 2, Line 44:

Delete "1,000" and insert "5,000" in both places on line 44.

Representative Last's motion to amend passed on a voice vote.

###

**H.B. 169**, as amended, then passed on the following roll call:

**Yeas, 48; Nays, 25; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |              |             |             |
|----------|--------------|-------------|-------------|
| Agard    | Alexander    | Barrus      | Bennion     |
| Bigelow  | Bird         | Bryson      | Bush        |
| Buttars  | Buxton       | Christensen | D. Clark    |
| S. Clark | D. Cox       | Curtis      | Daniels     |
| Dee      | Dillree      | Donnelson   | Dougall     |
| Ferrin   | Harper       | Hogue       | Holdaway    |
| Hughes   | E. Hutchings | B. Johnson  | Kiser       |
| Last     | Lawrence     | Lockhart    | Mascaro     |
| Morley   | Murray       | Newbold     | Noel        |
| Parker   | Peterson     | Philpot     | Seitz       |
| G. Snow  | Styler       | Thompson    | Ure         |
| Urquhart | Wallace      | Winn        | M. Stephens |

**Voting in the negative were:** Representatives

|           |          |             |           |
|-----------|----------|-------------|-----------|
| Adams     | S. Allen | Anderson    | Becker    |
| Bourdeaux | Bowman   | Buffmire    | Duckworth |
| Dunnigan  | Ferry    | Goodfellow  | Gowans    |
| Hansen    | Hardy    | Hendrickson | Jones     |
| King      | Litvack  | Love        | McCartney |
| McGee     | Morgan   | Moss        | Pace      |
| Shurtliff |          |             |           |

**Absent or not voting were:** Representatives

|           |        |
|-----------|--------|
| Biskupski | Dayton |
|-----------|--------|

**H.B. 169**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Dougall, the House voted to allow a bill file to be opened honoring the space shuttle Columbia.

### UNFINISHED BUSINESS

On motion of Representative Snow, the House voted to uncircle **H.B. 87**.

**H.B. 87**, PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS, was before the House on its final passage.

**H.B. 87** then passed on the following roll call:

**Yeas, 66; Nays, 8; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |              |            |           |
|------------|--------------|------------|-----------|
| Aagard     | Adams        | Alexander  | S. Allen  |
| Anderson   | Barrus       | Becker     | Bennion   |
| Bigelow    | Bird         | Biskupski  | Bourdeaux |
| Bowman     | Bryson       | Buffmire   | Bush      |
| Buxton     | Christensen  | D. Clark   | S. Clark  |
| D. Cox     | Daniels      | Dayton     | Dillree   |
| Donnelson  | Duckworth    | Dunnigan   | Ferry     |
| Goodfellow | Gowans       | Hansen     | Hardy     |
| Harper     | Hendrickson  | Hogue      | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson | Jones     |
| King       | Kiser        | Last       | Lawrence  |
| Litvack    | Love         | Mascaro    | McCartney |
| McGee      | Morgan       | Morley     | Moss      |
| Murray     | Newbold      | Noel       | Parker    |
| Peterson   | Philpot      | Seitz      | Shurtliff |
| G. Snow    | Styler       | Ure        | Wallace   |
| Winn       | M. Stephens  |            |           |

**Voting in the negative were:** Representatives

|         |        |          |          |
|---------|--------|----------|----------|
| Buttars | Curtis | Dee      | Dougall  |
| Ferrin  | Pace   | Thompson | Urquhart |

**Absent or not voting was:** Representative Lockhart

**H.B. 87** transmitted to the Senate for its consideration.

### RULES COMMITTEE REPORT

Mr. Speaker:

February 3, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

- H.B. 226** Nonforfeiture Interest Rate for Certain Annuities  
(B. Parker)
- S.B. 47** Labor Commission – Appeals Board (J. Valentine)

**HEALTH AND HUMAN SERVICES**

- S.B. 9** Comprehensive Health Insurance Pool Amendments  
(G. Davis)

**JUDICIARY**

- S.B. 45** Lobbyist Reporting Requirements (P. Arent)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- S.B. 84** Real Property Voluntary Environmental Restrictive  
Covenants (B. Wright)
- S.B. 85** Underground Storage Tank Amendment (B. Wright)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC  
DEVELOPMENT**

- S.B. 12** Industrial Assistance Fund Amendments (B. Evans)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 4, 2003, at 10:00 a.m.

# SIXTEENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Ron Bigelow.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 3, 2003

The Health and Human Services Committee reports a favorable recommendation on **H.B. 106**, FOSTER CARE GUIDANCE THROUGH PROVIDERS CONTRACTS, by Representative M. Dayton; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 211**, DISABILITIES APPROPRIATIONS NONLAPSING, by Representative R. Lockhart, and recommends it be placed on the Consent Calendar.

Mike Thompson, Chair

Reports filed. On motion of Representative Curtis, the reports of the Health and Human Services committee were adopted.

**H.B. 106**, read the second time by short title and placed on the calendar for third reading.

**H.B. 211**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: February 3, 2003

The Education Committee reports a favorable recommendation on **H.B. 92**, SCHOOL FUNDS AMENDMENTS, by Representative B. Last.

Margaret Dayton, Chair

Report filed. On motion of Representative Dayton, the report of the Education committee was adopted.

**H.B. 92**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 3, 2003

The Public Utilities and Technology Committee reports a favorable recommendation on **H.C.R. 4**, RESOLUTION URGING FEDERAL AND STATE ACTION AGAINST INTERNET ABUSES, by Representative D. Love, and recommends it be placed on the Consent Calendar; and

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 20**, FACILITATION OF E-GOVERNMENT, by Senator D. Steele; and

The Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. S.B. 23**, STATE AND LOCAL TAXES, FEES, AND CHARGES RELATED TO TELECOMMUNICATIONS, by Senator C. Bramble.

Stephen H. Urquhart, Chair

Reports filed. On motion of Representative Urquhart, the reports of the Public Utilities and Technology committee were adopted.

**H.C.R. 4**, read the second time by short title and placed on the Consent Calendar.

**S.B. 20** and **Sub. S.B. 23**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 4, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 94**, UTAH CONTROLLED SUBSTANCES – EXTRACTION AND REDUCTION LABS, by Representative D. Bowman, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 4, Line 113:  
Reinstate “shall” and delete “may”
2. Page 4, Line 114:  
Reinstate “shall” and delete “may”
3. Page 4, Line 115:  
Reinstate “shall” and delete “may”; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 209**, SENTENCING FOR USE OF DANGEROUS WEAPON, by Representative G. Hughes, with the following amendments:

1. Page 2, Line 41:  
After "Subsection" bracket "23-20-4"; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 210**, SEXUAL ABUSE OF A CHILD AMENDMENTS, by Representative M. Thompson; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.C.R. 8**, RESOLUTION SUPPORTING HILL AIR FORCE BASE, by Representative M. Stephens.

DeMar "Bud" Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**H.B. 94**, as amended,, read the second time by short title and placed on the Consent Calendar.

**H.B. 209**, as amended, **H.B. 210**, and **H.C.R. 8**, read the second time by short title and placed on the calendar for third reading.

### CONCURRENCE CALENDAR

On motion of Representative Parker, the House voted to concur in the Senate amendments to **H.B. 4**, VIATICAL SETTLEMENTS.

**H.B. 4**, as amended by the Senate, then passed on the following roll call:

**Yeas, 68; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |            |             |
|-------------|-----------|------------|-------------|
| Agard       | Adams     | Alexander  | S. Allen    |
| Anderson    | Becker    | Bennion    | Bigelow     |
| Bird        | Biskupski | Bourdeaux  | Bowman      |
| Bryson      | Buffmire  | Bush       | Buttars     |
| Christensen | D. Clark  | S. Clark   | D. Cox      |
| Daniels     | Dayton    | Dee        | Dillree     |
| Donnelson   | Dougall   | Duckworth  | Dunnigan    |
| Ferrin      | Ferry     | Goodfellow | Gowans      |
| Hansen      | Hardy     | Harper     | Hendrickson |

|            |          |           |              |
|------------|----------|-----------|--------------|
| Hogue      | Holdaway | Hughes    | E. Hutchings |
| B. Johnson | Jones    | King      | Kiser        |
| Last       | Lawrence | Litvack   | Lockhart     |
| Love       | Mascaro  | McCartney | McGee        |
| Morgan     | Morley   | Moss      | Murray       |
| Newbold    | Pace     | Parker    | Peterson     |
| Philpot    | Seitz    | G. Snow   | Styler       |
| Thompson   | Urquhart | Wallace   | Winn         |

**Voting in the negative was:** Representative  
Curtis

**Absent or not voting were:** Representatives

|        |             |      |           |
|--------|-------------|------|-----------|
| Barrus | Buxton      | Noel | Shurtliff |
| Ure    | M. Stephens |      |           |

**H.B. 4**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Allen, the House voted to concur in the Senate amendments to **H.B. 181**, SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS.

**H.B. 181**, as amended by the Senate, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |          |            |              |
|------------|----------|------------|--------------|
| Agard      | Adams    | S. Allen   | Anderson     |
| Barrus     | Bennion  | Bigelow    | Bird         |
| Biskupski  | Bowman   | Bryson     | Buffmire     |
| Bush       | Buttars  | Buxton     | Christensen  |
| D. Clark   | S. Clark | D. Cox     | Curtis       |
| Daniels    | Dayton   | Dee        | Dillree      |
| Donnelson  | Dougall  | Duckworth  | Dunnigan     |
| Ferrin     | Ferry    | Goodfellow | Gowans       |
| Hansen     | Hardy    | Harper     | Hendrickson  |
| Hogue      | Holdaway | Hughes     | E. Hutchings |
| B. Johnson | Jones    | King       | Kiser        |
| Last       | Litvack  | Lockhart   | Love         |
| McGee      | Morgan   | Morley     | Moss         |

|           |          |         |             |
|-----------|----------|---------|-------------|
| Murray    | Newbold  | Noel    | Pace        |
| Parker    | Peterson | Philpot | Seitz       |
| Shurtliff | G. Snow  | Styler  | Thompson    |
| Urquhart  | Wallace  | Winn    | M. Stephens |

**Absent or not voting were:** Representatives

|           |           |           |          |
|-----------|-----------|-----------|----------|
| Alexander | Becker    | Bourdeaux | Lawrence |
| Mascaro   | McCartney | Ure       |          |

**H.B. 181**, as amended by the Senate, transmitted to the Senate for signature of the president.

### UNFINISHED BUSINESS

On motion of Representative Bush, the House voted to uncircle **H.B. 15**.

**H.B. 15**, STATE ARMORY BOARD AMENDMENTS, was before the House on its final passage.

Representative Bush proposed the following amendment:

- Page 2, Lines 39–46:  
Delete lines 39–46 and insert:  
“(4) (a) Before legally binding the state to sell any armory, army premises, or other real property owned by the National Guard, the board shall submit a description of the proposed sale to the Legislative Management Committee for its review and recommendations.  
(b) Before legally binding the state to purchase any interest in real property, the board shall submit a description of the proposed sale to the Legislative Management Committee for its review and recommendations.  
(c) The Legislative Management Committee shall review each proposal and may:  
(i) recommend that the board complete the purchase or sale; or  
(ii) recommend that the board not complete the purchase or sale.”
- Page 2, Line 47:  
Delete “(c)” and insert “(5)” and after “premises” delete “under Subsection (4)(a)” and insert “authorized by this section”

Representative Bush’s motion to amend passed on a voice vote.

**H.B. 15**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 4; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |             |              |            |
|------------|-------------|--------------|------------|
| Aagard     | Adams       | Alexander    | S. Allen   |
| Anderson   | Barrus      | Becker       | Bennion    |
| Bigelow    | Bird        | Biskupski    | Bourdeaux  |
| Bowman     | Bryson      | Bush         | Buttars    |
| Buxton     | Christensen | D. Clark     | S. Clark   |
| D. Cox     | Curtis      | Daniels      | Dayton     |
| Dee        | Dillree     | Donnelson    | Dougall    |
| Duckworth  | Dunnigan    | Ferrin       | Ferry      |
| Goodfellow | Hardy       | Harper       | Hogue      |
| Holdaway   | Hughes      | E. Hutchings | B. Johnson |
| Jones      | King        | Kiser        | Last       |
| Lawrence   | Litvack     | Lockhart     | Love       |
| Mascaro    | McCartney   | McGee        | Morgan     |
| Morley     | Moss        | Murray       | Newbold    |
| Noel       | Pace        | Parker       | Seitz      |
| Shurtliff  | G. Snow     | Styler       | Thompson   |
| Ure        | Urquhart    | Wallace      | Winn       |

M. Stephens

**Voting in the negative were:** Representatives

|          |        |        |             |
|----------|--------|--------|-------------|
| Buffmire | Gowans | Hansen | Hendrickson |
|----------|--------|--------|-------------|

**Absent or not voting were:** Representatives

|          |         |
|----------|---------|
| Peterson | Philpot |
|----------|---------|

**H.B. 15**, as amended, transmitted to the Senate for its consideration.

### **SPECIAL ORDER OF BUSINESS**

**H.B. 171**, PAMELA ATKINSON HOMELESS TRUST ACCOUNT, read the third time by short title and placed on its final passage.

**H.B. 171** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |           |           |          |
|----------|-----------|-----------|----------|
| Aagard   | Adams     | Alexander | S. Allen |
| Anderson | Barrus    | Bennion   | Bigelow  |
| Bird     | Biskupski | Bourdeaux | Bowman   |
| Buffmire | Bush      | Buttars   | Buxton   |

|             |             |            |              |
|-------------|-------------|------------|--------------|
| Christensen | D. Clark    | S. Clark   | D. Cox       |
| Curtis      | Daniels     | Dee        | Dillree      |
| Donnelson   | Dougall     | Duckworth  | Dunnigan     |
| Ferrin      | Ferry       | Goodfellow | Gowans       |
| Hansen      | Hardy       | Harper     | Hendrickson  |
| Hogue       | Holdaway    | Hughes     | E. Hutchings |
| B. Johnson  | King        | Kiser      | Last         |
| Lawrence    | Litvack     | Lockhart   | Love         |
| Mascaro     | McCartney   | McGee      | Morgan       |
| Morley      | Moss        | Murray     | Newbold      |
| Noel        | Pace        | Peterson   | Philpot      |
| Seitz       | Shurtliff   | G. Snow    | Styler       |
| Thompson    | Ure         | Urquhart   | Wallace      |
| Winn        | M. Stephens |            |              |

**Absent or not voting were:** Representatives

|        |        |        |       |
|--------|--------|--------|-------|
| Becker | Bryson | Dayton | Jones |
| Parker |        |        |       |

**H.B. 171** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Anderson, the House voted to uncircle **H.B. 80**.

**H.B. 80**, SPECIAL SERVICE DISTRICT AMENDMENTS, was before the House on its final passage.

Representative Ure proposed the following amendment:

1. Page 1, Line 6:  
After “services” insert “under certain circumstances”
2. Page 1, Line 25:  
After “fire protection” insert “and, if fire protection services are provided, emergency medical and ambulance also may be included therewith”
3. Page 2, Line 29:  
After “dispatch;” reinstate “and”
4. Page 2, Line 30:  
Delete line 30

- 5. Page 2, Line 31:  
Reinstate “(xiii)” and delete “(xiv)”

Representative Ure’s motion to amend passed on a voice vote.

**H.B. 80**, as amended, then passed on the following roll call:

**Yeas, 66; Nays, 6; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Aagard      | Adams       | Alexander    | S. Allen   |
| Anderson    | Becker      | Bennion      | Bigelow    |
| Bird        | Biskupski   | Bourdeaux    | Bowman     |
| Bryson      | Buffmire    | Bush         | Buttars    |
| Christensen | D. Clark    | S. Clark     | D. Cox     |
| Curtis      | Daniels     | Dee          | Dillree    |
| Donnelson   | Dougall     | Duckworth    | Dunnigan   |
| Ferry       | Goodfellow  | Gowans       | Hansen     |
| Hardy       | Harper      | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| King        | Kiser       | Last         | Lawrence   |
| Litvack     | Lockhart    | Love         | Mascaro    |
| McCartney   | McGee       | Morgan       | Moss       |
| Murray      | Newbold     | Noel         | Pace       |
| Parker      | Peterson    | Seitz        | Shurtliff  |
| Styler      | Ure         | Urquhart     | Wallace    |
| Winn        | M. Stephens |              |            |

**Voting in the negative were:** Representatives

|         |          |        |         |
|---------|----------|--------|---------|
| Dayton  | Ferrin   | Morley | Philpot |
| G. Snow | Thompson |        |         |

**Absent or not voting were:** Representatives

|        |        |       |
|--------|--------|-------|
| Barrus | Buxton | Jones |
|--------|--------|-------|

**H.B. 80**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 191**, AMENDMENTS TO RACIAL PROFILING PROVISIONS, read the third time by short title and placed on its final passage.

**H.B. 191** then failed to pass on the following roll call:

**Yeas, 35; Nays, 39; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |          |             |            |
|------------|----------|-------------|------------|
| Anderson   | Becker   | Biskupski   | Bourdeaux  |
| Bowman     | Buffmire | Buttars     | Buxton     |
| Daniels    | Dee      | Duckworth   | Goodfellow |
| Gowans     | Hansen   | Hendrickson | Holdaway   |
| B. Johnson | Jones    | King        | Last       |
| Lawrence   | Litvack  | Mascaro     | McCartney  |
| McGee      | Morgan   | Moss        | Noel       |
| Pace       | Parker   | Philpot     | Seitz      |
| Shurtliff  | Ure      | Wallace     |            |

**Voting in the negative were:** Representatives

|           |              |             |          |
|-----------|--------------|-------------|----------|
| Aagard    | Adams        | Alexander   | S. Allen |
| Barrus    | Bennion      | Bigelow     | Bird     |
| Bush      | Christensen  | D. Clark    | S. Clark |
| D. Cox    | Curtis       | Dayton      | Dillree  |
| Donnelson | Dougall      | Dunnigan    | Ferrin   |
| Ferry     | Hardy        | Harper      | Hogue    |
| Hughes    | E. Hutchings | Kiser       | Lockhart |
| Love      | Morley       | Murray      | Newbold  |
| Peterson  | G. Snow      | Styler      | Thompson |
| Urquhart  | Winn         | M. Stephens |          |

**Absent or not voting was:** Representative

Bryson

**H.B. 191** was filed.

### UNFINISHED BUSINESS

On motion of Representative Clark, the House voted to uncircle **H.B. 198**.

**H.B. 198**, EXPANSION OF ACCESS TO FISH AND GAME OPPORTUNITIES, was before the House on its final passage.

**H.B. 198** then passed on the following roll call:

**Yeas, 72; Nays, 1; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|            |          |            |              |
|------------|----------|------------|--------------|
| Bigelow    | Bird     | Bourdeaux  | Bowman       |
| Buffmire   | Bush     | Buttars    | Christensen  |
| D. Clark   | S. Clark | D. Cox     | Curtis       |
| Daniels    | Dayton   | Dee        | Dillree      |
| Donnelson  | Dougall  | Duckworth  | Dunnigan     |
| Ferrin     | Ferry    | Goodfellow | Gowans       |
| Hansen     | Hardy    | Harper     | Hendrickson  |
| Hogue      | Holdaway | Hughes     | E. Hutchings |
| B. Johnson | Jones    | King       | Kiser        |
| Last       | Lawrence | Litvack    | Lockhart     |
| Love       | Mascaro  | McCartney  | McGee        |
| Morgan     | Morley   | Moss       | Murray       |
| Newbold    | Noel     | Pace       | Parker       |
| Peterson   | Philpot  | Seitz      | Shurtliff    |
| G. Snow    | Styler   | Thompson   | Ure          |
| Urquhart   | Wallace  | Winn       | M. Stephens  |

**Voting in the negative was:** Representative Buxton

**Absent or not voting were:** Representatives Biskupski Bryson

**H.B. 198** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Peterson, the House voted to uncircle **H.B. 90**.

**H.B. 90**, EQUIPMENT DEALER WARRANTY REIMBURSEMENT ACT, was before the House on its final passage.

Representative Peterson proposed the following amendment:

1. Page 2, Line 49:  
House Committee Amendments 1–29–2003:  
Delete Item #2.

Representative Peterson’s motion to amend passed on a voice vote.

**H.B. 90**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Agard       | Adams       | Alexander    | S. Allen   |
| Anderson    | Barrus      | Becker       | Bennion    |
| Bigelow     | Bird        | Biskupski    | Bourdeaux  |
| Bowman      | Buffmire    | Bush         | Buxton     |
| Christensen | D. Clark    | D. Cox       | Curtis     |
| Daniels     | Dayton      | Dee          | Dillree    |
| Donnelson   | Duckworth   | Dunnigan     | Ferrin     |
| Ferry       | Goodfellow  | Gowans       | Hansen     |
| Hardy       | Harper      | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | King        | Kiser        | Last       |
| Lawrence    | Litvack     | Love         | Mascaro    |
| McCartney   | McGee       | Morgan       | Morley     |
| Moss        | Murray      | Newbold      | Noel       |
| Pace        | Parker      | Peterson     | Philpot    |
| Seitz       | Shurtliff   | G. Snow      | Styler     |
| Thompson    | Ure         | Urquhart     | Wallace    |
| Winn        | M. Stephens |              |            |

**Voting in the negative was:** Representative

Buttars

**Absent or not voting were:** Representatives

|        |          |         |          |
|--------|----------|---------|----------|
| Bryson | S. Clark | Dougall | Lockhart |
|--------|----------|---------|----------|

**H.B. 90**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 194**, SHERIFF CERTIFICATION REQUIREMENTS, read the third time by short title and placed on its final passage.

Representative Murray proposed the following amendment:

1. Page 1, Line 6  
After “sheriff to” insert “have met peace officer standards and to be qualified to”
2. Page 1, Line 7  
After “candidacy” insert “and when taking office”
3. Page 1, Line 19b  
After “certified as a” delete “peace” and insert “law enforcement”

4. Page 3, Line 82c

After “certified as a” delete “peace” and insert “law enforcement”

Representative Murray’s motion to amend passed on a voice vote.

On motion of Representative Ferry, the House voted to circle **H.B. 194**.

\* \* \*

**H.B. 59, OFF-HIGHWAY VEHICLE PROGRAM FUNDING**, read the third time by short title and placed on its final passage.

**H.B. 59**, as amended, then passed on the following roll call:

**Yeas, 46; Nays, 27; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |             |             |             |
|-----------|-------------|-------------|-------------|
| Alexander | Anderson    | Barrus      | Becker      |
| Bennion   | Bird        | Biskupski   | Bourdeaux   |
| Bowman    | Buffmire    | Christensen | D. Clark    |
| S. Clark  | Dayton      | Dee         | Dougall     |
| Duckworth | Dunnigan    | Ferry       | Goodfellow  |
| Gowans    | Hansen      | Hardy       | Hendrickson |
| Holdaway  | Hughes      | Jones       | King        |
| Kiser     | Last        | Lawrence    | Litvack     |
| Lockhart  | Love        | McCartney   | McGee       |
| Morgan    | Moss        | Murray      | Peterson    |
| Shurtliff | Styler      | Ure         | Urquhart    |
| Winn      | M. Stephens |             |             |

**Voting in the negative were:** Representatives

|         |          |              |            |
|---------|----------|--------------|------------|
| Aagard  | Adams    | S. Allen     | Bigelow    |
| Bush    | Buttars  | Buxton       | D. Cox     |
| Curtis  | Dillree  | Donnelson    | Ferrin     |
| Harper  | Hogue    | E. Hutchings | B. Johnson |
| Mascaro | Morley   | Newbold      | Noel       |
| Pace    | Parker   | Philpot      | Seitz      |
| G. Snow | Thompson | Wallace      |            |

**Absent or not voting were:** Representatives

|        |         |
|--------|---------|
| Bryson | Daniels |
|--------|---------|

**H.B. 59**, as amended, transmitted to the Senate for its consideration.

**RULES COMMITTEE REPORT**

Mr. Speaker:

February 4, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

**H.C.R. 9** Resolution Recognizing Positive Influence of Local Businesses on State Economy (J. Dougall)

**EDUCATION**

**H.B. 232** Utah College of Applied Technology Amendments (R. Bigelow)

**H.B. 233** Use of Education Revenues (M. Styler)

**H.C.R. 5** Resolution Urging Limited Use of School and Institutional Trust Land Principal (L. Christensen)

**GOVERNMENT OPERATIONS**

**H.B. 110** Charter School Capital Facilities Loans (J. Ferrin)

**H.B. 49** Ban on Gifts to Elected Officials (R. Becker)

**HEALTH AND HUMAN SERVICES**

**H.B. 218** Provision for Emergency Medical Services (P. Wallace)

**H.B. 231** Health Care Facility Licensure Amendments (R. McGee)

**JUDICIARY**

**H.B. 6** Shared Parenting by Divorcing Parents (M. Thompson)

**H.B. 119** Judicial Conduct Commission Revisions (K. Bryson)

**H.B. 104** Disposal of Evidence in Criminal Proceedings (J. S. Adams)

**H.B. 107** DNA Amendments (J. S. Adams)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**H.B. 163** Criminal Restitution Amendments (D. Aagard)

**H.J.R. 15** Resolution Supporting Efforts to Build and Deploy National Missile Defense System (M. Morley)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

**H.B. 148** Unlawful Taking of Game Fish (S. Clark)

**H.B. 157** Control of Wolf Population (M. Styler)

**REVENUE AND TAXATION**

**H.B. 116** Property Tax – Calculation of Certified Tax Rate  
(A. Hardy)

Marda Dillree, Chair

Report filed. On motion of Representative Philpot, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:15 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: February 4, 2003

The Senate passed **S.B. 49**, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS, by Senator P. Hellewell, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 93**, JUSTICE COURT JUDGES AMENDMENTS, by Senator T. Hatch, and it is transmitted for consideration; and

The Senate passed **S.B. 103**, CONCEALED WEAPON PERMIT HOLDER AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 124**, CAPITOL ARTS PLACEMENT COMMISSION, by Senator K. Hale, and it is transmitted for consideration; and

The Senate passed, **H.B. 23**, PUBLIC AIRPORT AND AERONAUTICS AMENDMENTS, by Representative J. Murray, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 49**, **Sub. S.B. 93**, **S.B. 103**, and **Sub. S.B. 124**, read the first time by short title and referred to the Rules Committee.

Communication filed. **H.B. 23** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 4, 2003

The Transportation Committee reports a favorable recommendation on **1st Sub. S.B. 79**, DISABLED PARKING FINE, by Senator D. C. Buttars, with the following amendments:

1. Page 3, Line 69  
Senate 3rd Reading Amendments 1-28-2003:  
Delete "Subsection" and insert "Section"
  
2. Page 3, Line 70  
Senate 3rd Reading Amendments 1-28-2003:  
Delete ", minus the court costs,"
  
3. Page 4, Lines 95-100  
Senate 3rd Reading Amendments 1-28-2003:  
Delete lines 95-100 and insert  
"(6) The fine collected under Section 41-1a-306 for a violation of the parking privileges for persons with disabilities shall be paid:  
(a) 50% to the state treasurer to be deposited in the "Out and About" Homebound Transportation Assistance Fund created in Section 62A-3-110; and  
(b) 50% in accordance with Subsection (1)."; and

The Transportation Committee reports a favorable recommendation on **S.B. 16**, MASTER STATE HIGHWAYS AMENDMENTS, by Senator D. Steele, and recommends it be placed on the Consent Calendar.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**Sub. S.B. 79**, as amended, read the second time by short title and placed on the calendar for third reading.

**S.B. 16**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: February 4, 2003  
The Judiciary Committee reports a favorable recommendation on **H.B. 159**, VOLUNTARY CONTRIBUTION ACT AMENDMENTS, by Representative C. Bennion.

Ben C. Ferry, Chair

Report filed. On motion of Representative Styler, the report of the Judiciary committee was adopted.

**H.B. 159**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 4, 2003  
The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.J.R. 12**, RESOLUTION PROVIDING MANAGEMENT OF WOLVES IN UTAH, by Representative M. Styler, with the following amendments:

1. Page 3, Line 64:  
After "Wildlife Service regulations" insert "and other Utah species management plans"
2. Page 3, Line 67:  
After "Resources" delete " ' Endangered Species Mitigation Fund" and insert " , within the department's Species Protection Line Item, " ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 221**, EXTENDING THE SALES AND USE TAX EXEMPTION FOR POLLUTION CONTROL FACILITIES, by Representative D. Ure; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 91**, ENFORCEMENT PROCEDURE AMENDMENTS OF WELL DRILLERS, by Representative D. Peterson, with the following amendments:

1. Page 1, Line 2:  
Before "WELL" insert "WATER"
2. Page 1, Line 7:  
After "to" insert "water"

3. Page 3, Line 84:  
After “to” insert “water”, after “licenses,” insert “water”, and after “permits,” insert “water”
4. Page 3, Line 85:  
After “registration, or” insert “water”; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.J.R. 14**, JOINT RESOLUTION SUPPORTING ACTION PLAN FOR PUBLIC LANDS AND EDUCATION, by Representative S. Urquhart, and recommends that **H.J.R. 14** be placed at the top of the Third Reading Calendar.

Craig W. Butters, Chair

Reports filed. On motion of Representative Butters, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.J.R. 12**, as amended, **H.B. 221**, and **H.B. 91**, as amended, read the second time by short title and placed on the calendar for third reading.

**H.J.R. 14**, read the second time by short title and placed at the top of the calendar for third reading.

### THIRD READING CALENDAR

**H.J.R. 14**, JOINT RESOLUTION SUPPORTING ACTION PLAN FOR PUBLIC LANDS AND EDUCATION, read the third time by short title and placed on its final passage.

Representative Noel proposed the following amendment:

1. Page 2, Line 29:  
Delete “1977” and insert “1976”

Representative Noel’s motion to amend passed on a voice vote.

**H.J.R. 14**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|        |           |           |          |
|--------|-----------|-----------|----------|
| Aagard | Adams     | S. Allen  | Anderson |
| Barrus | Becker    | Bennion   | Bigelow  |
| Bird   | Biskupski | Bourdeaux | Bowman   |

|             |              |            |           |
|-------------|--------------|------------|-----------|
| Bryson      | Buffmire     | Bush       | Buttars   |
| Buxton      | Christensen  | D. Clark   | S. Clark  |
| D. Cox      | Curtis       | Daniels    | Dayton    |
| Dee         | Dillree      | Donnelson  | Dougall   |
| Duckworth   | Dunnigan     | Ferrin     | Ferry     |
| Goodfellow  | Gowans       | Hansen     | Hardy     |
| Harper      | Hendrickson  | Hogue      | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson | Jones     |
| King        | Last         | Lawrence   | Litvack   |
| Lockhart    | Love         | Mascaro    | McCartney |
| McGee       | Morgan       | Morley     | Moss      |
| Murray      | Newbold      | Noel       | Pace      |
| Parker      | Peterson     | Philpot    | Seitz     |
| Shurtliff   | G. Snow      | Styler     | Thompson  |
| Ure         | Urquhart     | Wallace    | Winn      |
| M. Stephens |              |            |           |

**Absent or not voting were:** Representatives

Alexander                      Kiser

**H.J.R. 14**, as amended, transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Dillree, the House voted to uncircle **H.B. 13**.

**H.B. 13**, TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS, was before the House on its final passage.

On motion of Representative Dillree, the House voted to delete **H.B. 13** in title and body and insert **Sub. H.B. 13** in lieu thereof.

Representative Dillree proposed the following amendment:

1. Page 2, Line 33:  
Delete "If" and insert "Notwithstanding the provisions of Section 78-34-20, if"

Representative Dillree's motion to amend passed on a voice vote.

On motion of Representative Curtis, the House voted to circle **Sub. H.B. 13**.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to adjourn until February 5, 2003, at 10:00 a.m.

# SEVENTEENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Prayer by Reverend Catherine Putnam, Wasatch Presbyterian Church. Pledge of Allegiance by Representative Daniels.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 4, 2003

The Senate passed, as substituted, and amended **2nd Sub. S.B. 34**, TUITION TAX CREDITS, by Senator D. C. Buttars, and it is transmitted for consideration; and

The President of the Senate has signed **H.B. 4**, VIATICAL SETTLEMENTS, by Representative B. Parker, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 181**, SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS, by Representative S. Allen, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 34**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.B. 4** and **H.B. 181** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 4, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 118**, INDIVIDUAL INCOME TAX – ADOPTION EXPENSES, by Senator C. Walker; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.J.R. 13**, JOINT RESOLUTION SUPPORTING REPEAL OF FEDERAL ESTATE TAX, by Representative C. Buttars; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.C.R. 3**, RESOLUTION ON TUITION TAX CREDIT BALLOT OPINION QUESTION, by Representative S. Allen; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 110**, INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT, by Senator T. Hatch.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

**S.B. 118**, **H.J.R. 13**, and **H.C.R. 3**, read the second time by short title and placed on the calendar for third reading.

**S.B. 110**, read the second time by short title and returned to the Rules Committee because there is no fiscal note attached to the bill.

\* \* \*

Mr. Speaker:

February 4, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 228**, LOCAL GOVERNMENT OFFICIALS AMENDMENTS, by Representative M. Thompson; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 35**, REDEVELOPMENT OF SUPERFUND SITES, by Senator D. C. Buttars, with the following amendments:

1. Page 1, Lines 7–8:  
Delete “The act authorizes the use of tax increment funds for a superfund site without taxing entity approval.”
2. Page 1, Line 14:  
Delete Line 14
3. Page 9, Lines 246–272:  
Delete Lines 246 through 272  
Re-number remaining sections of the bill accordingly; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 33**, FEES FOR SHERIFF, by Senator M. Dmitrich; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 51**, PLANETARIUM AMENDMENTS, by Senator G. Davis.

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 228**, **S.B. 35**, as amended, **S.B. 33**, and **S.B. 51**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 4, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 102**, ELECTION DAY MATERIALS, by Representative L. Pace; and

The Government Operations Committee reports a favorable recommendation on **H.B. 103**, VOTER REGISTRATION AMENDMENTS, by Representative L. Pace; and

The Government Operations Committee recommends **H.B. 215**, STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS, by Representative W. Harper, be replaced and favorably recommends **1st Sub. H.B. 215**, STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS; and

The Government Operations Committee reports a favorable recommendation on **H.J.R. 16**, RESOLUTION REGARDING THE COLLECTION AND RETENTION OF PERSONAL INFORMATION BY GOVERNMENT ENTITIES, by Representative W. Harper, with the following amendments:

1. Page 2, Line 36:  
After “has been” delete “recorded” and insert “collected”; and

The Government Operations Committee reports a favorable recommendation on **S.B. 100**, INDIAN AFFAIRS AMENDMENTS, by Senator B. Evans, with the following amendments:

1. Page 2, Line 43:  
After “of the” bracket “White Mesa” and insert “Ute Mountain”

2. Page 2, Line 44:

After “by the” bracket “White Mesa” and insert “Ute Mountain”.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 102, H.B. 103, Sub. H.B. 215, H.J.R. 16**, as amended, and **S.B. 100**, as amended, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF RESOLUTION

### RESOLUTION AUTHORIZING CALLING IMPEACHMENT SESSION

**H.J.R. 23**

*David Ure*

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO AUTHORIZE THE HOUSE OF REPRESENTATIVES TO CONVENE FOR THE PURPOSE OF IMPEACHMENT AND TO REQUIRE THE SENATE TO CONVENE IF THE HOUSE IMPEACHES. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THIS PROPOSAL TO VOTERS, MAKES TECHNICAL CHANGES, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

## UNFINISHED BUSINESS

On motion of Representative Allen, the House voted to uncircle **S.B. 11**.

**S.B. 11, CHILD CARE AMENDMENTS**, was before the House on its final passage.

Representative Philpot proposed the following amendment:

1. Page 5, Line 143:  
After “assess” insert “critical”
2. Page 5, Line 144:  
After “meet” delete the rest of the line and insert “the most critical needs”
3. Page 5, Line 147 and 148:  
Delete lines 147 and 148.

Representative Philpot's motion to amend passed on a voice vote.

**S.B. 11**, as amended, then passed on the following roll call:

**Yeas, 48; Nays, 25; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |           |           |              |
|-------------|-----------|-----------|--------------|
| Aagard      | Adams     | S. Allen  | Anderson     |
| Becker      | Bigelow   | Bird      | Biskupski    |
| Bourdeaux   | Bowman    | Buffmire  | Buxton       |
| S. Clark    | D. Cox    | Daniels   | Dee          |
| Dillree     | Dougall   | Duckworth | Dunnigan     |
| Goodfellow  | Gowans    | Hansen    | Hardy        |
| Hendrickson | Hogue     | Holdaway  | E. Hutchings |
| Jones       | King      | Litvack   | Love         |
| Mascaro     | McCartney | McGee     | Morgan       |
| Moss        | Murray    | Newbold   | Pace         |
| Parker      | Seitz     | Shurtliff | G. Snow      |
| Styler      | Ure       | Wallace   | Winn         |

**Voting in the negative were:** Representatives

|             |         |             |            |
|-------------|---------|-------------|------------|
| Alexander   | Barrus  | Bennion     | Bryson     |
| Bush        | Buttars | Christensen | D. Clark   |
| Curtis      | Dayton  | Donnelson   | Ferrin     |
| Ferry       | Harper  | Hughes      | B. Johnson |
| Kiser       | Last    | Lockhart    | Noel       |
| Peterson    | Philpot | Thompson    | Urquhart   |
| M. Stephens |         |             |            |

**Absent or not voting were:** Representatives

|          |        |
|----------|--------|
| Lawrence | Morley |
|----------|--------|

**S.B. 11**, as amended, returned to the Senate for further consideration.

### THIRD READING CALENDAR

**S.B. 4, CLEAN SPECIAL FUEL TAX CERTIFICATE – EXEMPTION**, read the third time by short title and placed on its final passage.

**S.B. 4** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|        |        |           |          |
|--------|--------|-----------|----------|
| Aagard | Adams  | Alexander | S. Allen |
| Barrus | Becker | Bennion   | Bigelow  |

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Bird        | Biskupski | Bourdeaux    | Bowman     |
| Bryson      | Buffmire  | Bush         | Buxton     |
| Christensen | D. Clark  | S. Clark     | D. Cox     |
| Curtis      | Daniels   | Dayton       | Dee        |
| Dillree     | Donnelson | Dougall      | Duckworth  |
| Dunnigan    | Ferrin    | Ferry        | Goodfellow |
| Hansen      | Harper    | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Litvack     | Lockhart  | Mascaro      | McCartney  |
| McGee       | Morgan    | Morley       | Moss       |
| Murray      | Newbold   | Noel         | Pace       |
| Parker      | Peterson  | Philpot      | Seitz      |
| Shurtliff   | G. Snow   | Styler       | Thompson   |
| Ure         | Urquhart  | Wallace      | Winn       |
| M. Stephens |           |              |            |

**Absent or not voting were:** Representatives

|          |         |        |       |
|----------|---------|--------|-------|
| Anderson | Buttars | Gowans | Hardy |
| Lawrence | Love    |        |       |

**S.B. 4** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 17, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS**, read the third time by short title and placed on its final passage.

**S.B. 17** then passed on the following roll call:

**Yeas, 64; Nays, 9; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |          |             |           |
|-----------|----------|-------------|-----------|
| Agard     | Adams    | Alexander   | S. Allen  |
| Barrus    | Bennion  | Bigelow     | Biskupski |
| Bowman    | Bryson   | Buffmire    | Bush      |
| Buttars   | Buxton   | Christensen | D. Clark  |
| S. Clark  | D. Cox   | Curtis      | Dayton    |
| Dee       | Dillree  | Donnelson   | Dougall   |
| Duckworth | Dunnigan | Ferrin      | Ferry     |

|            |              |            |             |
|------------|--------------|------------|-------------|
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lockhart    |
| Mascaro    | Morgan       | Morley     | Murray      |
| Newbold    | Noel         | Pace       | Parker      |
| Peterson   | Philpot      | Seitz      | Shurtliff   |
| G. Snow    | Styler       | Thompson   | Ure         |
| Urquhart   | Wallace      | Winn       | M. Stephens |

**Voting in the negative were:** Representatives

|         |      |           |         |
|---------|------|-----------|---------|
| Becker  | Bird | Bourdeaux | Daniels |
| Litvack | Love | McCartney | McGee   |
| Moss    |      |           |         |

**Absent or not voting were:** Representatives

|          |          |
|----------|----------|
| Anderson | Lawrence |
|----------|----------|

**S.B. 17** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.J.R. 1, JOINT RESOLUTION – RULES REVISIONS RENAMING AN APPROPRIATIONS SUBCOMMITTEE**, read the third time by short title and placed on its final passage.

**S.J.R. 1** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |           |           |            |
|-------------|-----------|-----------|------------|
| Aagard      | Adams     | Alexander | S. Allen   |
| Barrus      | Becker    | Bigelow   | Bird       |
| Biskupski   | Bourdeaux | Bowman    | Bryson     |
| Buffmire    | Bush      | Buttars   | Buxton     |
| Christensen | D. Clark  | S. Clark  | D. Cox     |
| Curtis      | Daniels   | Dayton    | Dee        |
| Dillree     | Donnelson | Dougall   | Duckworth  |
| Dunnigan    | Ferrin    | Ferry     | Goodfellow |
| Gowans      | Hansen    | Hardy     | Harper     |
| Hendrickson | Hogue     | Holdaway  | Hughes     |

|              |            |          |           |
|--------------|------------|----------|-----------|
| E. Hutchings | B. Johnson | Jones    | King      |
| Kiser        | Last       | Lawrence | Litvack   |
| Lockhart     | Love       | Mascaro  | McCartney |
| McGee        | Morgan     | Morley   | Moss      |
| Murray       | Newbold    | Noel     | Pace      |
| Parker       | Peterson   | Philpot  | Seitz     |
| Shurtliff    | G. Snow    | Styler   | Thompson  |
| Ure          | Urquhart   | Wallace  | Winn      |
| M. Stephens  |            |          |           |

**Absent or not voting were:** Representatives

Anderson                      Bennion

**S.J.R. 1** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 83, OCCUPATIONAL AND PROFESSIONAL LICENSING MODIFICATIONS**, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 83**.

\* \* \*

**S.B. 94, CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 94** then passed on the following roll call:

**Yeas, 72; Nays, 2; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |             |           |          |
|------------|-------------|-----------|----------|
| Agard      | Adams       | Alexander | S. Allen |
| Anderson   | Barrus      | Bennion   | Bigelow  |
| Bird       | Biskupski   | Bourdeaux | Bowman   |
| Bryson     | Buffmire    | Bush      | Buttars  |
| Buxton     | Christensen | D. Clark  | S. Clark |
| D. Cox     | Curtis      | Daniels   | Dayton   |
| Dee        | Dillree     | Donnelson | Dougall  |
| Duckworth  | Dunnigan    | Ferrin    | Ferry    |
| Goodfellow | Gowans      | Hansen    | Hardy    |

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Harper    | Hendrickson  | Hogue      | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson | Jones       |
| King      | Kiser        | Last       | Lawrence    |
| Litvack   | Lockhart     | Love       | Mascaro     |
| McCartney | McGee        | Morgan     | Morley      |
| Moss      | Murray       | Newbold    | Noel        |
| Pace      | Parker       | Peterson   | Seitz       |
| Shurtliff | G. Snow      | Styler     | Thompson    |
| Urquhart  | Wallace      | Winn       | M. Stephens |

**Voting in the negative were:** Representatives

Philpot                      Ure

**Absent or not voting was:** Representative

Becker

**S.B. 94** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 6, RETAILER REQUIREMENTS IN PRINTING FINANCIAL TRANSACTION CARD RECEIPT**, read the third time by short title and placed on its final passage.

**Sub. S.B. 6** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Agard      | Adams       | Alexander | S. Allen     |
| Anderson   | Barrus      | Becker    | Bennion      |
| Bigelow    | Bird        | Biskupski | Bowman       |
| Bryson     | Buffmire    | Bush      | Buttars      |
| Buxton     | Christensen | D. Clark  | S. Clark     |
| D. Cox     | Curtis      | Daniels   | Dayton       |
| Dee        | Dillree     | Donnelson | Dougall      |
| Duckworth  | Dunnigan    | Ferrin    | Ferry        |
| Goodfellow | Hansen      | Hardy     | Harper       |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Kiser        |
| Last       | Lawrence    | Litvack   | Lockhart     |

|          |          |             |           |
|----------|----------|-------------|-----------|
| Love     | Mascaro  | McCartney   | McGee     |
| Morgan   | Morley   | Moss        | Murray    |
| Newbold  | Noel     | Pace        | Parker    |
| Peterson | Philpot  | Seitz       | Shurtliff |
| G. Snow  | Thompson | Ure         | Urquhart  |
| Wallace  | Winn     | M. Stephens |           |

**Absent or not voting were:** Representatives

|           |        |             |        |
|-----------|--------|-------------|--------|
| Bourdeaux | Gowans | Hendrickson | Styler |
|-----------|--------|-------------|--------|

**Sub. S.B. 6** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 13, DUI PLEA RESTRICTIONS**, read the third time by short title and placed on its final passage.

Representative Daniels proposed the following amendment:

1. Page 1, Line 26:  
After "conviction" delete ". arrest, or charge"
2. Page 2, Line 28:  
Delete "the defendant were"

Representative Daniels' motion to amend passed on a voice vote.

**S.B. 13**, as amended, then passed on the following roll call:

**Yeas, 64; Nays, 8; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |           |              |            |
|-----------|-----------|--------------|------------|
| Aagard    | Adams     | S. Allen     | Anderson   |
| Barrus    | Becker    | Bigelow      | Bird       |
| Biskupski | Bourdeaux | Bowman       | Buffmire   |
| Bush      | Buttars   | Buxton       | D. Clark   |
| S. Clark  | D. Cox    | Curtis       | Daniels    |
| Dee       | Dillree   | Donnelson    | Duckworth  |
| Dunnigan  | Ferry     | Goodfellow   | Hansen     |
| Hardy     | Harper    | Hendrickson  | Hogue      |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson |
| Jones     | King      | Kiser        | Last       |

|          |           |          |             |
|----------|-----------|----------|-------------|
| Lawrence | Litvack   | Lockhart | Love        |
| Mascaro  | McCartney | McGee    | Morgan      |
| Moss     | Murray    | Newbold  | Noel        |
| Pace     | Parker    | Peterson | Philpot     |
| Seitz    | Shurtliff | G. Snow  | Styler      |
| Urquhart | Wallace   | Winn     | M. Stephens |

**Voting in the negative were:** Representatives

|         |        |             |        |
|---------|--------|-------------|--------|
| Bennion | Bryson | Christensen | Dayton |
| Dougall | Morley | Thompson    | Ure    |

**Absent or not voting were:** Representatives

|           |        |        |
|-----------|--------|--------|
| Alexander | Ferrin | Gowans |
|-----------|--------|--------|

**S.B. 13**, as amended, returned to the Senate for further consideration.

\* \* \*

**S.B. 14**, GOVERNOR'S OFFICE OF PLANNING AND BUDGET RECODIFICATION AND REVISIONS, read the third time by short title and placed on its final passage.

**S.B. 14**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |           |              |             |
|-------------|-----------|--------------|-------------|
| Agard       | Adams     | Anderson     | Barrus      |
| Becker      | Bennion   | Bigelow      | Bird        |
| Biskupski   | Bourdeaux | Bowman       | Bryson      |
| Buffmire    | Bush      | Buttars      | Buxton      |
| Christensen | D. Clark  | S. Clark     | D. Cox      |
| Curtis      | Daniels   | Dayton       | Dee         |
| Dillree     | Donnelson | Dougall      | Duckworth   |
| Dunnigan    | Ferry     | Goodfellow   | Hansen      |
| Hardy       | Harper    | Hendrickson  | Hogue       |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson  |
| Jones       | King      | Kiser        | Last        |
| Litvack     | Mascaro   | McCartney    | McGee       |
| Morgan      | Morley    | Moss         | Murray      |
| Newbold     | Noel      | Pace         | Parker      |
| Peterson    | Philpot   | Seitz        | Shurtliff   |
| G. Snow     | Styler    | Thompson     | Ure         |
| Urquhart    | Wallace   | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|           |          |        |        |
|-----------|----------|--------|--------|
| Alexander | S. Allen | Ferrin | Gowans |
| Lawrence  | Lockhart | Love   |        |

**S.B. 14**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 26**, SUNSET ACT REAUTHORIZATIONS, read the third time by short title and placed on its final passage.

On motion of Representative D. Clark, the House voted to circle **S.B. 26**.

\* \* \*

**S.B. 43**, PROVIDING INFORMATION RELATING TO TAX CREDITS AND TAX FILING DUE DATES, read the third time by short title and placed on its final passage.

**S.B. 43** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |             |            |              |
|------------|-------------|------------|--------------|
| Aagard     | Adams       | Alexander  | S. Allen     |
| Anderson   | Barrus      | Becker     | Bennion      |
| Bigelow    | Bird        | Biskupski  | Bourdeaux    |
| Bowman     | Buffmire    | Bush       | Buttars      |
| Buxton     | Christensen | D. Clark   | S. Clark     |
| D. Cox     | Curtis      | Daniels    | Dayton       |
| Dee        | Dillree     | Donnelson  | Duckworth    |
| Dunnigan   | Ferry       | Goodfellow | Gowans       |
| Hansen     | Hardy       | Harper     | Hendrickson  |
| Hogue      | Holdaway    | Hughes     | E. Hutchings |
| B. Johnson | Jones       | King       | Kiser        |
| Last       | Lawrence    | Litvack    | Lockhart     |
| Love       | Mascaro     | McCartney  | McGee        |
| Morgan     | Morley      | Moss       | Murray       |
| Newbold    | Noel        | Pace       | Parker       |
| Peterson   | Philpot     | Seitz      | Shurtliff    |
| G. Snow    | Styler      | Thompson   | Ure          |
| Urquhart   | Wallace     | Winn       | M. Stephens  |

**Absent or not voting were:** Representatives

|        |         |        |
|--------|---------|--------|
| Bryson | Dougall | Ferrin |
|--------|---------|--------|

**S.B. 43** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **S.B. 83**.

**S.B. 83, OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS**, was before the House on its final passage.

**S.B. 83** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Agard       | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Becker      | Bennion      |
| Bigelow     | Bird      | Biskupski   | Bourdeaux    |
| Buffmire    | Bush      | Buttars     | Buxton       |
| Christensen | D. Clark  | S. Clark    | D. Cox       |
| Curtis      | Daniels   | Dayton      | Dee          |
| Dillree     | Donnelson | Dougall     | Duckworth    |
| Dunnigan    | Ferry     | Goodfellow  | Gowans       |
| Hansen      | Hardy     | Harper      | Hendrickson  |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Litvack     | Love         |
| Mascaro     | McCartney | McGee       | Morgan       |
| Morley      | Moss      | Murray      | Newbold      |
| Noel        | Pace      | Parker      | Peterson     |
| Philpot     | Seitz     | Shurtliff   | G. Snow      |
| Styler      | Thompson  | Ure         | Urquhart     |
| Wallace     | Winn      | M. Stephens |              |

**Absent or not voting were:** Representatives

|        |        |        |          |
|--------|--------|--------|----------|
| Bowman | Bryson | Ferrin | Lockhart |
|--------|--------|--------|----------|

**S.B. 83** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### THIRD READING CALENDAR

**S.B. 5, RETIREMENT AND INDEPENDENT ENTITIES COMMITTEE AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 5** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Aagard     | Alexander   | S. Allen  | Anderson     |
| Barrus     | Becker      | Bennion   | Bigelow      |
| Bird       | Biskupski   | Bourdeaux | Bowman       |
| Bryson     | Buffmire    | Bush      | Buttars      |
| Buxton     | Christensen | D. Clark  | S. Clark     |
| D. Cox     | Curtis      | Daniels   | Dayton       |
| Dee        | Dillree     | Donnelson | Dougall      |
| Duckworth  | Dunnigan    | Ferry     | Goodfellow   |
| Hansen     | Hardy       | Harper    | Hendrickson  |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Kiser        |
| Last       | Lawrence    | Litvack   | Love         |
| Mascaro    | McGee       | Morgan    | Morley       |
| Moss       | Murray      | Newbold   | Noel         |
| Pace       | Parker      | Peterson  | Philpot      |
| Seitz      | Shurtliff   | G. Snow   | Styler       |
| Thompson   | Ure         | Urquhart  | Wallace      |
| Winn       | M. Stephens |           |              |

**Absent or not voting were:** Representatives

|           |        |        |          |
|-----------|--------|--------|----------|
| Adams     | Ferrin | Gowans | Lockhart |
| McCartney |        |        |          |

**S.B. 5** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 20, FACILITATION OF E-GOVERNMENT**, read the third time by short title and placed on its final passage.

**S.B. 20** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|            |              |             |             |
|------------|--------------|-------------|-------------|
| Bigelow    | Bird         | Biskupski   | Bourdeaux   |
| Bowman     | Bryson       | Buffmire    | Bush        |
| Buttars    | Buxton       | Christensen | D. Clark    |
| S. Clark   | D. Cox       | Curtis      | Daniels     |
| Dayton     | Dee          | Dillree     | Donnelson   |
| Dougall    | Duckworth    | Dunnigan    | Ferry       |
| Goodfellow | Gowans       | Hansen      | Hardy       |
| Harper     | Hendrickson  | Hogue       | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson  | Jones       |
| King       | Kiser        | Last        | Lawrence    |
| Litvack    | Lockhart     | Love        | McCartney   |
| McGee      | Morgan       | Morley      | Moss        |
| Murray     | Newbold      | Noel        | Pace        |
| Parker     | Peterson     | Philpot     | Seitz       |
| Shurtliff  | G. Snow      | Styler      | Ure         |
| Urquhart   | Wallace      | Winn        | M. Stephens |

**Absent or not voting were:** Representatives

|        |         |          |
|--------|---------|----------|
| Ferrin | Mascaro | Thompson |
|--------|---------|----------|

**S.B. 20** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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**Sub. S.B. 23**, STATE AND LOCAL TAXES, FEES, AND CHARGES RELATED TO TELECOMMUNICATIONS, read the third time by short title and placed on its final passage.

**Sub. S.B. 23** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |             |            |           |
|----------|-------------|------------|-----------|
| Aagard   | Adams       | Alexander  | S. Allen  |
| Anderson | Barrus      | Becker     | Bennion   |
| Bigelow  | Bird        | Biskupski  | Bourdeaux |
| Bryson   | Buffmire    | Bush       | Buttars   |
| Buxton   | Christensen | D. Clark   | S. Clark  |
| D. Cox   | Curtis      | Dayton     | Dee       |
| Dillree  | Donnelson   | Dougall    | Duckworth |
| Dunnigan | Ferry       | Goodfellow | Hansen    |

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Hardy       | Harper    | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Litvack   | Lockhart     | Love       |
| Mascaro     | McCartney | McGee        | Morgan     |
| Morley      | Moss      | Murray       | Newbold    |
| Noel        | Pace      | Parker       | Peterson   |
| Philpot     | Seitz     | Shurtliff    | G. Snow    |
| Ure         | Urquhart  | Wallace      | Winn       |
| M. Stephens |           |              |            |

**Absent or not voting were:** Representatives

|        |          |        |        |
|--------|----------|--------|--------|
| Bowman | Daniels  | Ferrin | Gowans |
| Styler | Thompson |        |        |

**Sub. S.B. 23** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 79**, DISABLED PARKING FINE, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the House voted to circle **Sub. S.B. 79**.

**RULES COMMITTEE REPORTS**

Mr. Speaker: February 5, 2003

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 201**, Judiciary Amendments (M. S. Lawrence), be replaced with **Substitute H.B. 201**, Judiciary Amendments (M. S. Lawrence), and further recommends it be assigned to the Judiciary Standing Committee.

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 5, 2003

The Rules Committee recommends that, under suspension of the rules, the following bill, having been read for the second time, be placed on the Third Reading Calendar for Senate bills:

**S.B. 15** Workforce Services Amendments (S. Jenkins)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 5, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

### **BUSINESS AND LABOR**

**H.B. 146** Nontraditional Insurers (J. Ferrin)

### **EDUCATION**

**H.B. 111** Public Education – Alternative Language Programs  
(D. Bourdeaux)

### **GOVERNMENT OPERATIONS**

**H.B. 150** Poll Watcher and Preservation of Election Date  
Amendments (J. M. Philpot)

**H.R. 7** Resolution Urging Congress to Withdraw the United  
States from the United Nations (D. Bush)

**1st Sub. S.B. 124** Capitol Arts Placement Commission (K. Hale)

### **HEALTH AND HUMAN SERVICES**

**H.B. 109** Informed Consent for Electroconvulsive Treatment and  
Reporting Requirements (K. Bryson)

**H.B. 160** Emergency Health Response Amendments (M. Dillree)

**H.B. 229** Providing Location Information to Noncustodial Parents  
with Visitation Rights (M. Thompson)

### **JUDICIARY**

**H.B. 222** Child Welfare Proceedings Amendments (G. Curtis)

**H.J.R. 3** Offer of Judgment in Settlement of Cases Resolution  
(J. Dougall)

**1st Sub. S.B. 93** Justice Court Judges Amendments (T. Hatch)

**S.B. 103** Concealed Weapon Permit Holder Amendments  
(C. Bramble)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 114** Management, Enhancement, and Funding of 911 System  
(B. Dee)
- H.B. 235** Falsification or Alteration of Government Record  
(K. Bryson)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 227** Safe Drinking Water Act Amendments (G. Donnelson)

**POLITICAL SUBDIVISION**

- H.B. 205** County Boards of Equalization – Hearing Officers  
(D. G. Buxton)
- H.B. 236** Civil Antitrust Exemptions (J. Dougall)

**TRANSPORTATION**

- H.B. 108** Fully Interactive Driving Simulators in Driver Education  
(J. Dougall)
- H.B. 234** Administrative Treatment of Traffic Violations –  
Technical Amendments (D. Cox)
- S.B. 49** Driver License and Identification Card Amendments  
(P. Hellewell)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 6, 2003, at 10:00 a.m.

# EIGHTEENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:15 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Wayne A. Harper.

The Senate passed **S.B. 48**, FORCED ENTRY TO MAKE ARREST, by Senator D. Thomas, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **2nd Sub. S.B. 91**, FUNERAL SERVICES AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 111**, PROCESS SERVERS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 116**, DNA – AMENDMENT REGARDING WARRANTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 117**, AGGRAVATED ROBBERY AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 122**, UTAH ANTIDISCRIMINATION ACT AMENDMENTS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 128**, PROTECTIVE ORDER AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.J.R. 8**, RESOLUTION RECOGNIZING LIBERTY DAY, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed, **H.B. 24**, HAZARDOUS WASTE FACILITIES MANAGEMENT AMENDMENTS, by Representative D. Cox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 33**, RESPONSIBILITIES OF LEGISLATIVE GENERAL COUNSEL, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 35**, CONSOLIDATION OF CHILD WELFARE REPORTS, by Representative G. Hughes, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 36**, ACCESSIBLE HOUSING, by Representative S. Mascaro, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 51**, HISTORIC PRESERVATION IN GENERAL PLANS, by Representative R. Becker, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 48, 2nd Sub. S.B. 91, S.B. 111, S.B. 116, S.B. 117, S.B. 122, S.B. 128**, and **S.J.R. 8**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.B. 24, H.B. 33, H.B. 35, H.B. 36**, and **H.B. 51** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 5, 2003

The Business and Labor Committee recommends **H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS, by Representative J. Alexander, be replaced and reports a favorable recommendation on **4th Sub. H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS with the following amendments:

1. Page 30, Lines 906–911:

Delete lines 906–911 and insert:

“(1) For purposes of this section, “competitive equity assessment” means an amount calculated for each fiscal year by subtracting the amount of federal income taxes paid by the credit union in that taxable year from the lesser of:

(a) the amount calculated to be equal to what the credit union’s federal income tax liability would be if the credit union were subject to federal income tax in the same manner as a state-chartered bank; or

(b) the amount calculated by multiplying by 30% the amount equal to the federal taxable income the credit union would have if the credit union were subject to a federal income tax in the same manner as a

state-chartered bank:

(i) as determined on a separate return basis before intercompany eliminations as determined by the Internal Revenue Code; and

(ii) after:

(A) the net operating loss deduction; and

(B) special deductions for dividends received.”

2. Page 43, Line 1313:

After “income tax” insert “in the same manner as a state-chartered bank”

Katherine M. Bryson, Chair

Report filed. On motion of Representative Parker, the report of the Business and Labor committee was adopted.

**4th Sub. H.B. 162**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 5, 2003

The Health and Human Services Committee reports a favorable recommendation on **H.B. 212**, PRIMARY CARE NETWORK AMENDMENTS FOR GENERAL ASSISTANCE RECIPIENTS, by Representative K. Holdaway; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 80**, ADVERSE BENEFIT DETERMINATION AMENDMENTS, by Senator P. Knudson; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 9**, COMPREHENSIVE HEALTH INSURANCE POOL AMENDMENTS, by Senator G. Davis, with the following amendment:

1. Page 12, Line 355:

After “board” insert “, with approval of the commissioner,”

Mike Thompson, Chair

Reports filed. On motion of Representative Curtis, the reports of the Health and Human Services committee were adopted.

**H.B. 212**, **S.B. 80**, and **S.B. 9**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 5, 2003

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 21**, AMENDMENTS TO THE INTERLOCAL COOPERATION ACT, by Senator L. Blackham, with the following amendments:

- 1. Page 1, Line 11  
Senate Committee Amendments  
1-23-2003:  
After "agreement." insert "Portions of this act have retrospective operation to January 1, 2003."
- 2. Page 11, Line 313:  
After line 313 insert:  
"Section 6. Retrospective operation.  
This amendments in this act to Sections 11-13-302, 11-13-310, and 11-13-311 have retrospective operation to January 1, 2003."

Stephen H. Urquhart, Chair

Report filed. On motion of Representative Donnelson, the report of the Public Utilities and Technology committee was adopted.

**S.B. 21**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 5, 2003

The Education Committee reports a favorable recommendation on **S.B. 105**, PLEDGE OF ALLEGIANCE IN PUBLIC SCHOOLS, by Senator D. C. Buttars.

Margaret Dayton, Chair

Report filed. On motion of Representative Dayton, the report of the Education committee was adopted.

**S.B. 105**, read the second time by short title and placed on the calendar for third reading.

**MISCELLANEOUS BUSINESS**

On motion of Representative Hogue, the House voted to allow a bill file to be opened to increase fees in the courts.

### THIRD READING CALENDAR

**S.B. 118**, INDIVIDUAL INCOME TAX – ADOPTION EXPENSES, read the third time by short title and placed on its final passage.

**S.B. 118** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |             |              |             |
|----------|-------------|--------------|-------------|
| Aagard   | Adams       | Alexander    | S. Allen    |
| Anderson | Barrus      | Becker       | Bennion     |
| Bigelow  | Bird        | Biskupski    | Bourdeaux   |
| Bowman   | Bryson      | Buffmire     | Bush        |
| Buxton   | Christensen | D. Clark     | S. Clark    |
| D. Cox   | Curtis      | Dayton       | Dee         |
| Dillree  | Donnelson   | Dougall      | Duckworth   |
| Dunnigan | Ferry       | Goodfellow   | Gowans      |
| Hansen   | Hardy       | Harper       | Hendrickson |
| Hogue    | Hughes      | E. Hutchings | B. Johnson  |
| King     | Kiser       | Last         | Lawrence    |
| Litvack  | Lockhart    | Love         | McCartney   |
| McGee    | Morgan      | Morley       | Moss        |
| Murray   | Newbold     | Noel         | Pace        |
| Parker   | Philpot     | Seitz        | Shurtliff   |
| G. Snow  | Styler      | Thompson     | Ure         |
| Urquhart | Wallace     | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|         |         |          |          |
|---------|---------|----------|----------|
| Buttars | Daniels | Ferrin   | Holdaway |
| Jones   | Mascaro | Peterson |          |

**S.B. 118** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 35**, REDEVELOPMENT OF SUPERFUND SITES, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 35**.

\* \* \*

**S.B. 33**, FEES FOR SHERIFF, read the third time by short title and placed on its final passage.

**S.B. 33** then passed on the following roll call:

**Yeas, 48; Nays, 16; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|             |            |          |              |
|-------------|------------|----------|--------------|
| Aagard      | S. Allen   | Anderson | Barrus       |
| Becker      | Bigelow    | Bird     | Biskupski    |
| Bowman      | Buffmire   | Bush     | Buxton       |
| Christensen | D. Clark   | D. Cox   | Daniels      |
| Dee         | Dillree    | Dougall  | Duckworth    |
| Dunnigan    | Goodfellow | Gowans   | Hansen       |
| Hardy       | Hogue      | Holdaway | E. Hutchings |
| B. Johnson  | King       | Kiser    | Last         |
| Lawrence    | Litvack    | Love     | McCartney    |
| McGee       | Morley     | Moss     | Murray       |
| Noel        | Pace       | Parker   | Peterson     |
| Ure         | Urquhart   | Wallace  | Winn         |

**Voting in the negative were:** Representatives

|             |           |          |             |
|-------------|-----------|----------|-------------|
| Adams       | Alexander | Bennion  | S. Clark    |
| Curtis      | Donnelson | Ferry    | Harper      |
| Hendrickson | Newbold   | Philpot  | Seitz       |
| G. Snow     | Styler    | Thompson | M. Stephens |

**Absent or not voting were:** Representatives

|           |        |           |          |
|-----------|--------|-----------|----------|
| Bourdeaux | Bryson | Buttars   | Dayton   |
| Ferrin    | Hughes | Jones     | Lockhart |
| Mascaro   | Morgan | Shurtliff |          |

**S.B. 33** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 51, PLANETARIUM AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 51** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Bennion   | Bigelow  |

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Bird         | Biskupski   | Bourdeaux | Bowman     |
| Bryson       | Buffmire    | Bush      | Buttars    |
| Buxton       | Christensen | D. Clark  | S. Clark   |
| D. Cox       | Curtis      | Daniels   | Dayton     |
| Dee          | Dillree     | Donnelson | Dougall    |
| Duckworth    | Dunnigan    | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | King      | Kiser      |
| Last         | Lawrence    | Litvack   | Love       |
| McCartney    | McGee       | Morgan    | Morley     |
| Moss         | Murray      | Newbold   | Noel       |
| Pace         | Parker      | Peterson  | Philpot    |
| Seitz        | Shurtliff   | G. Snow   | Styler     |
| Thompson     | Ure         | Urquhart  | Wallace    |
| Winn         | M. Stephens |           |            |

**Absent or not voting were:** Representatives

|         |        |       |          |
|---------|--------|-------|----------|
| Becker  | Ferrin | Jones | Lockhart |
| Mascaro |        |       |          |

**S.B. 51** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 100**, INDIAN AFFAIRS AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 100**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |           |             |           |
|----------|-----------|-------------|-----------|
| Aagard   | Adams     | Alexander   | S. Allen  |
| Anderson | Barrus    | Becker      | Bennion   |
| Bigelow  | Bird      | Biskupski   | Bourdeaux |
| Bowman   | Bryson    | Buffmire    | Bush      |
| Buttars  | Buxton    | Christensen | D. Clark  |
| S. Clark | D. Cox    | Dayton      | Dee       |
| Dillree  | Donnelson | Dougall     | Duckworth |
| Dunnigan | Ferry     | Goodfellow  | Gowans    |

|          |          |          |              |
|----------|----------|----------|--------------|
| Hansen   | Hardy    | Harper   | Hendrickson  |
| Hogue    | Holdaway | Hughes   | E. Hutchings |
| King     | Kiser    | Last     | Lawrence     |
| Litvack  | Lockhart | Love     | McCartney    |
| McGee    | Morgan   | Morley   | Murray       |
| Newbold  | Noel     | Pace     | Parker       |
| Peterson | Philpot  | Seitz    | Shurtliff    |
| G. Snow  | Styler   | Thompson | Ure          |
| Urquhart | Wallace  | Winn     | M. Stephens  |

**Absent or not voting were:** Representatives

|        |         |        |            |
|--------|---------|--------|------------|
| Curtis | Daniels | Ferrin | B. Johnson |
| Jones  | Mascaro | Moss   |            |

**S.B. 100**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 15**, WORKFORCE SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 15** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |            |              |             |
|----------|------------|--------------|-------------|
| Agard    | Adams      | Alexander    | S. Allen    |
| Anderson | Barrus     | Becker       | Bennion     |
| Bigelow  | Bird       | Biskupski    | Bourdeaux   |
| Bowman   | Bryson     | Buffmire     | Bush        |
| Buttars  | Buxton     | Christensen  | D. Clark    |
| S. Clark | D. Cox     | Curtis       | Daniels     |
| Dayton   | Dee        | Dillree      | Donnelson   |
| Dougall  | Duckworth  | Dunnigan     | Ferrin      |
| Ferry    | Goodfellow | Gowans       | Hansen      |
| Hardy    | Harper     | Hendrickson  | Hogue       |
| Holdaway | Hughes     | E. Hutchings | King        |
| Kiser    | Last       | Lawrence     | Litvack     |
| Lockhart | Love       | McCartney    | McGee       |
| Morgan   | Morley     | Moss         | Murray      |
| Newbold  | Noel       | Pace         | Parker      |
| Peterson | Philpot    | Seitz        | Shurtliff   |
| G. Snow  | Styler     | Thompson     | Ure         |
| Urquhart | Wallace    | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

B. Johnson                      Jones                      Mascaro

**S.B. 15** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**H.B. 196, BICYCLE FACILITY STANDARDS**, read the third time by short title and placed on its final passage.

On motion of Representative Bennion, the House voted to circle **H.B. 196**.

\* \* \*

**H.B. 192, OVERSIGHT OF UTAH CLIMATE CENTER BY UTAH STATE UNIVERSITY**, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the House voted to circle **H.B. 192**.

\* \* \*

**H.B. 95, ANNEXATION OF UNINCORPORATED COUNTY ISLANDS INTO CITIES**, read the third time by short title and placed on its final passage.

On motion of Representative Kiser, the House voted to circle **H.B. 95**.

\* \* \*

**H.B. 98, MUNICIPAL DISCONNECTION AMENDMENTS**, read the third time by short title and placed on its final passage.

Representative Hardy proposed the following amendment:

1. Page 4, Line 113:  
After “capable” insert “, in a cost-effective manner and without materially increasing the county’s costs of providing municipal services.”

2. Page 4, Line 114:

After “to the area” delete “ in a cost-effective manner.”

Representative Hardy’s motion to amend passed on a voice vote.

**H.B. 98**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |              |            |          |
|------------|--------------|------------|----------|
| Aagard     | Adams        | Alexander  | S. Allen |
| Anderson   | Barrus       | Becker     | Bennion  |
| Bird       | Biskupski    | Bourdeaux  | Bowman   |
| Bryson     | Buffmire     | Bush       | Buttars  |
| Buxton     | Christensen  | D. Clark   | S. Clark |
| D. Cox     | Curtis       | Daniels    | Dayton   |
| Dee        | Dillree      | Donnelson  | Dougall  |
| Duckworth  | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow | Gowans       | Hansen     | Hardy    |
| Harper     | Hendrickson  | Hogue      | Holdaway |
| Hughes     | E. Hutchings | B. Johnson | King     |
| Kiser      | Last         | Lawrence   | Litvack  |
| McCartney  | McGee        | Morgan     | Morley   |
| Moss       | Murray       | Newbold    | Noel     |
| Pace       | Parker       | Peterson   | Philpot  |
| Seitz      | Shurtliff    | G. Snow    | Styler   |
| Thompson   | Ure          | Urquhart   | Wallace  |
| Winn       | M. Stephens  |            |          |

**Absent or not voting were:** Representatives

|         |       |          |      |
|---------|-------|----------|------|
| Bigelow | Jones | Lockhart | Love |
| Mascaro |       |          |      |

**H.B. 98**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 195**, ELECTION PROCESS FOR NONBINDING STATEWIDE OPINION QUESTION, read the third time by short title and placed on its final passage.

On motion of Representative Allen, the House voted to circle **H.B. 195**.

\* \* \*

**H.B. 200**, PROPERTY TAX – INTEREST RATE ON DEFERRED TAXES, read the third time by short title and placed on its final passage.

On motion of Representative Christensen, the House voted to circle **H.B. 200**.

\* \* \*

**H.B. 199**, LINE-OF-DUTY DEATH BENEFIT, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **H.B. 199**.

### MISCELLANEOUS BUSINESS

On motion of Representative Alexander, the House voted to recess until 11:05 p.m.

Speaker Stephens called the House to order at 11:10 a.m.

### UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **H.B. 196**.

**H.B. 196**, BICYCLE FACILITY STANDARDS, was before the House on its final passage.

**H.B. 196** then failed to pass on the following roll call:

**Yeas, 23; Nays, 47; Absent or not voting, 5.**

#### **Voting in the affirmative were:** Representatives

|            |        |             |            |
|------------|--------|-------------|------------|
| Alexander  | Becker | Bennion     | Buttars    |
| S. Clark   | D. Cox | Curtis      | Dillree    |
| Goodfellow | Hogue  | Holdaway    | B. Johnson |
| King       | Kiser  | Lockhart    | Love       |
| McCartney  | Murray | Pace        | Styler     |
| Wallace    | Winn   | M. Stephens |            |

#### **Voting in the negative were:** Representatives

|           |              |           |             |
|-----------|--------------|-----------|-------------|
| Aagard    | Adams        | S. Allen  | Anderson    |
| Barrus    | Bigelow      | Bird      | Biskupski   |
| Bourdeaux | Bowman       | Bryson    | Bush        |
| Buxton    | Christensen  | D. Clark  | Daniels     |
| Dayton    | Dee          | Donnelson | Duckworth   |
| Dunnigan  | Ferrin       | Ferry     | Gowans      |
| Hansen    | Hardy        | Harper    | Hendrickson |
| Hughes    | E. Hutchings | Jones     | Last        |

|           |          |          |         |
|-----------|----------|----------|---------|
| Lawrence  | Litvack  | Mascaro  | McGee   |
| Morgan    | Morley   | Moss     | Newbold |
| Noel      | Peterson | Philpot  | Seitz   |
| Shurtliff | G. Snow  | Thompson |         |

**Absent or not voting were:** Representatives  
 Buffmire                    Dougall                    Parker                    Ure  
 Urquhart

**H.B. 196** was filed.

**THIRD READING CALENDAR**

**H.B. 106, FOSTER CARE GUIDANCE THROUGH PROVIDERS CONTRACTS**, read the third time by short title and placed on its final passage.

On motion of Representative Dayton, the House voted to circle **H.B. 106**.

\* \* \*

**H.B. 92, SCHOOL FUNDS AMENDMENTS**, read the third time by short title and placed on its final passage.

**H.B. 92** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |            |              |            |
|----------|------------|--------------|------------|
| Agard    | Adams      | Alexander    | S. Allen   |
| Anderson | Barrus     | Becker       | Bennion    |
| Bigelow  | Bird       | Biskupski    | Bourdeaux  |
| Bowman   | Bryson     | Buffmire     | Bush       |
| Buttars  | Buxton     | Christensen  | D. Clark   |
| S. Clark | D. Cox     | Curtis       | Daniels    |
| Dayton   | Dee        | Dillree      | Donnelson  |
| Dougall  | Duckworth  | Dunnigan     | Ferrin     |
| Ferry    | Goodfellow | Gowans       | Hansen     |
| Hardy    | Harper     | Hendrickson  | Hogue      |
| Holdaway | Hughes     | E. Hutchings | B. Johnson |
| Jones    | King       | Kiser        | Last       |
| Lawrence | Litvack    | Lockhart     | Love       |
| Mascaro  | McCartney  | McGee        | Morgan     |
| Morley   | Moss       | Murray       | Newbold    |
| Noel     | Pace       | Peterson     | Philpot    |

|             |           |         |          |
|-------------|-----------|---------|----------|
| Seitz       | Shurtliff | Styler  | Thompson |
| Ure         | Urquhart  | Wallace | Winn     |
| M. Stephens |           |         |          |

**Absent or not voting were:** Representatives

|        |         |
|--------|---------|
| Parker | G. Snow |
|--------|---------|

**H.B. 92** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **H.B. 199**.

**H.B. 199**, LINE-OF-DUTY DEATH BENEFIT, was before the House on its final passage.

**H.B. 199** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |            |              |            |
|-----------|------------|--------------|------------|
| Aagard    | Adams      | Alexander    | S. Allen   |
| Anderson  | Barrus     | Becker       | Bennion    |
| Bigelow   | Bird       | Biskupski    | Bourdeaux  |
| Bowman    | Bryson     | Buffmire     | Bush       |
| Buttars   | Buxton     | Christensen  | D. Clark   |
| S. Clark  | D. Cox     | Curtis       | Daniels    |
| Dayton    | Dee        | Dillree      | Donnelson  |
| Dougall   | Duckworth  | Dunnigan     | Ferrin     |
| Ferry     | Goodfellow | Gowans       | Hansen     |
| Hardy     | Harper     | Hendrickson  | Hogue      |
| Holdaway  | Hughes     | E. Hutchings | B. Johnson |
| Jones     | King       | Kiser        | Last       |
| Lawrence  | Litvack    | Lockhart     | Love       |
| Mascaro   | McCartney  | McGee        | Morgan     |
| Morley    | Moss       | Newbold      | Noel       |
| Pace      | Peterson   | Philpot      | Seitz      |
| Shurtliff | G. Snow    | Styler       | Thompson   |
| Wallace   | Winn       | M. Stephens  |            |

**Absent or not voting were:** Representatives

|        |        |     |          |
|--------|--------|-----|----------|
| Murray | Parker | Ure | Urquhart |
|--------|--------|-----|----------|

**H.B. 199** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Murray, the House voted to uncircle **H.B. 194**.

**H.B. 194, SHERIFF CERTIFICATION REQUIREMENTS**, was before the House on its final passage.

On motion of Representative Ferry, the House voted to circle **H.B. 194**.

\* \* \*

On motion of Representative Dayton, the House voted to uncircle **H.B. 106**.

**H.B. 106, FOSTER CARE GUIDANCE THROUGH PROVIDERS CONTRACTS**, was before the House on its final passage.

**H.B. 106** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |            |              |            |
|-------------|------------|--------------|------------|
| Agard       | Adams      | Alexander    | S. Allen   |
| Anderson    | Barrus     | Becker       | Bennion    |
| Bigelow     | Bird       | Biskupski    | Bourdeaux  |
| Bowman      | Bryson     | Buffmire     | Bush       |
| Buttars     | Buxton     | Christensen  | D. Clark   |
| S. Clark    | D. Cox     | Curtis       | Daniels    |
| Dayton      | Dee        | Dillree      | Donnelson  |
| Dougall     | Duckworth  | Dunnigan     | Ferrin     |
| Ferry       | Goodfellow | Gowans       | Hansen     |
| Hardy       | Harper     | Hendrickson  | Hogue      |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson |
| Jones       | King       | Kiser        | Last       |
| Lawrence    | Litvack    | Lockhart     | Love       |
| Mascaro     | McCartney  | McGee        | Morgan     |
| Morley      | Moss       | Murray       | Newbold    |
| Noel        | Pace       | Parker       | Peterson   |
| Philpot     | Seitz      | Shurtliff    | G. Snow    |
| Styler      | Thompson   | Wallace      | Winn       |
| M. Stephens |            |              |            |

**Absent or not voting were:** Representatives

|     |          |
|-----|----------|
| Ure | Urquhart |
|-----|----------|

**H.B. 106** transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.B. 209**, SENTENCING FOR USE OF DANGEROUS WEAPON, read the third time by short title and placed on its final passage.

**H.B. 209** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |            |              |             |
|----------|------------|--------------|-------------|
| Agard    | Adams      | Alexander    | S. Allen    |
| Anderson | Barrus     | Becker       | Bennion     |
| Bigelow  | Bird       | Biskupski    | Bourdeaux   |
| Bowman   | Bryson     | Buffmire     | Bush        |
| Buttars  | Buxton     | Christensen  | D. Clark    |
| S. Clark | D. Cox     | Curtis       | Daniels     |
| Dayton   | Dee        | Dillree      | Donnelson   |
| Dougall  | Duckworth  | Dunnigan     | Ferrin      |
| Ferry    | Goodfellow | Gowans       | Hansen      |
| Hardy    | Harper     | Hendrickson  | Hogue       |
| Holdaway | Hughes     | E. Hutchings | B. Johnson  |
| Jones    | King       | Kiser        | Last        |
| Lawrence | Litvack    | Lockhart     | Love        |
| Mascaro  | McCartney  | McGee        | Morgan      |
| Morley   | Moss       | Murray       | Newbold     |
| Noel     | Pace       | Parker       | Peterson    |
| Philpot  | Seitz      | Shurtliff    | G. Snow     |
| Thompson | Wallace    | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|        |     |          |
|--------|-----|----------|
| Styler | Ure | Urquhart |
|--------|-----|----------|

**H.B. 209** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 210**, SEXUAL ABUSE OF A CHILD AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 210** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Agard      | Adams       | Alexander   | S. Allen     |
| Anderson   | Barrus      | Becker      | Bennion      |
| Bird       | Biskupski   | Bourdeaux   | Bowman       |
| Bryson     | Buffmire    | Bush        | Buttars      |
| Buxton     | Christensen | D. Clark    | S. Clark     |
| D. Cox     | Daniels     | Dayton      | Dee          |
| Dillree    | Donnelson   | Dougall     | Duckworth    |
| Dunnigan   | Ferrin      | Ferry       | Goodfellow   |
| Gowans     | Hansen      | Hardy       | Harper       |
| Hogue      | Holdaway    | Hughes      | E. Hutchings |
| B. Johnson | Jones       | King        | Kiser        |
| Last       | Lawrence    | Litvack     | Lockhart     |
| Love       | Mascaro     | McCartney   | McGee        |
| Morgan     | Morley      | Moss        | Murray       |
| Newbold    | Noel        | Pace        | Parker       |
| Peterson   | Philpot     | Seitz       | Shurtliff    |
| G. Snow    | Styler      | Thompson    | Urquhart     |
| Wallace    | Winn        | M. Stephens |              |

**Absent or not voting were:** Representatives

|         |        |             |     |
|---------|--------|-------------|-----|
| Bigelow | Curtis | Hendrickson | Ure |
|---------|--------|-------------|-----|

**H.B. 210** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 8**, RESOLUTION SUPPORTING HILL AIR FORCE BASE, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.C.R. 8**.

\* \* \*

**H.B. 159**, VOLUNTARY CONTRIBUTION ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.B. 159**.

**MISCELLANEOUS BUSINESS**

On motion of Representative Hogue, the House voted to reconsider its action on **H.B. 191**.

### RECONSIDERATION OF H.B. 191

**H.B. 191**, RACIAL PROFILING AMENDMENTS, was before the House upon its reconsideration.

On motion of Representative Hogue, the House voted to circle **H.B. 191**.

### RULES COMMITTEE REPORTS

Mr. Speaker: February 6, 2003

The House Rules Committee recommends that the following bill be lifted from the House Education Standing Committee and assigned to the Workforce Services & Community & Economic Development Standing Committee:

**H.B. 232** Utah College of Applied Technology Amendments  
(R. Bigelow)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 6, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

### BUSINESS AND LABOR

**2nd Sub. S.B. 91** Funeral Services Amendments (D. Gladwell)

**S.B. 122** Utah Antidiscrimination Act Amendments (S. Jenkins)

### EDUCATION

**H.B. 149** School District Administrator Amendments  
(J. Alexander)

### GOVERNMENT OPERATIONS

**H.B. 145** Department of Administrative Services Amendments  
(L. Pace)

**H.B. 155** Amendments to Election Law (B. Goodfellow)

**H.B. 255** Registering for Primary Elections (S. Allen)

**S.J.R. 8** Resolution Recognizing Liberty Day (E. Mayne)

### JUDICIARY

**H.B. 239** Parent-time Assistance Office (C. Bennion)

**S.B. 128** Protective Order Amendments (L. Hillyard)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**H.B. 238** Utah Code of Criminal Procedure Amendments  
(K. Bryson)

**S.B. 48** Forced Entry to Make Arrest (D. Thomas)

**S.B. 116** DNA – Amendment Regarding Warrants (L. Hillyard)

**S.B. 117** Aggravated Robbery Amendments (L. Hillyard)

**POLITICAL SUBDIVISION**

**H.B. 158** Incorporation of Cities (B. Dee)

**PUBLIC UTILITIES AND TECHNOLOGY**

**H.B. 105** Internet Privacy and Security Amendments (W. Harper)

**TRANSPORTATION**

**H.B. 154** Vision Screening Checkoff for Motor Vehicle Registration  
and Driver License Application and Renewal (K. Bryson)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules  
Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:10 p.m.

**COMMUNICATION FROM THE SENATE**

Mr. Speaker: February 6, 2003

The Senate passed **S.B. 115**, THEFT DETECTION SHIELDING DEVICES  
AMENDMENTS, by Senator J. Hickman, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 115**, read the first time by short title and referred  
to the Rules Committee.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: February 6, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 17**, AGRICULTURAL PRODUCTS DEALER'S ACT AMENDMENTS, by Representative C. Buttars, et al.

Craig W. Buttars, Chair

Report filed. On motion of Representative Buttars, the report of the Natural Resources, Agriculture, and Environment committee was adopted.

**H.B. 17**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 6, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 41**, CLANDESTINE LAB RACKETEERING AMENDMENT, by Senator P. Arent, and recommends it be placed on the Consent Calendar.

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.J.R. 15**, RESOLUTION SUPPORTING EFFORTS TO BUILD AND DEPLOY NATIONAL MISSILE DEFENSE SYSTEM, by Representative M. Morley; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 204**, FELONY MURDER AMENDMENTS, by Representative K. Morgan; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 163**, CRIMINAL RESTITUTION AMENDMENTS, by Representative D. Aagard, with the following amendments:

1. Page 2, Line 47:  
Reinstate "if the offense resulted in"
2. Page 2, Line 48:  
Reinstate "bodily injury to a victim"
3. Page 2, Line 48:  
Bracket "and" and insert:  
"(v) wages or salary lost by the victim of the offense due to the theft of

or damage to tools or equipment items of a trade that were owned by the victim and were essential to the victim’s current employment at the time of the offense ; and”

- 4. Page 2, Line 49:  
Bracket “(v)” and insert “(vi)”;

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 121, LEAVE OF ABSENCE FOR DISABLED EMPLOYEES**, by Representative C. Bennion.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**S.B. 41**, read the second time by short title and placed on the Consent Calendar.

**H.J.R. 15, H.B. 204, H.B. 163**, as amended, and **H.B. 121**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 6, 2003

The Transportation Committee reports a favorable recommendation on **S.B. 19, VEHICLE HISTORY INFORMATION**, by Senator D. Eastman; and

The Transportation Committee reports a favorable recommendation on **S.B. 104, DISCLOSURE OF VEHICLE INFORMATION FOR PRODUCT RECALL**, by Senator D. Eastman.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**S.B. 19** and **S.B. 104**, read the second time by short title and placed on the calendar for third reading.

**THIRD READING CALENDAR**

**H.J.R. 12, RESOLUTION PROVIDING MANAGEMENT OF WOLVES IN UTAH**, read the third time by short title and placed on its final passage.

Representative Styler proposed the following amendment:

## 1. Page 1, Line 14:

After “Natural Resources” delete “ ’ Endangered Species Mitigation Fund” and insert “ through its Species Protection Line Item,”

Representative Styler’s motion to amend passed on a voice vote.

**H.J.R. 12**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |            |             |             |
|-----------|------------|-------------|-------------|
| Aagard    | Adams      | S. Allen    | Anderson    |
| Barrus    | Becker     | Bennion     | Bigelow     |
| Bird      | Biskupski  | Bourdeaux   | Buffmire    |
| Bush      | Buttars    | Buxton      | Christensen |
| D. Clark  | S. Clark   | D. Cox      | Daniels     |
| Dayton    | Dee        | Dillree     | Donnelson   |
| Dougall   | Duckworth  | Dunnigan    | Ferrin      |
| Ferry     | Goodfellow | Gowans      | Hansen      |
| Hardy     | Harper     | Hendrickson | Hogue       |
| Hughes    | B. Johnson | Jones       | King        |
| Kiser     | Last       | Lawrence    | Litvack     |
| Lockhart  | Love       | Mascaro     | McCartney   |
| McGee     | Morgan     | Morley      | Moss        |
| Murray    | Newbold    | Noel        | Pace        |
| Parker    | Peterson   | Philpot     | Seitz       |
| Shurtliff | G. Snow    | Styler      | Thompson    |
| Ure       | Urquhart   | Wallace     | Winn        |

M. Stephens

**Absent or not voting were:** Representatives

|           |              |        |        |
|-----------|--------------|--------|--------|
| Alexander | Bowman       | Bryson | Curtis |
| Holdaway  | E. Hutchings |        |        |

**H.J.R. 12**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 221**, EXTENDING THE SALES AND USE TAX EXEMPTION FOR POLLUTION CONTROL FACILITIES, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 221**.

\* \* \*

**H.B. 91, ENFORCEMENT PROCEDURE AMENDMENTS OF WATER WELL DRILLERS**, read the third time by short title and placed on its final passage.

**H.B. 91**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| Aagard    | Adams        | S. Allen    | Anderson    |
| Barrus    | Becker       | Bennion     | Bigelow     |
| Bird      | Biskupski    | Bourdeaux   | Buffmire    |
| Bush      | Buttars      | Buxton      | Christensen |
| D. Clark  | S. Clark     | D. Cox      | Daniels     |
| Dayton    | Dee          | Dillree     | Donnelson   |
| Dougall   | Duckworth    | Dunnigan    | Ferrin      |
| Ferry     | Goodfellow   | Gowans      | Hansen      |
| Hardy     | Harper       | Hendrickson | Hogue       |
| Hughes    | E. Hutchings | B. Johnson  | Jones       |
| King      | Kiser        | Last        | Lawrence    |
| Litvack   | Lockhart     | Love        | Mascaro     |
| McCartney | McGee        | Morgan      | Morley      |
| Moss      | Murray       | Newbold     | Noel        |
| Pace      | Parker       | Peterson    | Philpot     |
| Seitz     | Shurtliff    | G. Snow     | Styler      |
| Thompson  | Ure          | Urquhart    | Wallace     |
| Winn      | M. Stephens  |             |             |

**Absent or not voting were:** Representatives

|           |        |        |        |
|-----------|--------|--------|--------|
| Alexander | Bowman | Bryson | Curtis |
| Holdaway  |        |        |        |

**H.B. 91**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.J.R. 13, JOINT RESOLUTION SUPPORTING REPEAL OF FEDERAL ESTATE TAX**, read the third time by short title and placed on its final passage.

**H.J.R. 13** then passed on the following roll call:

**Yeas, 56; Nays, 14; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |            |          |           |
|--------------|------------|----------|-----------|
| Agard        | Adams      | S. Allen | Anderson  |
| Barrus       | Bennion    | Bigelow  | Bird      |
| Bowman       | Bush       | Buttars  | Buxton    |
| Christensen  | D. Clark   | S. Clark | Curtis    |
| Dayton       | Dee        | Dillree  | Donnelson |
| Dougall      | Duckworth  | Dunnigan | Ferrin    |
| Ferry        | Gowans     | Hardy    | Harper    |
| Hendrickson  | Hogue      | Holdaway | Hughes    |
| E. Hutchings | B. Johnson | Kiser    | Last      |
| Lawrence     | Lockhart   | Love     | Mascaro   |
| Morley       | Murray     | Newbold  | Noel      |
| Pace         | Parker     | Peterson | Philpot   |
| Seitz        | G. Snow    | Styler   | Thompson  |
| Ure          | Urquhart   | Wallace  | Winn      |

**Voting in the negative were:** Representatives

|         |            |           |          |
|---------|------------|-----------|----------|
| Becker  | Biskupski  | Bourdeaux | Buffmire |
| Daniels | Goodfellow | Jones     | King     |
| Litvack | McCartney  | McGee     | Morgan   |
| Moss    | Shurtliff  |           |          |

**Absent or not voting were:** Representatives

|             |        |        |        |
|-------------|--------|--------|--------|
| Alexander   | Bryson | D. Cox | Hansen |
| M. Stephens |        |        |        |

**H.J.R. 13** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Urquhart, the House voted to uncircle **Sub. H.B. 48**.

**Sub. H.B. 48**, UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS, was before the House on its final passage.

Representative Adams proposed the following amendment:

1. Page 1, Lines 6 & 7:  
Delete “municipal corporations” and insert “compliance agencies”
2. Page 4, Line 109:  
After “permit to” insert “any person requesting a permit as”

Representative Adams' motion to amend passed on a voice vote.

On motion of Representative Dee, the House voted to circle **Sub. H.B. 48.**

**THIRD READING CALENDAR**

**H.C.R. 3, RESOLUTION ON TUITION TAX CREDIT BALLOT OPINION QUESTION,** read the third time by short title and placed on its final passage.

On motion of Representative Allen, the House voted to circle **H.C.R. 3.**

\* \* \*

**H.B. 228, LOCAL GOVERNMENT OFFICIALS AMENDMENTS,** read the third time by short title and placed on its final passage.

**H.B. 228** then passed on the following roll call:

**Yeas, 65; Nays, 6; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Agard       | Adams        | S. Allen    | Barrus    |
| Bennion     | Bigelow      | Bird        | Biskupski |
| Bourdeaux   | Bowman       | Bryson      | Buffmire  |
| Bush        | Buxton       | Christensen | D. Clark  |
| S. Clark    | D. Cox       | Curtis      | Daniels   |
| Dayton      | Dee          | Dillree     | Donnelson |
| Duckworth   | Dunnigan     | Goodfellow  | Hansen    |
| Hardy       | Harper       | Hogue       | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Love         | Mascaro     | McCartney |
| McGee       | Morgan       | Morley      | Moss      |
| Murray      | Newbold      | Noel        | Pace      |
| Parker      | Peterson     | Philpot     | Seitz     |
| Shurtliff   | G. Snow      | Styler      | Thompson  |
| Ure         | Urquhart     | Wallace     | Winn      |
| M. Stephens |              |             |           |

**Voting in the negative were:** Representatives

|          |             |         |       |
|----------|-------------|---------|-------|
| Anderson | Becker      | Dougall | Ferry |
| Gowans   | Hendrickson |         |       |

**Absent or not voting were:** Representatives

|           |         |        |          |
|-----------|---------|--------|----------|
| Alexander | Buttars | Ferrin | Lockhart |
|-----------|---------|--------|----------|

**H.B. 228** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **H.B. 159**.

**H.B. 159**, VOLUNTARY CONTRIBUTION ACT AMENDMENTS, was before the House on its final passage.

On motion of Representative Bennion, the House voted to delete **H.B. 159** in title and body and insert **Sub. H.B. 159** in lieu thereof.

On motion of Representative Bennion, the House voted to circle **Sub. H.B. 159**.

\* \* \*

On motion of Representative Dillree, the House voted to uncircle **Sub. H.B. 13**.

**Sub. H.B. 13**, TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS, was before the House on its final passage.

Representative Hutchings proposed the following amendment:

1. Page 2, Line 49:  
Before "The Legislature" insert "(1)"
2. Page 2, Line 56:  
After line 56 insert  
"(2) The Legislature finds and declares that the acquisition of private property rights for the preservation of transportation corridors should be done on a voluntary basis and not by the use of eminent domain powers."

Representative Hutchings' motion to amend passed on a voice vote.

**Sub. H.B. 13**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 2; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|        |           |           |          |
|--------|-----------|-----------|----------|
| Aagard | Adams     | S. Allen  | Anderson |
| Barrus | Becker    | Bennion   | Bigelow  |
| Bird   | Biskupski | Bourdeaux | Bowman   |

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Bryson      | Buffmire  | Bush         | Buxton     |
| Christensen | D. Clark  | S. Clark     | D. Cox     |
| Curtis      | Daniels   | Dayton       | Dee        |
| Dillree     | Donnelson | Dougall      | Duckworth  |
| Dunnigan    | Ferrin    | Ferry        | Goodfellow |
| Hansen      | Hardy     | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | Kiser     | Last         | Lawrence   |
| Litvack     | Lockhart  | Love         | Mascaro    |
| McCartney   | McGee     | Morgan       | Morley     |
| Moss        | Murray    | Newbold      | Noel       |
| Pace        | Parker    | Philpot      | Seitz      |
| Shurtliff   | G. Snow   | Styler       | Thompson   |
| Ure         | Urquhart  | Wallace      | Winn       |
| M. Stephens |           |              |            |

**Voting in the negative were:** Representatives

Gowans                      Peterson

**Absent or not voting were:** Representatives

Alexander                  Buttars                      Harper                      King

**Sub. H.B. 13**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 7, 2003, at 10:00 a.m.

# NINETEENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Ure's guest, Dorothy Mooso.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 6, 2003  
The Judiciary Committee reports a favorable recommendation on **H.B. 104**, DISPOSAL OF EVIDENCE IN CRIMINAL PROCEEDINGS, by Representative J. S. Adams.

Ben C. Ferry, Chair

Report filed. On motion of Representative Harper, the report of the Judiciary committee was adopted.

**H.B. 104**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 6, 2003  
The Political Subdivisions Committee reports a favorable recommendation on **H.B. 237**, RADIOACTIVE WASTE – PROHIBITION OF B AND C WASTE, by Representative K. Holdaway.

Kory M. Holdaway, Chair

Report filed. On motion of Representative Barrus, the report of the Political Subdivisions committee was adopted.

**H.B. 237**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 6, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 116**, PROPERTY TAX – CALCULATION OF CERTIFIED TAX RATE, by Representative A. Hardy.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Revenue and Taxation committee was adopted.

**H.B. 116**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 6, 2003

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 12**, INDUSTRIAL ASSISTANCE FUND AMENDMENTS, by Senator B. Evans.

David N. Cox, Chair

Report filed. On motion of Representative Cox, the report of the Workforce Services and Community and Economic Development committee was adopted.

**S.B. 12**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 6, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 223**, CHANGING STATE SONG, by Representative D. Love; and

The Government Operations Committee reports a favorable recommendation on **H.B. 110**, CHARTER SCHOOL CAPITAL FACILITIES LOANS, by Representative J. Ferrin, with the following amendments:

1. Page 1, Line 12:  
After “loans” insert “and interest buy-down grants”
2. Page 2, Line 58:  
After “loans” insert “and interest buy-down grants”

3. Page 3, Line 62:  
After "loan" insert "and the amount of each interest buy-down grant"
4. Page 3, Line 67:  
After "loans" insert "and interest buy-down grants"
5. Page 4, Line 91:  
After "loans" insert "and interest buy-down grants"
6. Page 5, Line 150:  
After "loans" insert "and interest buy-down grants"

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 223** and **H.B. 110**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 7, 2003

The Health and Human Services Committee reports a favorable recommendation on **H.B. 160**, EMERGENCY HEALTH RESPONSE AMENDMENTS, by Representative M. Dillree, with the following amendments:

1. Page 7 Line 213:  
After "paramedics" insert "required to be" and after "under" insert "Section 26-8a-302" and delete the rest of line 213.
2. Page 8, Line 214:  
Delete "Services System Act"
3. Page 8, Line 217:  
After "under" delete "Subsections (4)(a) and" insert "Subsection (4)"
4. Page 8, Line 241:  
Delete "midwives" and insert "midwife"
5. Page 8, Line 242:  
Delete "therapists" and insert "therapist"
6. Page 8, Line 243:  
Delete "technicians" and insert "technician" and delete "interns" and insert "intern"

7. Page 10, Line 277:  
After line 277 insert “(iii) tuberculosis or latent tuberculosis treatment.”
8. Page 10, Line 278:  
Delete “(iii)” and insert “(iv)” and after “immunization” insert “or medication”
9. Page 10, Line 279:  
Delete “(iv)” and insert “(v)”

Mike Thompson, Chair

Report filed. On motion of Representative Thompson, the report of the Health and Human Services committee was adopted.

**H.B. 160**, as amended, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### INDIVIDUAL INCOME TAX CREDIT – AMOUNTS PAID FOR CARE OF ELDERLY

**H.B. 265**

*David L. Hogue*

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO PROVIDE DEFINITIONS AND TO AUTHORIZE FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2004, A NONREFUNDABLE TAX CREDIT FOR CERTAIN AMOUNTS PAID BY A TAXPAYER IN CARING FOR A QUALIFYING ELDERLY PERSON, read the first time by short title and referred to the Rules Committee.

### RESOLUTION HONORING CREW OF SPACE SHUTTLE COLUMBIA

**H.C.R. 12**

*John Dougall*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZES THE TRAGIC LOSS OF THE CREW OF THE SPACE SHUTTLE COLUMBIA AND EXPRESSES GRATITUDE FOR THEIR SERVICE, read the first time by short title and referred to the Rules Committee.

## MISCELLANEOUS BUSINESS

On motion of Representative Buffmire, the House voted to allow a bill file to be opened honoring Senator Frank E. Moss.

### CONSENT CALENDAR

**H.B. 211**, DISABILITIES APPROPRIATIONS NONLAPSING, read the third time by short title and placed on its final passage.

**H.B. 211** then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Aagard     | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Daniels     | Dayton    |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Lockhart     | Love        | Mascaro   |
| McCartney  | McGee        | Morgan      | Morley    |
| Moss       | Murray       | Newbold     | Noel      |
| Pace       | Parker       | Peterson    | Philpot   |
| Seitz      | Shurtliff    | G. Snow     | Styler    |
| Thompson   | Ure          | Urquhart    | Wallace   |
| Winn       | M. Stephens  |             |           |

**Absent or not voting was:** Representative  
Curtis

**H.B. 211** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 4**, RESOLUTION URGING FEDERAL AND STATE ACTION AGAINST INTERNET ABUSES, read the third time by short title and placed on its final passage.

**H.C.R. 4** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Aagard      | Adams        | Alexander  | S. Allen |
| Anderson    | Barrus       | Becker     | Bigelow  |
| Bird        | Biskupski    | Bourdeaux  | Bowman   |
| Bryson      | Buffmire     | Bush       | Buxton   |
| Christensen | D. Clark     | S. Clark   | D. Cox   |
| Daniels     | Dayton       | Dee        | Dillree  |
| Donnelson   | Dougall      | Duckworth  | Dunnigan |
| Ferrin      | Ferry        | Hansen     | Hardy    |
| Harper      | Hendrickson  | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |
| Litvack     | Lockhart     | Love       | Mascaro  |
| McCartney   | McGee        | Morgan     | Morley   |
| Moss        | Murray       | Newbold    | Noel     |
| Pace        | Parker       | Peterson   | Philpot  |
| Seitz       | Shurtliff    | G. Snow    | Styler   |
| Thompson    | Ure          | Urquhart   | Wallace  |
| Winn        | M. Stephens  |            |          |

**Absent or not voting were:** Representatives

|         |         |        |            |
|---------|---------|--------|------------|
| Bennion | Buttars | Curtis | Goodfellow |
| Gowans  |         |        |            |

**H.C.R. 4** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 94**, UTAH CONTROLLED SUBSTANCES – EXTRACTION AND REDUCTION LABS, read the third time by short title and placed on its final passage.

**H.B. 94**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |             |           |          |
|----------|-------------|-----------|----------|
| Aagard   | Adams       | Alexander | S. Allen |
| Anderson | Barrus      | Becker    | Bigelow  |
| Bird     | Biskupski   | Bourdeaux | Bowman   |
| Bryson   | Buffmire    | Bush      | Buttars  |
| Buxton   | Christensen | D. Clark  | S. Clark |
| D. Cox   | Daniels     | Dayton    | Dee      |

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Dillree   | Donnelson   | Dougall      | Duckworth  |
| Dunnigan  | Ferrin      | Ferry        | Hansen     |
| Hardy     | Harper      | Hendrickson  | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |
| Lawrence  | Litvack     | Lockhart     | Mascaro    |
| McCartney | McGee       | Morgan       | Morley     |
| Moss      | Murray      | Newbold      | Noel       |
| Pace      | Parker      | Peterson     | Philpot    |
| Seitz     | Shurtliff   | G. Snow      | Styler     |
| Thompson  | Ure         | Urquhart     | Wallace    |
| Winn      | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|         |        |            |        |
|---------|--------|------------|--------|
| Bennion | Curtis | Goodfellow | Gowans |
| Love    |        |            |        |

**H.B. 94**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**S.B. 16**, MASTER STATE HIGHWAYS AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 16** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |              |            |           |
|-----------|--------------|------------|-----------|
| Agard     | Adams        | Alexander  | S. Allen  |
| Anderson  | Barrus       | Becker     | Bigelow   |
| Bird      | Biskupski    | Bourdeaux  | Bowman    |
| Bryson    | Buffmire     | Bush       | Buttars   |
| Buxton    | Christensen  | D. Clark   | D. Cox    |
| Daniels   | Dayton       | Dee        | Donnelson |
| Dougall   | Duckworth    | Dunnigan   | Ferrin    |
| Ferry     | Goodfellow   | Gowans     | Hansen    |
| Hardy     | Hendrickson  | Hogue      | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson | Jones     |
| King      | Kiser        | Last       | Lawrence  |
| Litvack   | Lockhart     | Love       | Mascaro   |
| McCartney | McGee        | Morgan     | Morley    |
| Moss      | Murray       | Newbold    | Noel      |

|             |           |          |         |
|-------------|-----------|----------|---------|
| Pace        | Parker    | Peterson | Philpot |
| Seitz       | Shurtliff | G. Snow  | Styler  |
| Thompson    | Urquhart  | Wallace  | Winn    |
| M. Stephens |           |          |         |

**Absent or not voting were:** Representatives

|         |          |        |         |
|---------|----------|--------|---------|
| Bennion | S. Clark | Curtis | Dillree |
| Harper  | Ure      |        |         |

**S.B. 16** signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**THIRD READING CALENDAR**

**H.B. 102**, ELECTION DAY MATERIALS, read the third time by short title and placed on its final passage.

**H.B. 102** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Aagard      | Adams        | Alexander  | S. Allen |
| Anderson    | Barrus       | Becker     | Bigelow  |
| Bird        | Biskupski    | Bourdeaux  | Bryson   |
| Buffmire    | Bush         | Buttars    | Buxton   |
| Christensen | D. Clark     | S. Clark   | D. Cox   |
| Daniels     | Dayton       | Dee        | Dillree  |
| Donnelson   | Dougall      | Duckworth  | Dunnigan |
| Ferrin      | Ferry        | Goodfellow | Hansen   |
| Hardy       | Hendrickson  | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |
| Litvack     | Lockhart     | Love       | Mascaro  |
| McCartney   | McGee        | Morgan     | Morley   |
| Moss        | Murray       | Newbold    | Noel     |
| Pace        | Parker       | Peterson   | Philpot  |
| Seitz       | Shurtliff    | G. Snow    | Styler   |
| Thompson    | Ure          | Urquhart   | Wallace  |
| M. Stephens |              |            |          |

**Absent or not voting were:** Representatives

|         |        |        |        |
|---------|--------|--------|--------|
| Bennion | Bowman | Curtis | Gowans |
| Harper  | Winn   |        |        |

**H.B. 102** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 103**, VOTER REGISTRATION AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 103** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |              |            |             |
|-------------|--------------|------------|-------------|
| Aagard      | Adams        | Alexander  | S. Allen    |
| Anderson    | Barrus       | Becker     | Bigelow     |
| Bird        | Biskupski    | Bourdeaux  | Bowman      |
| Bryson      | Buffmire     | Bush       | Buttars     |
| Christensen | D. Clark     | S. Clark   | D. Cox      |
| Daniels     | Dayton       | Dee        | Donnelson   |
| Dougall     | Duckworth    | Dunnigan   | Ferrin      |
| Ferry       | Goodfellow   | Gowans     | Hansen      |
| Harper      | Hendrickson  | Hogue      | Holdaway    |
| Hughes      | E. Hutchings | B. Johnson | Jones       |
| King        | Kiser        | Last       | Lawrence    |
| Litvack     | Lockhart     | Love       | Mascaro     |
| McCartney   | McGee        | Morgan     | Morley      |
| Moss        | Murray       | Newbold    | Noel        |
| Pace        | Parker       | Peterson   | Seitz       |
| Shurtliff   | G. Snow      | Styler     | Thompson    |
| Ure         | Wallace      | Winn       | M. Stephens |

**Absent or not voting were:** Representatives

|         |         |          |         |
|---------|---------|----------|---------|
| Bennion | Buxton  | Curtis   | Dillree |
| Hardy   | Philpot | Urquhart |         |

**H.B. 103** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Ferry, the House voted to uncircle **H.B. 192**.

**H.B. 192**, OVERSIGHT OF UTAH CLIMATE CENTER BY UTAH STATE UNIVERSITY, was before the House on its final passage.

**H.B. 192** then passed on the following roll call:

**Yeas, 63; Nays, 7; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |           |              |
|-------------|-----------|-----------|--------------|
| Aagard      | Adams     | Alexander | S. Allen     |
| Barrus      | Becker    | Bigelow   | Bird         |
| Biskupski   | Bourdeaux | Bowman    | Bryson       |
| Buffmire    | Bush      | Buttars   | Buxton       |
| Christensen | D. Clark  | S. Clark  | D. Cox       |
| Dee         | Dillree   | Donnelson | Dougall      |
| Duckworth   | Dunnigan  | Ferrin    | Ferry        |
| Goodfellow  | Gowans    | Hansen    | Hardy        |
| Hogue       | Holdaway  | Hughes    | E. Hutchings |
| B. Johnson  | Jones     | Kiser     | Last         |
| Lawrence    | Lockhart  | Love      | Mascaro      |
| McGee       | Morgan    | Morley    | Murray       |
| Newbold     | Noel      | Pace      | Parker       |
| Peterson    | Philpot   | Seitz     | Shurtliff    |
| G. Snow     | Styler    | Thompson  | Ure          |
| Urquhart    | Wallace   | Winn      |              |

**Voting in the negative were:** Representatives

|          |           |        |             |
|----------|-----------|--------|-------------|
| Anderson | Daniels   | Harper | Hendrickson |
| Litvack  | McCartney | Moss   |             |

**Absent or not voting were:** Representatives

|             |        |        |      |
|-------------|--------|--------|------|
| Bennion     | Curtis | Dayton | King |
| M. Stephens |        |        |      |

**H.B. 192** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Ure, the House voted to uncircle **H.B. 221**.

**H.B. 221**, EXTENDING THE SALES AND USE TAX EXEMPTION FOR POLLUTION CONTROL FACILITIES, was before the House on its final passage.

**H.B. 221** then passed on the following roll call:

**Yeas, 67; Nays, 5; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Bennion   | Bigelow  |

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Bird         | Biskupski   | Bourdeaux   | Bowman     |
| Bryson       | Buffmire    | Bush        | Buttars    |
| Buxton       | Christensen | D. Clark    | S. Clark   |
| D. Cox       | Curtis      | Dayton      | Dee        |
| Dillree      | Donnelson   | Dougall     | Duckworth  |
| Dunnigan     | Ferrin      | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson  | Kiser       | Last       |
| Lawrence     | Lockhart    | Mascaro     | Morgan     |
| Morley       | Moss        | Murray      | Newbold    |
| Noel         | Pace        | Parker      | Peterson   |
| Philpot      | Seitz       | Shurtliff   | G. Snow    |
| Styler       | Thompson    | Ure         | Urquhart   |
| Wallace      | Winn        | M. Stephens |            |

**Voting in the negative were:** Representatives

|        |         |         |           |
|--------|---------|---------|-----------|
| Becker | Daniels | Litvack | McCartney |
| McGee  |         |         |           |

**Absent or not voting were:** Representatives

|       |      |      |
|-------|------|------|
| Jones | King | Love |
|-------|------|------|

**H.B. 221** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Urquhart, the House voted to uncircle **Sub. H.B. 48**.

**Sub. H.B. 48**, UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS, was before the House on its final passage.

Representative Morley proposed the following amendment:

1. Page 4, Line 109  
After “(2)” insert “(a)”
2. Page 4, Line 111  
After line 111 insert:  
“(b) The division shall evaluate the effectiveness of the notification requirement under Subsection (2)(a) and report its findings, including any recommendations for modification to or termination of the requirement, to the Legislature’s Business and Labor Interim Committee prior to the 2008 General Session.”

Representative Morley’s motion to amend passed on a voice vote.

**Sub. H.B. 48**, as amended, then passed on the following roll call:

**Yeas, 54; Nays, 0; Absent or not voting, 21.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | S. Allen  |
| Barrus       | Becker      | Bigelow   | Bird      |
| Biskupski    | Bourdeaux   | Bryson    | Buttars   |
| Buxton       | Christensen | S. Clark  | D. Cox    |
| Curtis       | Daniels     | Dee       | Donnelson |
| Dougall      | Duckworth   | Dunnigan  | Ferrin    |
| Goodfellow   | Gowans      | Hansen    | Hardy     |
| Harper       | Hogue       | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Kiser     | Last      |
| Lawrence     | Lockhart    | Mascaro   | McGee     |
| Morgan       | Morley      | Moss      | Murray    |
| Newbold      | Noel        | Parker    | Peterson  |
| Shurtliff    | G. Snow     | Styler    | Thompson  |
| Urquhart     | Wallace     |           |           |

**Absent or not voting were:** Representatives

|             |             |           |          |
|-------------|-------------|-----------|----------|
| Anderson    | Bennion     | Bowman    | Buffmire |
| Bush        | D. Clark    | Dayton    | Dillree  |
| Ferry       | Hendrickson | Jones     | King     |
| Litvack     | Love        | McCartney | Pace     |
| Philpot     | Seitz       | Ure       | Winn     |
| M. Stephens |             |           |          |

**Sub. H.B. 48** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**Sub. H.B. 215**, STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **Sub. H.B. 215**.

\* \* \*

**H.J.R. 16**, RESOLUTION REGARDING THE COLLECTION AND RETENTION OF PERSONAL INFORMATION BY GOVERNMENT ENTITIES, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.J.R. 16**.

\* \* \*

**4th Sub. H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **4th Sub. H.B. 162**.

\* \* \*

**H.B. 212**, PRIMARY CARE NETWORK AMENDMENTS FOR GENERAL ASSISTANCE RECIPIENTS, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to circle **H.B. 212**.

\* \* \*

**H.B. 17**, AGRICULTURAL PRODUCTS DEALER'S ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.B. 17**.

\* \* \*

**H.J.R. 15**, RESOLUTION SUPPORTING EFFORTS TO BUILD AND DEPLOY NATIONAL MISSILE DEFENSE SYSTEM, read the third time by short title and placed on its final passage.

**H.J.R. 15** then passed on the following roll call:

**Yeas, 57; Nays, 14; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|         |             |           |              |
|---------|-------------|-----------|--------------|
| Aagard  | Adams       | Alexander | S. Allen     |
| Barrus  | Bennion     | Bigelow   | Bird         |
| Bowman  | Bryson      | Bush      | Buttars      |
| Buxton  | Christensen | D. Clark  | S. Clark     |
| D. Cox  | Curtis      | Dayton    | Dee          |
| Dillree | Donnelson   | Dougall   | Dunnigan     |
| Ferrin  | Ferry       | Hardy     | Harper       |
| Hogue   | Holdaway    | Hughes    | E. Hutchings |

|             |           |          |         |
|-------------|-----------|----------|---------|
| B. Johnson  | Jones     | Kiser    | Last    |
| Lawrence    | Lockhart  | Love     | Morgan  |
| Morley      | Moss      | Murray   | Newbold |
| Noel        | Parker    | Peterson | Philpot |
| Seitz       | Shurtliff | G. Snow  | Styler  |
| Thompson    | Urquhart  | Wallace  | Winn    |
| M. Stephens |           |          |         |

**Voting in the negative were:** Representatives

|           |         |             |            |
|-----------|---------|-------------|------------|
| Anderson  | Becker  | Biskupski   | Bourdeaux  |
| Buffmire  | Daniels | Duckworth   | Goodfellow |
| Gowans    | Hansen  | Hendrickson | Litvack    |
| McCartney | McGee   |             |            |

**Absent or not voting were:** Representatives

|      |         |      |     |
|------|---------|------|-----|
| King | Mascaro | Pace | Ure |
|------|---------|------|-----|

**H.J.R. 15** transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Love, the House voted to set **H.B. 223** for Time Certain on February 12, 2002 at 10:30 a.m.

**RULES COMMITTEE REPORTS**

Mr. Speaker: February 7, 2003

The Rules Committee recommends that, under suspension of the rules, the following bill, having been read for the second time, be placed on the Third Reading Calendar for Senate bills.

**1st Sub. S.B. 88** Security Personnel Licensing Act Amendments  
(D. Eastman)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 7, 2003

The Rules Committee recommends that, under suspension of the rules, the following resolution be considered read for the second time and placed on the Third Reading Calendar:

**H.C.R. 12** Resolution Honoring Crew of Space Shuttle Columbia  
(J. Dougall)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 7, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

**H.B. 147** Utah Construction Contracts Prompt Payment Act  
(D. Hogue)

**GOVERNMENT OPERATIONS**

**H.B. 115** DFCM Contract Claim Resolution Process (S. Clark)  
**H.J.R. 17** Resolution Creating a Decennial Redistricting  
Commission (R. McGee)

**JUDICIARY**

**H.B. 213** Covenant Marriage Option (D. Aagard)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**S.B. 111** Process Servers (M. Waddoups)  
**S.B. 115** Theft Detection Shielding Devices Amendments  
(J. Hickman)

**RETIREMENT AND INDEPENDENT ENTITIES**

**H.B. 246** Retirement Office Amendments (R. Bigelow)

**REVENUE AND TAXATION**

**H.B. 256** Individual Income Tax – Subtraction for Federal Income  
Tax (P. Jones)

**TRANSPORTATION**

**H.B. 254** Motor Vehicle Registration – Resident Exemption  
(R. Lockhart)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 10, 2003, at 10:00 a.m.

# TWENTY-SECOND DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:10 a.m.

Roll call showed all members present.

Prayer by Pita Hautau and Pledge of Allegiance by Sauaso Tuilenta, Sons-in-law of Representative Steve Mascaro.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 24, 2003  
The Senate passed, as amended, **S.B. 11**, CHILD CARE AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; (See Corrected Communication page 419.) and

The Senate passed **S.B. 95**, STATE EMERGENCY MEDICAL SERVICES AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 8**, SENTENCING IN CAPITAL CASES AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 11**, **S.B. 95**, and **S.B. 8**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 7, 2003  
The Senate concurred in the House amendments and passed **S.B. 14**, GOVERNOR'S OFFICE OF PLANNING AND BUDGET RECODIFICATION AND REVISIONS, by Senator R. Allen, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 100**, INDIAN AFFAIRS AMENDMENTS, by Senator B. Evans, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 14** and **S.B. 100** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker: February 7, 2003

The Senate passed, **H.B. 27**, BUDGET RESERVE ACCOUNT AMENDMENTS, by Representative C. Buttars, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 28**, OIL AND GAS SEVERANCE TAX AMENDMENTS, by Representative G. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 29**, FEES AND TAXES ON OIL AND GAS, by Representative G. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 32**, VEHICLE IMPOUND FEE FOR DRIVING UNDER THE INFLUENCE CASES, by Representative J. Murray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 47**, FIRE PREVENTION AMENDMENTS, by Representative J. Murray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 55**, TOW TRUCK REQUIREMENTS, by Representative J. Gowans, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 61**, CANDIDATES NOT AFFILIATED WITH A PARTY, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 68**, SAFETY INSPECTION REQUIREMENT FOR SALVAGE VEHICLES, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 73**, WITHHOLDING EXEMPTION FOR CERTAIN NONRESIDENT SHAREHOLDERS, by Representative G. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 164**, JAMES V. HANSEN HIGHWAY DESIGNATION, by Representative D. Aagard, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 182**, AIR CONSERVATION ACT AMENDMENTS, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 41**, LEGISLATIVE BUDGETING FOR COLA FOR LOCAL HEALTH AUTHORITIES, by Representative J. Seitz, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 180**, TRAUMA REGISTRY DATA, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 27, H.B. 28, H.B. 29, H.B. 32, H.B. 47, H.B. 55, H.B. 61, H.B. 68, H.B. 73, H.B. 164, H.B. 182, H.B. 41,** and **H.B. 180** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker:

February 7, 2003

The Senate refuses to concur with the House Amendments to **S.B. 13**, DUI PLEA RESTRICTIONS, by Senator D. C. Buttars, and requests the House recede from its amendments.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Bowman, the House voted to recede from its amendments to **S.B. 13**.

**S.B. 13** passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Agard       | Adams        | S. Allen   | Anderson |
| Barrus      | Becker       | Bennion    | Bigelow  |
| Bird        | Biskupski    | Bourdeaux  | Bowman   |
| Bryson      | Buffmire     | Bush       | Buttars  |
| Buxton      | Christensen  | D. Clark   | S. Clark |
| D. Cox      | Curtis       | Daniels    | Dayton   |
| Dee         | Dillree      | Donnelson  | Dougall  |
| Duckworth   | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow  | Gowans       | Hansen     | Hardy    |
| Harper      | Hendrickson  | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |
| Litvack     | Lockhart     | Love       | Mascaro  |
| McCartney   | McGee        | Morgan     | Morley   |
| Moss        | Murray       | Newbold    | Noel     |
| Pace        | Parker       | Peterson   | Philpot  |
| Seitz       | Shurtliff    | G. Snow    | Thompson |
| Ure         | Urquhart     | Wallace    | Winn     |
| M. Stephens |              |            |          |

**Absent or not voting were:** Representatives

|           |        |
|-----------|--------|
| Alexander | Styler |
|-----------|--------|

**S.B. 13** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker:

February 7, 2003

The Education Committee recommends **H.B. 161**, SNOW COLLEGE RICHFIELD CAMPUS NAME CHANGE, by Representative B. Johnson, be replaced and favorably recommends **2nd Sub. H.B. 161**, SNOW COLLEGE RICHFIELD CAMPUS; and

The Education Committee reports a favorable recommendation on **H.B. 69**, APPROPRIATION FOR SCHOOL DISTRICT IMPACTED BY FEE WAIVERS, by Representative L. Shurtliff; and

The Education Committee reports a favorable recommendation on **H.B. 86**, PUBLIC SCHOOL CHOICE ENROLLMENT, by Representative C. Moss, with the following amendments:

1. Page 2, Line 36:

Delete "February 28" and insert "the second Friday in February".

Margaret Dayton, Chair

Reports filed. On motion of Representative Newbold, the reports of the Education committee were adopted.

**2nd Sub. H.B. 161, H.B. 69, and H.B. 86**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 7, 2003

The Business and Labor Committee reports a favorable recommendation on **H.B. 217**, PRIVATE INVESTIGATOR LICENSURE AMENDMENTS, by Representative M. Dayton; and

The Business and Labor Committee reports a favorable recommendation on **H.C.R. 9**, RESOLUTION RECOGNIZING POSITIVE INFLUENCE OF LOCAL BUSINESSES ON STATE ECONOMY, by Representative J. Dougall; and

The Business and Labor Committee recommends **H.B. 189**, LENDING LAW AMENDMENTS, by Representative W. Harper, be replaced and favorably recommends **2nd Sub. H.B. 189**, LENDING LAW AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 219**, WAGES FOR TIPPED EMPLOYEES, by Representative D. Ure.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**H.B. 217, H.C.R. 9, 2nd Sub. H.B. 189, and H.B. 219**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 7, 2003

The Health and Human Services Committee reports a favorable recommendation on **H.B. 231**, HEALTH CARE FACILITY LICENSURE AMENDMENTS, by Representative R. McGee, and recommends it be placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 229**, PROVIDING LOCATION INFORMATION TO NONCUSTODIAL PARENTS WITH VISITATION RIGHTS, by Representative M. Thompson, and recommends it be placed on the Consent Calendar.

Mike Thompson, Chair

Reports filed. On motion of Representative Thompson, the reports of the Health and Human committee were adopted.

**H.B. 231** and **H.B. 229**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker:

February 10, 2003

The Transportation Committee reports a favorable recommendation on **S.B. 49**, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS, by Senator P. Hellewell; and

The Transportation Committee reports a favorable recommendation on **H.B. 108**, FULLY INTERACTIVE DRIVING SIMULATORS IN DRIVER EDUCATION, by Representative J. Dougall; and

The Transportation Committee reports a favorable recommendation on **H.B. 234**, ADMINISTRATIVE TREATMENT OF TRAFFIC VIOLATIONS – TECHNICAL AMENDMENTS, by Representative D. Cox.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**S.B. 49**, **H.B. 108**, and **H.B. 234**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 10, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 235**, FALSIFICATION OR ALTERATION OF GOVERNMENT RECORD, by Representative K. Bryson; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 48**, FORCED ENTRY TO MAKE ARREST, by Senator D. Thomas; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 116**, DNA – AMENDMENT REGARDING WARRANTS, by Senator L. Hillyard; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 117**, AGGRAVATED ROBBERY AMENDMENTS, by Senator L. Hillyard.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**H.B. 235, S.B. 48, S.B. 116, and S.B. 117**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILL

### POLITICAL ISSUES REPORTING AMENDMENTS

**H.B. 266**

*David L. Hogue*

THIS ACT MODIFIES THE ELECTION CODE BY ESTABLISHING ADDITIONAL FILING DATES FOR REPORTING POLITICAL ISSUES CONTRIBUTIONS AND EXPENDITURES, read the first time by short title and referred to the Rules Committee.

### CONSENT CALENDAR

**S.B. 41**, CLANDESTINE LAB RACKETEERING AMENDMENT, read the third time by short title and placed on its final passage.

**S.B. 41** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |             |           |           |
|-----------|-------------|-----------|-----------|
| Aagard    | Adams       | Alexander | S. Allen  |
| Anderson  | Barrus      | Becker    | Bennion   |
| Bigelow   | Bird        | Biskupski | Bourdeaux |
| Bowman    | Bryson      | Bush      | Buttars   |
| Buxton    | Christensen | D. Clark  | S. Clark  |
| D. Cox    | Curtis      | Daniels   | Dayton    |
| Dee       | Dillree     | Donnelson | Dougall   |
| Duckworth | Dunnigan    | Ferrin    | Ferry     |

|            |          |           |              |
|------------|----------|-----------|--------------|
| Hansen     | Hardy    | Harper    | Hendrickson  |
| Hogue      | Holdaway | Hughes    | E. Hutchings |
| B. Johnson | Jones    | King      | Kiser        |
| Last       | Lawrence | Litvack   | Lockhart     |
| Love       | Mascaro  | McCartney | McGee        |
| Morgan     | Morley   | Moss      | Murray       |
| Newbold    | Noel     | Pace      | Parker       |
| Peterson   | Philpot  | Seitz     | Shurtliff    |
| G. Snow    | Thompson | Ure       | Urquhart     |
| Wallace    | Winn     |           |              |

**Absent or not voting were:** Representatives

|             |            |        |        |
|-------------|------------|--------|--------|
| Buffmire    | Goodfellow | Gowans | Styler |
| M. Stephens |            |        |        |

**S.B. 41** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**CORRECTED COMMUNICATION FROM THE SENATE**

Mr. Speaker: February 10, 2003

The Senate concurred in the House amendments and passed **S.B. 11, CHILD CARE AMENDMENTS**, by Senator B. Evans, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 11** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative Aagard, the House voted to uncircle **Sub. H.B. 40**.

**Sub. H.B. 40, NOTICE OF INTENT TO SELL NONPUBLIC PERSONAL INFORMATION**, was before the House on its final passage.

Representative Aagard proposed the following amendment:

1. Page 1, Line 9:  
After "act." insert "This act takes effect on January 1, 2004."

2. Page 2, Line 33:  
After "that" insert ";(i) has an office or other place of business located in the state; and (ii)"
3. Page 2, Line 51:  
After "(B)" insert "that"
4. Page 5, Line 140:  
At the beginning of line 140 insert "(1)"
5. Page 5, Line 141:  
Delete "May 5, 2003," and insert "January 1, 2004,"
6. Page 5, Line 142:  
After line 142:  
"(2) This chapter may not be interpreted as authorizing a commercial entity to disclose nonpublic personal information to a greater extent than the commercial entity is otherwise permitted to disclose nonpublic personal information."
7. Page 6, Line 153:  
Delete "violation of this chapter that relates" and insert "time the commercial entity fails to provide the notice required by this section in relation"
8. Page 6, Line 156:  
After line 156 insert:  
"Section 5. Effective date.  
This act takes effect on January 1, 2004."

Representative Aagard's motion to amend passed on a voice vote.

**Sub. H.B. 40**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |         |             |           |
|----------|---------|-------------|-----------|
| Aagard   | Adams   | Alexander   | S. Allen  |
| Anderson | Barrus  | Becker      | Bennion   |
| Bigelow  | Bird    | Biskupski   | Bourdeaux |
| Bowman   | Bryson  | Buffmire    | Bush      |
| Buttars  | Buxton  | Christensen | D. Clark  |
| S. Clark | D. Cox  | Daniels     | Dayton    |
| Dee      | Dillree | Donnelson   | Duckworth |

|            |          |           |              |
|------------|----------|-----------|--------------|
| Dunnigan   | Ferrin   | Ferry     | Gowans       |
| Hansen     | Hardy    | Harper    | Hendrickson  |
| Hogue      | Holdaway | Hughes    | E. Hutchings |
| B. Johnson | Jones    | King      | Kiser        |
| Last       | Lawrence | Litvack   | Lockhart     |
| Love       | Mascaro  | McCartney | McGee        |
| Morgan     | Morley   | Moss      | Murray       |
| Newbold    | Pace     | Parker    | Peterson     |
| Philpot    | Seitz    | Shurtliff | G. Snow      |
| Thompson   | Urquhart | Wallace   | Winn         |

**Voting in the negative was:** Representative  
Dougall

**Absent or not voting were:** Representatives  
Curtis                      Goodfellow              Noel                      Styler  
Ure                              M. Stephens

**Sub. H.B. 40**, as amended, transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.B. 204**, FELONY MURDER AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 204** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Agard        | Adams       | Alexander | S. Allen  |
| Anderson     | Barrus      | Becker    | Bennion   |
| Bigelow      | Bird        | Biskupski | Bourdeaux |
| Bowman       | Bryson      | Buffmire  | Bush      |
| Buxton       | Christensen | D. Clark  | S. Clark  |
| D. Cox       | Curtis      | Daniels   | Dayton    |
| Dee          | Dillree     | Donnelson | Dougall   |
| Duckworth    | Dunnigan    | Ferrin    | Ferry     |
| Gowans       | Hansen      | Hardy     | Harper    |
| Hendrickson  | Hogue       | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Kiser        | Last        | Lawrence  | Litvack   |
| Lockhart     | Love        | Mascaro   | McCartney |

|           |          |          |       |
|-----------|----------|----------|-------|
| McGee     | Morgan   | Morley   | Moss  |
| Murray    | Newbold  | Noel     | Pace  |
| Parker    | Peterson | Philpot  | Seitz |
| Shurtliff | G. Snow  | Thompson | Ure   |
| Urquhart  | Wallace  | Winn     |       |

**Absent or not voting were:** Representatives

|         |            |        |             |
|---------|------------|--------|-------------|
| Buttars | Goodfellow | Styler | M. Stephens |
|---------|------------|--------|-------------|

**H.B. 204** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 163**, CRIMINAL RESTITUTION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Cox, the House voted to circle **H.B. 163**.

\* \* \*

**H.B. 121**, LEAVE OF ABSENCE FOR DISABLED EMPLOYEES, read the third time by short title and placed on its final passage.

**H.B. 121** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |           |           |             |
|-------------|-----------|-----------|-------------|
| Agard       | Adams     | Alexander | S. Allen    |
| Anderson    | Barrus    | Becker    | Bennion     |
| Bigelow     | Biskupski | Bourdeaux | Bryson      |
| Buffmire    | Bush      | Buttars   | Buxton      |
| Christensen | D. Clark  | S. Clark  | D. Cox      |
| Curtis      | Daniels   | Dayton    | Dee         |
| Dillree     | Donnelson | Dougall   | Duckworth   |
| Dunnigan    | Ferrin    | Ferry     | Goodfellow  |
| Gowans      | Hansen    | Hardy     | Harper      |
| Hendrickson | Hogue     | Holdaway  | Hughes      |
| B. Johnson  | Jones     | King      | Kiser       |
| Last        | Litvack   | Love      | Mascaro     |
| McCartney   | Morgan    | Morley    | Moss        |
| Murray      | Newbold   | Noel      | Pace        |
| Parker      | Peterson  | Philpot   | Seitz       |
| Shurtliff   | G. Snow   | Thompson  | Ure         |
| Urquhart    | Wallace   | Winn      | M. Stephens |

**Absent or not voting were:** Representatives

|          |        |              |          |
|----------|--------|--------------|----------|
| Bird     | Bowman | E. Hutchings | Lawrence |
| Lockhart | McGee  | Styler       |          |

**H.B. 121** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 104, DISPOSAL OF EVIDENCE IN CRIMINAL PROCEEDINGS,** read the third time by short title and placed on its final passage.

**H.B. 104** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |             |           |             |
|------------|-------------|-----------|-------------|
| Aagard     | Adams       | Alexander | S. Allen    |
| Anderson   | Barrus      | Becker    | Bennion     |
| Bigelow    | Bird        | Biskupski | Bowman      |
| Bryson     | Buffmire    | Bush      | Buttars     |
| Buxton     | Christensen | D. Clark  | S. Clark    |
| D. Cox     | Curtis      | Daniels   | Dayton      |
| Dee        | Dillree     | Donnelson | Dougall     |
| Duckworth  | Dunnigan    | Ferrin    | Ferry       |
| Goodfellow | Gowans      | Hansen    | Hardy       |
| Harper     | Hendrickson | Hogue     | Holdaway    |
| B. Johnson | Jones       | King      | Kiser       |
| Last       | Lawrence    | Litvack   | Love        |
| Mascaro    | McCartney   | Morgan    | Morley      |
| Murray     | Newbold     | Noel      | Pace        |
| Parker     | Peterson    | Philpot   | Seitz       |
| Shurtliff  | G. Snow     | Thompson  | Ure         |
| Urquhart   | Wallace     | Winn      | M. Stephens |

**Absent or not voting were:** Representatives

|           |        |              |          |
|-----------|--------|--------------|----------|
| Bourdeaux | Hughes | E. Hutchings | Lockhart |
| McGee     | Moss   | Styler       |          |

**H.B. 104** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Christensen, the House voted to uncircle **H.B. 200.**

**H.B. 200**, PROPERTY TAX – INTEREST RATE ON DEFERRED TAXES, was before the House on its final passage.

On motion of Representative Pace, the House voted to circle **H.B. 200**.

### THIRD READING CALENDAR

**H.B. 237**, RADIOACTIVE WASTE – PROHIBITION OF B AND C WASTE, read the third time by short title and placed on its final passage.

On motion of Representative Holdaway, the House voted to circle **H.B. 237**.

\* \* \*

**H.B. 116**, PROPERTY TAX – CALCULATION OF CERTIFIED TAX RATE, read the third time by short title and placed on its final passage.

**H.B. 116** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |            |              |             |
|-----------|------------|--------------|-------------|
| Agard     | Adams      | Alexander    | S. Allen    |
| Anderson  | Barrus     | Becker       | Bennion     |
| Bigelow   | Bird       | Biskupski    | Bourdeaux   |
| Bowman    | Bryson     | Buffmire     | Bush        |
| Buttars   | Buxton     | Christensen  | D. Clark    |
| S. Clark  | D. Cox     | Curtis       | Daniels     |
| Dayton    | Dee        | Dillree      | Donnelson   |
| Dougall   | Duckworth  | Dunnigan     | Ferrin      |
| Ferry     | Goodfellow | Gowans       | Hansen      |
| Hardy     | Harper     | Hendrickson  | Hogue       |
| Holdaway  | Hughes     | E. Hutchings | B. Johnson  |
| Jones     | King       | Kiser        | Last        |
| Lawrence  | Litvack    | Lockhart     | Love        |
| Mascaro   | McGee      | Morgan       | Morley      |
| Moss      | Murray     | Newbold      | Noel        |
| Pace      | Parker     | Peterson     | Philpot     |
| Shurtliff | G. Snow    | Thompson     | Ure         |
| Urquhart  | Wallace    | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|           |       |        |
|-----------|-------|--------|
| McCartney | Seitz | Styler |
|-----------|-------|--------|

**H.B. 116** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 110**, CHARTER SCHOOL CAPITAL FACILITIES LOANS, read the third time by short title and placed on its final passage.

On motion of Representative Ferrin, the House voted to circle **H.B. 110**.

\* \* \*

**H.B. 160**, EMERGENCY HEALTH RESPONSE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 160**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 3; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |          |             |              |
|-------------|----------|-------------|--------------|
| Aagard      | Adams    | Alexander   | S. Allen     |
| Anderson    | Barrus   | Becker      | Bennion      |
| Bigelow     | Bird     | Biskupski   | Bourdeaux    |
| Bowman      | Bryson   | Buffmire    | Bush         |
| Buttars     | Buxton   | Christensen | D. Clark     |
| S. Clark    | D. Cox   | Curtis      | Daniels      |
| Dayton      | Dee      | Dillree     | Dougall      |
| Duckworth   | Dunnigan | Ferry       | Goodfellow   |
| Hansen      | Hardy    | Harper      | Hendrickson  |
| Hogue       | Holdaway | Hughes      | E. Hutchings |
| B. Johnson  | Jones    | King        | Kiser        |
| Last        | Lawrence | Litvack     | Lockhart     |
| Love        | Mascaro  | McCartney   | McGee        |
| Morgan      | Morley   | Moss        | Murray       |
| Newbold     | Noel     | Pace        | Parker       |
| Peterson    | Seitz    | Shurtliff   | G. Snow      |
| Thompson    | Urquhart | Wallace     | Winn         |
| M. Stephens |          |             |              |

**Voting in the negative were:** Representatives

|           |         |     |
|-----------|---------|-----|
| Donnelson | Philpot | Ure |
|-----------|---------|-----|

**Absent or not voting were:** Representatives

|        |        |        |
|--------|--------|--------|
| Ferrin | Gowans | Styler |
|--------|--------|--------|

**H.B. 160**, as amended, transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **Sub. H.B. 159**.

**Sub. H.B. 159**, VOLUNTARY CONTRIBUTION ACT AMENDMENTS, was before the House on its final passage.

Representative Daniels proposed the following amendment:

1. Page 4, Line 112:  
Delete "The" and insert "Subject to the requirements of Subsections (2) and (3), the"
2. Page 4, Line 113:  
After line 113 insert "(2) Before bringing an action under Subsection (1), the attorney general shall: (a) notify the labor organization in writing of the precise nature of the violation of this part; and (b) give the labor organization 10 days to cease and desist the violation of this part. (3) The attorney general may not bring an action under Subsection (1) if the labor organization: (a) ceases and desists from violating this part within 10 days; and (b) provides the attorney general with written confirmation that the labor organization has ceased from engaging in the conduct the attorney general determined to be a violation of this part."

Representative Daniels' motion to amend passed on a voice vote.

###

Representative Litvack proposed the following amendment:

1. Page 2, Lines 53–55:  
Bracket and delete lines 53–55 and renumber remaining subsections accordingly
2. Page 3, Line 64:  
After "part," reinstate "to advocate on behalf of employees about" and delete "of dealing with employers"
3. Page 3, Line 65:  
After line 65 delete "concerning"

4. Page 3, Line 80:  
After “against” delete “.”
5. Page 3, Line 81:  
After line 81 delete “(j)”
6. Page 3, Line 82:  
After “election” delete “; or” and insert “.”
7. Page 3, Line 83:  
Delete line 83
8. Page 4, Lines 117–119:  
Delete lines 117–119 and renumber remaining subsections accordingly
9. Page 5, Line 127:  
After “part,” reinstate “to advocate on behalf of employees about” and delete “of dealing with employers”
10. Page 5, Line 128:  
After line 128 delete “concerning”
11. Page 5, Line 137:  
After “against” delete “.”
12. Page 5, Line 138:  
After line 138 delete “(j)”
13. Page 5, Line 139:  
After “election” delete “; or” and insert “.”
14. Page 5, Line 140:  
Delete line 140
15. Page 6, Line 177:  
Delete lines 177–179 and renumber remaining subsections accordingly
16. Page 7, Line 181:  
After “part.” delete “of dealing”
17. Page 7, Line 182:  
After line 182 delete “with employers concerning” and insert “to advocate on behalf of employees about”

18. Page 7, Line 191:  
After "against" delete "i."
19. Page 7, Line 192:  
After line 192 delete "(j)"
20. Page 7, Line 193:  
After "election" delete "i or" and insert "i"
21. Page 7, Line 194:  
Delete line 194

Representative Litvack's motion to amend failed on a voice vote.

###

Representative Ure proposed the following amendment:

1. Page 7, Line 207:  
After "employees" insert "unless the cost of the deductions are paid for by the recipients"

Representative Ure's motion to amend failed on the following roll call:

**Yeas, 30; Nays, 41; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| S. Allen  | Anderson     | Becker      | Biskupski   |
| Bourdeaux | Bowman       | Buffmire    | Christensen |
| D. Cox    | Daniels      | Duckworth   | Goodfellow  |
| Gowans    | Hansen       | Hendrickson | Hogue       |
| Holdaway  | E. Hutchings | Jones       | King        |
| Lawrence  | Litvack      | McCartney   | McGee       |
| Morgan    | Moss         | Murray      | Parker      |
| Shurtliff | Ure          |             |             |

**Voting in the negative were:** Representatives

|           |         |           |            |
|-----------|---------|-----------|------------|
| Aagard    | Adams   | Alexander | Barrus     |
| Bennion   | Bigelow | Bird      | Bryson     |
| Bush      | Buttars | Buxton    | D. Clark   |
| Curtis    | Dayton  | Dee       | Dillree    |
| Donnelson | Dougall | Dunnigan  | Ferry      |
| Hardy     | Harper  | Hughes    | B. Johnson |
| Kiser     | Last    | Lockhart  | Love       |

|             |          |          |         |
|-------------|----------|----------|---------|
| Mascaro     | Morley   | Newbold  | Noel    |
| Pace        | Peterson | Philpot  | G. Snow |
| Styler      | Thompson | Urquhart | Wallace |
| M. Stephens |          |          |         |

**Absent or not voting were:** Representatives

|          |        |       |      |
|----------|--------|-------|------|
| S. Clark | Ferrin | Seitz | Winn |
|----------|--------|-------|------|

# # #

**Sub. H.B. 159**, as amended, then passed on the following roll call:**Yeas, 42; Nays, 29; Absent or not voting, 4.****Voting in the affirmative were:** Representatives

|          |             |           |             |
|----------|-------------|-----------|-------------|
| Agard    | Adams       | Alexander | Barrus      |
| Bennion  | Bigelow     | Bird      | Bryson      |
| Bush     | Buttars     | Buxton    | Christensen |
| D. Clark | Curtis      | Dayton    | Dee         |
| Dillree  | Donnelson   | Ferrin    | Ferry       |
| Hardy    | Harper      | Hughes    | B. Johnson  |
| Kiser    | Last        | Lockhart  | Love        |
| Mascaro  | Morley      | Newbold   | Noel        |
| Pace     | Peterson    | Philpot   | G. Snow     |
| Styler   | Thompson    | Ure       | Urquhart    |
| Wallace  | M. Stephens |           |             |

**Voting in the negative were:** Representatives

|           |              |             |            |
|-----------|--------------|-------------|------------|
| S. Allen  | Anderson     | Becker      | Biskupski  |
| Bourdeaux | Bowman       | Buffmire    | D. Cox     |
| Daniels   | Duckworth    | Dunnigan    | Goodfellow |
| Gowans    | Hansen       | Hendrickson | Hogue      |
| Holdaway  | E. Hutchings | Jones       | King       |
| Lawrence  | Litvack      | McCartney   | McGee      |
| Morgan    | Moss         | Murray      | Parker     |
| Shurtliff |              |             |            |

**Absent or not voting were:** Representatives

|          |         |       |      |
|----------|---------|-------|------|
| S. Clark | Dougall | Seitz | Winn |
|----------|---------|-------|------|

**Sub. H.B. 159**, as amended, transmitted to the Senate for its consideration.**MISCELLANEOUS BUSINESS**

On motion of Representative Bennion, the House voted to print the following intent language in the House Journal on the following roll call:

**Yeas, 37; Nays, 36; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |             |           |           |
|-------------|-------------|-----------|-----------|
| Aagard      | Adams       | Alexander | Barrus    |
| Bennion     | Bigelow     | Bush      | Buttars   |
| Buxton      | Christensen | D. Clark  | S. Clark  |
| Curtis      | Dayton      | Dillree   | Donnelson |
| Dougall     | Ferrin      | Ferry     | Hardy     |
| Hughes      | B. Johnson  | Kiser     | Lockhart  |
| Love        | Mascaro     | Morley    | Newbold   |
| Peterson    | Seitz       | G. Snow   | Styler    |
| Thompson    | Ure         | Urquhart  | Wallace   |
| M. Stephens |             |           |           |

**Voting in the negative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| S. Allen  | Anderson     | Becker      | Bird      |
| Biskupski | Bourdeaux    | Bowman      | Bryson    |
| Buffmire  | D. Cox       | Daniels     | Dee       |
| Duckworth | Dunnigan     | Goodfellow  | Gowans    |
| Hansen    | Harper       | Hendrickson | Hogue     |
| Holdaway  | E. Hutchings | Jones       | King      |
| Last      | Lawrence     | Litvack     | McCartney |
| McGee     | Morgan       | Moss        | Murray    |
| Noel      | Pace         | Parker      | Shurtliff |

**Absent or not voting were:** Representatives

|         |      |
|---------|------|
| Philpot | Winn |
|---------|------|

**INTENT LANGUAGE FOR SUB. H.B. 159**

“In passing **H.B. 159, VOLUNTARY CONTRIBUTION ACT AMENDMENTS**, the Legislature intends the following:

Because the Legislature wishes to prevent government entanglement in the debate of public issues by providing for a level playing field for private organizations in the public forum, the Voluntary Contributions Act and these amendments prohibit public employers from using public resources and public payroll systems to collect political contributions for the benefit of any organization.

The Voluntary Contributions Act and these amendments protect members of labor organizations in Utah from having their union dues diverted to fund political purposes.

Because Section 34-32-1, as it existed before enactment of the Voluntary Contribution Act in 2001, appeared to create favored status for labor organizations as compared to other non-labor organizations by allowing public employers to collect political contributions from public employees for the sole benefit of labor organizations, this act, and the 2001 act, seek to protect against any perception of government favoritism towards any organization by enacting a comprehensive ban on the collection of political contributions by public employers.

In order to guarantee the ability of labor organizations to participate in the electoral process, the Voluntary Contributions Act and these amendments provide that labor organizations may establish a political fund, funded by voluntary contributions, through which labor organizations may engage in legal activities for political purposes.

Although Utah Supreme Court case law is clear that courts should view all statutes passed by the Legislature as severable if they meet the Supreme Court's standards for severability, the Legislature affirms that the provisions of **H.B. 159, VOLUNTARY CONTRIBUTION ACT AMENDMENTS**, are severable as provided in these 2003 amendments.

Because legislation passed by the Legislature is prospective in application unless the Legislature includes a specific clause mandating retroactivity, the Legislature affirms that the provisions of this law be interpreted and applied with prospective effect as provided in these 2003 amendments."

### **RULES COMMITTEE REPORT**

Mr. Speaker: February 10, 2003

The Rules Committee recommends that, under suspension of the rules, the following interim bill be considered read for the second time and placed on the Third Reading Calendar:

**H.B. 46** Honorary Consulate – Special Group License Plates  
(D. Hogue)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 10, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**EDUCATION**

**H.B. 153** Education Resource Conservation Programs (R. Becker)

**HEALTH AND HUMAN SERVICES**

**S.B. 95** State Emergency Medical Services Amendments  
(J. Valentine)

**JUDICIARY**

**S.B. 8** Sentencing in Capital Cases Amendments (D. Gladwell)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**H.B. 334** Enticing Minors over Internet Amendments  
(D. Bourdeaux)

**POLITICAL SUBDIVISION**

**H.B. 244** Municipal Government Amendments (W. Harper)

**PUBLIC UTILITIES**

**H.B. 251** Amendments Related to Public Utilities (C. Bennion)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Alexander, the House voted to adjourn until February 11, 2003, at 10:00 a.m.

# TWENTY-THIRD DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:10 a.m.

Roll call showed all members present except Representative Brad Winn, excused.

Pledge of Allegiance and prayer by Representative Merlynn T. Newbold.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 10, 2003

The Senate passed, as amended, **S.B. 37**, TASK FORCE STUDY OF IMPACT OF GRAVEL PITS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 28**, INITIATIVE AMENDMENTS, by Senator J. Hickman, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 37** and **Sub. S.B. 28**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 10, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 148**, UNLAWFUL TAKING OF GAME FISH, by Representative S. Clark, with the following amendments:

1. Page 1, Line 6:  
After "species." insert "This act contains a coordination clause."
2. Page 3, Line 89:  
After "in" reinstate "Subsection", delete "Section", and after "76-3-203" insert "(2)(d)"
3. Page 6, Line 180:  
After line 180 insert:

“Section 2. Coordination Clause.

If this bill and H.B. 209, Sentencing for Use of Dangerous Weapon, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel in preparing the database for publication, shall change the reference in Subsection 23–20–4 to Subsection 76–3–203(2)(d) in this bill to Subsection 76–3–203.8(3).”;  
and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 157**, CONTROL OF WOLF POPULATION, by Representative M. Styler, with the following amendments:

1. Page 1, Line 22:  
After “plan;” reinstate “or”
2. Page 1, Line 24:  
After “transplants;” delete “or” and insert “and”; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 84**, REAL PROPERTY VOLUNTARY ENVIRONMENTAL RESTRICTIVE COVENANTS, by Senator B. Wright; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 85**, UNDERGROUND STORAGE TANK AMENDMENT, by Senator B. Wright.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Natural Resource, Agriculture, and Environment committee were adopted.

**H.B. 148**, as amended, **H.B. 157**, as amended, **S.B. 84**, and **S.B. 85**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 10, 2003

The Judiciary Committee recommends **H.B. 88**, PAYMENT OF REWARD UPON ARREST AND CONVICTION, by Representative D. Love, be replaced and favorably recommends **1st Sub. H.B. 88**, PAYMENT OF REWARD UPON ARREST AND CONVICTION; and

The Judiciary Committee reports a favorable recommendation on **H.B. 107**, DNA AMENDMENTS, by Representative J. S. Adams, with the following amendments:

1. Page 2, Line 30:  
After "July 1, 2003;" insert "or"
2. Page 2, Line 31:  
Delete line 31 and renumber accordingly; and

The Judiciary Committee reports a favorable recommendation on **H.B. 119**, JUDICIAL CONDUCT COMMISSION REVISIONS, by Representative K. Bryson, with the following amendments:

1. Page 2, Line 45:  
After "opportunity to" delete "rebut the" and insert "be heard"
2. Page 2, Line 46:  
At the beginning of the line delete "allegations"
3. Page 2, Line 58:  
After "with" delete ", without, or with reduced" and insert "or without"
4. Page 3, Line 70:  
After "with" delete "without, or with reduced" and insert "or without"
5. Page 3, Lines 77 and 78:  
After "with" delete ", without, or with reduced" and insert "or without"
6. Page 5, Line 138:  
After "to the" delete "person or entity who" and insert "entity that"; and

The Judiciary Committee reports a favorable recommendation on **H.B. 93**, SUSPENSION OF DRIVING PRIVILEGES FOR HABITUAL TRUANTS, by Representative D. Bourdeaux, with the following amendments:

1. Page 1, Line 8:  
At the beginning of the line, delete "suspended for a year or"; after "delayed" delete the rest of the line and insert "for up to a year."
2. Pages 7 – 8, Lines 209 – 229:  
Delete Lines 209 through 229 and insert:  
"(3)(a) If a minor adjudicated a habitual truant by the court or a commissioner has not yet received a driver's license, the court or commissioner may order the Drivers License Division to delay issuing a driver's license to the minor with the consent of the minors parents or guardian. The delay may be for up to one year from the date the minor becomes legally eligible to drive. The court or commissioner shall,

within ten days of entering its order, transmit a copy of the order to the Drivers License Division.

(b) If there is no further truancy in the 12-month period following the order, the person affected may petition the court or commissioner for a modification of the order imposing the delay. The court or commissioner may, before the 12-month period is up, consider whether a personal or family hardship exists that requires the minor to have a driver's license for his or her own, or a member of his or her family's, employment, or for medically related purposes.

(c) The delay of a minor's driving privilege pursuant to this section shall be in addition to any other penalty or sanction imposed by law on the minor."

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**Sub. H.B. 88, H.B. 107**, as amended, **H.B. 119**, as amended, and **H.B. 93**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 10, 2003

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 225**, RETIREMENT SYSTEMS MEMBERSHIP EXCLUSIONS, by Representative B. Dee, and recommends it be placed on the Consent Calendar; and

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 100**, STATE RETIREMENT CONVERSION WINDOW, by Representative B. King; and

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 246**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Bigelow.

David Clark, Chair

Reports filed. On motion of Representative Hardy, the reports of the Retirement and Independent Entities committee were adopted.

**H.B. 225**, read the second time by short title and placed on the Consent Calendar.

**H.B. 100** and **H.B. 246**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILL

### COURT SECURITY FEE

**H.B. 371**

*David L. Hogue*

THIS ACT INCREASES COURT FEES TO FUND THE CREATION OF A COURT SECURITY ACCOUNT. THE FUND IS TO BE USED TO CONTRACT FOR SECURITY AT COURTS ACROSS THE STATE, AND APPROPRIATES FUND TO THE ADMINISTRATIVE OFFICE OF THE COURTS FOR THAT PURPOSE. THIS ACT TAKES EFFECT ON APRIL 1, 2003, read the first time by short title and referred to the Rules Committee.

### UNFINISHED BUSINESS

On motion of Representative Allen, the House voted to uncircle **H.C.R. 3**.

**H.C.R. 3**, RESOLUTION ON TUITION TAX CREDIT BALLOT OPINION QUESTION, was before the House on its final passage.

Representative Christensen proposed the following amendment:

1. Page 1, Lines 19–20:  
Delete all of lines 19 and 20 and insert:  
“1. Utah voters adopted a constitutional amendment in 1946 which is still in effect and which provides, “all revenue received from taxes on income . . . shall be allocated to the support of the public school system” and in 1996, Utah voters amended the constitution to allow income tax receipts to fund both higher education and public education.”
2. Page 1, Line 22:  
After line 22 insert:  
“3. To clarify issues, a ratification of the voters is needed concerning a private school tuition tax credit that reduces the amount of income tax revenue which would otherwise flow to public schools.  
4. To the extent that tuition tax credits reduce the revenue available to public education, it may adversely affect public education’s ability to fund fixed costs.”
3. Page 1, Line 23:  
Delete “3.” and insert “5.”

4. Page 1, Line 25 and 26:  
Delete “and religious”

Representative Philpot proposed the following substitute motion to amend:

1. Page 1, Line 25 and 26:  
Delete lines 25 and 26 and insert “Should Utah allow a tuition tax credit?”

Representative Philpot’s substitute motion to amend failed on the following roll call:

**Yeas, 26; Nays, 40; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|          |             |           |              |
|----------|-------------|-----------|--------------|
| Adams    | Barrus      | Bryson    | Bush         |
| Dayton   | Dillree     | Donnelson | Dunnigan     |
| Ferrin   | Harper      | Hughes    | E. Hutchings |
| Kiser    | Lockhart    | Love      | Mascaro      |
| McGee    | Morley      | Newbold   | Noel         |
| Peterson | Philpot     | Thompson  | Ure          |
| Wallace  | M. Stephens |           |              |

**Voting in the negative were:** Representatives

|          |           |           |             |
|----------|-----------|-----------|-------------|
| Aagard   | S. Allen  | Anderson  | Becker      |
| Bigelow  | Bird      | Biskupski | Bourdeaux   |
| Bowman   | Buffmire  | Buxton    | Christensen |
| S. Clark | D. Cox    | Daniels   | Dee         |
| Dougall  | Duckworth | Ferry     | Goodfellow  |
| Gowans   | Hansen    | Hardy     | Hendrickson |
| Hogue    | Holdaway  | Jones     | King        |
| Last     | Lawrence  | Litvack   | McCartney   |
| Morgan   | Moss      | Murray    | Pace        |
| Parker   | Shurtliff | G. Snow   | Styler      |

**Absent or not voting were:** Representatives

|           |            |         |          |
|-----------|------------|---------|----------|
| Alexander | Bennion    | Buttars | D. Clark |
| Curtis    | B. Johnson | Seitz   | Urquhart |
| Winn      |            |         |          |

Representative Christensen’s motion to amend passed on a voice vote.

###

Representative Jones declared a conflict of interest because she designs surveys.

**H.C.R. 3**, as amended, then passed on the following roll call:

**Yeas, 41; Nays, 32; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |          |            |             |
|-----------|----------|------------|-------------|
| Aagard    | Adams    | S. Allen   | Anderson    |
| Becker    | Bigelow  | Bird       | Biskupski   |
| Bourdeaux | Bowman   | Buffmire   | Christensen |
| D. Cox    | Daniels  | Dillree    | Duckworth   |
| Dunnigan  | Ferry    | Goodfellow | Gowans      |
| Hansen    | Hardy    | Harper     | Hendrickson |
| Hogue     | Holdaway | Jones      | Last        |
| Lawrence  | Litvack  | McCartney  | McGee       |
| Morgan    | Moss     | Murray     | Pace        |
| Parker    | Seitz    | Shurtliff  | G. Snow     |
| Styler    |          |            |             |

**Voting in the negative were:** Representatives

|            |          |         |              |
|------------|----------|---------|--------------|
| Alexander  | Barrus   | Bennion | Bryson       |
| Bush       | Buttars  | Buxton  | D. Clark     |
| S. Clark   | Dayton   | Dee     | Donnelson    |
| Dougall    | Ferrin   | Hughes  | E. Hutchings |
| B. Johnson | King     | Kiser   | Lockhart     |
| Love       | Mascaro  | Morley  | Newbold      |
| Noel       | Peterson | Philpot | Thompson     |
| Ure        | Urquhart | Wallace | M. Stephens  |

**Absent or not voting were:** Representatives

|        |      |
|--------|------|
| Curtis | Winn |
|--------|------|

**H.C.R. 3**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Hogue, the House voted to set **H.B. 46** for Time Certain on February 17, 2003 at 11 a.m.

### UNFINISHED BUSINESS

On motion of Representative Allen, the House voted to uncircle **H.B. 195**.

**H.B. 195**, ELECTION PROCESS FOR NONBINDING STATEWIDE OPINION QUESTION, was before the House on its final passage.

**H.B. 195** then passed on the following roll call:

**Yeas, 46; Nays, 24; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |              |            |           |
|-----------|--------------|------------|-----------|
| Aagard    | Adams        | S. Allen   | Anderson  |
| Barrus    | Becker       | Bigelow    | Bird      |
| Biskupski | Bourdeaux    | Bowman     | Buffmire  |
| Buxton    | Christensen  | D. Cox     | Curtis    |
| Dee       | Dillree      | Dougall    | Duckworth |
| Dunnigan  | Ferry        | Goodfellow | Gowans    |
| Hansen    | Hardy        | Harper     | Hogue     |
| Holdaway  | E. Hutchings | Jones      | King      |
| Last      | Lawrence     | Litvack    | McCartney |
| McGee     | Morgan       | Moss       | Murray    |
| Pace      | Parker       | Seitz      | Shurtliff |
| G. Snow   | Styler       |            |           |

**Voting in the negative were:** Representatives

|           |          |          |             |
|-----------|----------|----------|-------------|
| Alexander | Bennion  | Bryson   | Bush        |
| Buttars   | D. Clark | S. Clark | Dayton      |
| Donnelson | Ferrin   | Hughes   | B. Johnson  |
| Kiser     | Lockhart | Love     | Mascaro     |
| Morley    | Newbold  | Noel     | Philpot     |
| Thompson  | Urquhart | Wallace  | M. Stephens |

**Absent or not voting were:** Representatives

|         |             |          |     |
|---------|-------------|----------|-----|
| Daniels | Hendrickson | Peterson | Ure |
| Winn    |             |          |     |

**H.B. 195** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Harper, the House voted to uncircle **H.J.R. 16**.

**H.J.R. 16**, RESOLUTION REGARDING THE COLLECTION AND RETENTION OF PERSONAL INFORMATION BY GOVERNMENT ENTITIES, was before the House on its final passage.

**H.J.R. 16**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Agard      | Adams       | Alexander | S. Allen     |
| Anderson   | Barrus      | Becker    | Bennion      |
| Bigelow    | Bird        | Biskupski | Bourdeaux    |
| Bowman     | Bryson      | Bush      | Buttars      |
| Buxton     | Christensen | D. Clark  | S. Clark     |
| D. Cox     | Curtis      | Dayton    | Dee          |
| Dillree    | Donnelson   | Dougall   | Duckworth    |
| Dunnigan   | Ferrin      | Ferry     | Goodfellow   |
| Gowans     | Hansen      | Hardy     | Harper       |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Kiser        |
| Last       | Lawrence    | Litvack   | Lockhart     |
| Love       | Mascaro     | McCartney | McGee        |
| Morgan     | Morley      | Moss      | Murray       |
| Newbold    | Noel        | Pace      | Parker       |
| Peterson   | Seitz       | Shurtliff | G. Snow      |
| Styler     | Thompson    | Ure       | Urquhart     |
| Wallace    | M. Stephens |           |              |

**Absent or not voting were:** Representatives

|          |         |             |         |
|----------|---------|-------------|---------|
| Buffmire | Daniels | Hendrickson | Philpot |
| Winn     |         |             |         |

**H.J.R. 16**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Buttars, the House voted to uncircle **H.B. 17**.

**H.B. 17**, AGRICULTURAL PRODUCTS DEALER’S ACT AMENDMENTS, was before the House on its final passage.

Representative Gowans proposed the following amendment:

1. Page 1, Line 8:  
After “increasing the” delete “floor and”
2. Page 1, Line 14:  
After “department” insert “.” and delete the rest of line 14
3. Page 1, Line 19:  
Delete line 19

4. Page 2, Line 28:  
Reinstate “\$10,000” and delete “\$20,000”
5. Page 4–5, Lines 102–136:  
Delete lines 102–136

Representative Gowans’ motion to amend passed on a voice vote.

Representative Noel declared a conflict of interest because he is in the cattle business.

**H.B. 17**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |            |             |             |
|--------------|------------|-------------|-------------|
| Aagard       | Adams      | Alexander   | S. Allen    |
| Anderson     | Barrus     | Becker      | Bennion     |
| Bigelow      | Bird       | Biskupski   | Bourdeaux   |
| Bowman       | Bryson     | Buffmire    | Bush        |
| Buttars      | Buxton     | Christensen | D. Clark    |
| S. Clark     | D. Cox     | Curtis      | Dayton      |
| Dee          | Dillree    | Donnelson   | Dougall     |
| Duckworth    | Dunnigan   | Ferrin      | Ferry       |
| Gowans       | Hansen     | Hardy       | Harper      |
| Hendrickson  | Hogue      | Holdaway    | Hughes      |
| E. Hutchings | B. Johnson | Jones       | King        |
| Kiser        | Last       | Lawrence    | Litvack     |
| Lockhart     | Love       | Mascaro     | McCartney   |
| McGee        | Morgan     | Morley      | Moss        |
| Murray       | Newbold    | Noel        | Pace        |
| Parker       | Peterson   | Philpot     | Seitz       |
| Shurtliff    | G. Snow    | Styler      | Thompson    |
| Ure          | Urquhart   | Wallace     | M. Stephens |

**Absent or not voting were:** Representatives

|         |            |      |
|---------|------------|------|
| Daniels | Goodfellow | Winn |
|---------|------------|------|

**H.B. 17**, as amended, transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.C.R. 12**, RESOLUTION HONORING CREW OF SPACE SHUTTLE COLUMBIA, read the third time by short title and placed on its final passage.

**H.C.R. 12** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | Alexander | S. Allen     |
| Anderson    | Barrus      | Becker    | Bennion      |
| Bigelow     | Bird        | Biskupski | Bourdeaux    |
| Bowman      | Bryson      | Buffmire  | Bush         |
| Buxton      | Christensen | D. Clark  | S. Clark     |
| D. Cox      | Curtis      | Dayton    | Dee          |
| Dillree     | Donnelson   | Dougall   | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Gowans       |
| Hansen      | Hardy       | Harper    | Hendrickson  |
| Hogue       | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson  | Jones       | King      | Kiser        |
| Last        | Lawrence    | Litvack   | Lockhart     |
| Love        | Mascaro     | McGee     | Morgan       |
| Morley      | Moss        | Murray    | Newbold      |
| Noel        | Pace        | Parker    | Peterson     |
| Philpot     | Seitz       | Shurtliff | G. Snow      |
| Styler      | Thompson    | Urquhart  | Wallace      |
| M. Stephens |             |           |              |

**Absent or not voting were:** Representatives

|         |         |            |           |
|---------|---------|------------|-----------|
| Buttars | Daniels | Goodfellow | McCartney |
| Ure     | Winn    |            |           |

**H.C.R. 12** transmitted to the Senate for its consideration.

### **RULES COMMITTEE REPORTS**

Mr. Speaker:

February 11, 2003

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 117**, Prelitigation Panel Amendments (M. Dayton) be replaced with **Substitute H.B. 117**, Prelitigation Panel Amendments (M. Dayton), and further recommends it be assigned to the Business and Labor Standing Committee

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 11, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

### **BUSINESS AND LABOR**

- H.B. 118** Medical Malpractice Awards Adjustment (M. Dayton)  
**H.B. 258** Motor Vehicle Business Regulation – Penalties (D. Clark)

### **EDUCATION**

- H.B. 341** Property Tax Levy for Education (M. Styler)  
**H.C.R. 11** Resolution Promoting Moderately Sized Schools (D. Cox)

### **GOVERNMENT OPERATIONS**

- H.B. 266** Political Issues Reporting Amendments (D. Hogue)  
**1st Sub. S.B. 28** Initiative Amendments (J. Hickman)

### **HEALTH AND HUMAN SERVICES**

- H.B. 123** Prohibition of Public Funding for Abortion (J. M. Philpot)  
**H.B. 152** Legislative Audits of Child Welfare (M. Noel)  
**H.B. 241** Partial Birth Abortion Amendments (M. Thompson)

### **JUDICIARY**

- H.B. 10** Parent–time Amendments (J. Ferrin)  
**H.B. 247** Power of Attorney in Relation to a Trust (M. Newbold)  
**H.C.R. 10** Resolution Approving Deep Creek – Tender of Judgment (G. Curtis)

### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 309** Special Function Officers for Division of Occupational and Professional Licensing (J. M. Philpot)

### **NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- S.B. 37** Task Force Study of Impact of Gravel Pits (P. Knudson)

### **POLITICAL SUBDIVISIONS**

- H.B. 302** Privatization Policy Board Amendments (R. Bigelow)

**REVENUE AND TAXATION**

**H.J.R. 24** Resolution Urging Congress to Abolish the Alternative Minimum Tax (J. M. Philpot)

**TRANSPORTATION**

**H.B. 242** Protection of Rights-of-way – Gates on County Roads (M. Noel)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:00 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: February 11, 2003

The Senate passed, as amended, **S.B. 130**, REGULATIONS OF CHECK CASHERS, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed **S.B. 107**, CERTIFICATION OF MINES, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed, **H.B. 9**, COMPETENCY TO STAND TRIAL AMENDMENTS, by Representative S. Daniels, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 130** and **S.B. 107**, read the first time by short title and referred to the Rules Committee.

Communication filed. **H.B. 9** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: February 11, 2003

The Government Operations Committee reports a favorable recommendation on **H.R. 7**, RESOLUTION URGING CONGRESS TO

WITHDRAW THE UNITED STATES FROM THE UNITED NATIONS, by Representative D. Bush; and

The Government Operations Committee reports a favorable recommendation on **S.B. 40**, PAY PLAN – SALARY SURVEY AMENDMENTS, by Senator M. Dmitrich; and

The Government Operations Committee reports a favorable recommendation on **1st Sub. H.B. 81**, COMPENSATION STUDY, by Representative T. McCartney, with the following amendments:

1. Page 1, Line 6:  
After “Operations” delete “Labor”
2. Page 1, Line 15:  
After “included in” insert “a”
3. Page 2, Line 32:  
Delete “female” and insert “state”
4. Page 2, Line 38:  
After “men;” insert “and”

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.R. 7, S.B. 40, and Sub. H.B. 81**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 11, 2003

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 82**, AUTHORIZED OVERSPENDING LIMIT IN FEDERAL MEDICAID BUDGET, by Senator B. Evans, with the following amendments:

1. Page 1, Lines 19–21b  
Senate 3rd Reading Amendments dated 1–24–2003:  
After “(2)” delete the rest of line 19 and lines 20–21b and insert:  
“If any deficit spending under Subsection (1) exists at the close of the fiscal year, the Director of the Division of Finance shall immediately

reduce the medical benefits budget in the subsequent year by the amount of the deficit spending.”

David N. Cox, Chair

Report filed. On motion of Representative Cox, the report of the Workforce Services committee was adopted.

**S.B. 82**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 11, 2003

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 97**, COUNTY ANNEXATION AMENDMENTS, by Senator C. Walker, with the following amendments:

- 1. Page 5, Line 147:

Delete “abstract” and insert “abstracts”; after “a majority” insert “in each county”, and after “those voting” bracket “in each county”; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 158**, INCORPORATION OF CITIES, by Representative B. Dee.

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**S.B. 97**, as amended, and **H.B. 158**, read the second time by short title and placed on the calendar for third reading.

**COMMITTEE OF THE WHOLE**

On motion of Representative Bigelow, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Representative Dee and Jackie Leavitt honoring the expanded services of 211 Information. Joshua Pederson, President of the 211 Coalition, was present.

On motion of Representative Bigelow, the Committee of the Whole was dissolved.

**THIRD READING CALENDAR**

**2nd Sub. H.B. 161**, SNOW COLLEGE RICHFIELD CAMPUS, read the third time by short title and placed on its final passage.

On motion of Representative Johnson, the House voted to circle **2nd Sub. H.B. 161.**

\* \* \*

**H.B. 69, APPROPRIATION FOR SCHOOL DISTRICT IMPACTED BY FEE WAIVERS,** read the third time by short title and placed on its final passage.

**H.B. 69** then passed on the following roll call:

**Yeas, 39; Nays, 33; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |             |             |            |
|----------|-------------|-------------|------------|
| Anderson | Becker      | Biskupski   | Bourdeaux  |
| Bowman   | Bryson      | Buffmire    | D. Cox     |
| Dayton   | Dee         | Dillree     | Duckworth  |
| Dunnigan | Goodfellow  | Gowans      | Hansen     |
| Hardy    | Hendrickson | Hughes      | B. Johnson |
| Jones    | King        | Lawrence    | Litvack    |
| Love     | Mascaro     | McCartney   | McGee      |
| Morgan   | Moss        | Murray      | Pace       |
| Parker   | Philpot     | Seitz       | Shurtliff  |
| Styler   | Thompson    | M. Stephens |            |

**Voting in the negative were:** Representatives

|          |              |           |             |
|----------|--------------|-----------|-------------|
| Aagard   | Adams        | Alexander | S. Allen    |
| Barrus   | Bennion      | Bigelow   | Bird        |
| Bush     | Buttars      | Buxton    | Christensen |
| D. Clark | S. Clark     | Curtis    | Donnelson   |
| Dougall  | Ferry        | Harper    | Hogue       |
| Holdaway | E. Hutchings | Kiser     | Last        |
| Lockhart | Morley       | Newbold   | Noel        |
| Peterson | G. Snow      | Ure       | Urquhart    |
| Wallace  |              |           |             |

**Absent or not voting were:** Representatives

|         |        |      |
|---------|--------|------|
| Daniels | Ferrin | Winn |
|---------|--------|------|

**H.B. 69** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Christensen, the House voted to uncircle **H.B. 200.**

**H.B. 200**, PROPERTY TAX – INTEREST RATE ON DEFERRED TAXES, was before the House on its final passage.

On motion of Representative Christensen, the House voted to delete **H.B. 200** in title and body and insert **Sub. H.B. 200** in lieu thereof.

**Sub. H.B. 200** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Becker      | Bennion      |
| Bigelow     | Bird      | Biskupski   | Bourdeaux    |
| Bowman      | Bryson    | Buffmire    | Bush         |
| Buttars     | Buxton    | Christensen | D. Clark     |
| S. Clark    | D. Cox    | Dayton      | Dee          |
| Dillree     | Donnelson | Dougall     | Duckworth    |
| Dunnigan    | Ferry     | Goodfellow  | Gowans       |
| Hansen      | Hardy     | Harper      | Hendrickson  |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| Jones       | King      | Kiser       | Last         |
| Lawrence    | Litvack   | Lockhart    | Love         |
| Mascaro     | McCartney | McGee       | Morgan       |
| Morley      | Moss      | Murray      | Newbold      |
| Noel        | Pace      | Parker      | Peterson     |
| Philpot     | Seitz     | Shurtliff   | G. Snow      |
| Styler      | Thompson  | Urquhart    | Wallace      |
| M. Stephens |           |             |              |

**Absent or not voting were:** Representatives

|        |         |        |            |
|--------|---------|--------|------------|
| Curtis | Daniels | Ferrin | B. Johnson |
| Ure    | Winn    |        |            |

**Sub. H.B. 200** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 86**, PUBLIC SCHOOL CHOICE ENROLLMENT, read the third time by short title and placed on its final passage.

**H.B. 86**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |              |             |             |
|------------|--------------|-------------|-------------|
| Aagard     | Adams        | Alexander   | S. Allen    |
| Anderson   | Barrus       | Becker      | Bennion     |
| Bigelow    | Bird         | Biskupski   | Bourdeaux   |
| Bowman     | Bryson       | Buffmire    | Bush        |
| Buttars    | Buxton       | Christensen | D. Clark    |
| S. Clark   | D. Cox       | Curtis      | Dayton      |
| Dee        | Dillree      | Donnelson   | Dougall     |
| Duckworth  | Dunnigan     | Ferrin      | Ferry       |
| Goodfellow | Gowans       | Hansen      | Hardy       |
| Harper     | Hendrickson  | Hogue       | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson  | Jones       |
| King       | Kiser        | Last        | Lawrence    |
| Litvack    | Lockhart     | Love        | Mascaro     |
| McCartney  | McGee        | Morgan      | Morley      |
| Moss       | Murray       | Newbold     | Noel        |
| Pace       | Parker       | Peterson    | Philpot     |
| Seitz      | Shurtliff    | G. Snow     | Styler      |
| Thompson   | Urquhart     | Wallace     | M. Stephens |

**Absent or not voting were:** Representatives

|         |     |      |
|---------|-----|------|
| Daniels | Ure | Winn |
|---------|-----|------|

**H.B. 86**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 217**, PRIVATE INVESTIGATOR LICENSURE AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Dunnigan proposed the following amendment:

1. Page 5, Line 125:  
Delete "three" and insert "ten"

Representative Dunnigan's motion to amend failed on the following roll call:

**Yeas, 26; Nays, 43; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |            |           |
|-------------|-----------|------------|-----------|
| Alexander   | S. Allen  | Bennion    | Bigelow   |
| Bird        | Biskupski | Bourdeaux  | Buffmire  |
| Christensen | Curtis    | Dougall    | Duckworth |
| Dunnigan    | Ferry     | Goodfellow | Hardy     |

|          |              |          |         |
|----------|--------------|----------|---------|
| Holdaway | E. Hutchings | Lawrence | Litvack |
| Murray   | Newbold      | Pace     | Parker  |
| Philpot  | Wallace      |          |         |

**Voting in the negative were:** Representatives

|          |           |             |             |
|----------|-----------|-------------|-------------|
| Aagard   | Adams     | Anderson    | Becker      |
| Bowman   | Bryson    | Bush        | Buttars     |
| D. Clark | S. Clark  | D. Cox      | Dayton      |
| Dee      | Dillree   | Donnelson   | Ferrin      |
| Gowans   | Hansen    | Harper      | Hendrickson |
| Hogue    | Hughes    | B. Johnson  | Jones       |
| King     | Kiser     | Last        | Lockhart    |
| Mascaro  | McCartney | McGee       | Morgan      |
| Morley   | Moss      | Noel        | Peterson    |
| Seitz    | Shurtliff | G. Snow     | Styler      |
| Thompson | Urquhart  | M. Stephens |             |

**Absent or not voting were:** Representatives

|        |        |         |      |
|--------|--------|---------|------|
| Barrus | Buxton | Daniels | Love |
| Ure    | Winn   |         |      |

###

**H.B. 217** then passed on the following roll call:

**Yeas, 63; Nays, 8; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Aagard     | Adams     | Alexander   | S. Allen     |
| Anderson   | Barrus    | Bennion     | Bigelow      |
| Bird       | Bowman    | Bryson      | Buffmire     |
| Bush       | Buttars   | Buxton      | Christensen  |
| D. Clark   | S. Clark  | D. Cox      | Curtis       |
| Dayton     | Dee       | Dillree     | Donnelson    |
| Dougall    | Ferrin    | Ferry       | Goodfellow   |
| Gowans     | Hansen    | Hardy       | Harper       |
| Hogue      | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson | Jones     | King        | Kiser        |
| Last       | Lawrence  | Lockhart    | Love         |
| Mascaro    | McCartney | McGee       | Morgan       |
| Morley     | Moss      | Murray      | Newbold      |
| Noel       | Pace      | Parker      | Peterson     |
| Seitz      | Shurtliff | G. Snow     | Styler       |
| Thompson   | Wallace   | M. Stephens |              |

**Voting in the negative were:** Representatives

|          |             |           |           |
|----------|-------------|-----------|-----------|
| Becker   | Biskupski   | Bourdeaux | Duckworth |
| Dunnigan | Hendrickson | Litvack   | Philpot   |

**Absent or not voting were:** Representatives

|         |     |          |      |
|---------|-----|----------|------|
| Daniels | Ure | Urquhart | Winn |
|---------|-----|----------|------|

**H.B. 217** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 9**, RESOLUTION RECOGNIZING POSITIVE INFLUENCE OF LOCAL BUSINESSES ON STATE ECONOMY, read the third time by short title and placed on its final passage.

**H.C.R. 9** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Aagard     | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Curtis      | Dayton    |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | King      |
| Kiser      | Last         | Lawrence    | Litvack   |
| Lockhart   | Love         | Mascaro     | McCartney |
| McGee      | Morgan       | Morley      | Moss      |
| Murray     | Newbold      | Noel        | Pace      |
| Parker     | Peterson     | Philpot     | Seitz     |
| G. Snow    | Styler       | Thompson    | Urquhart  |
| Wallace    | M. Stephens  |             |           |

**Absent or not voting were:** Representatives

|         |       |           |     |
|---------|-------|-----------|-----|
| Daniels | Jones | Shurtliff | Ure |
| Winn    |       |           |     |

**H.C.R. 9** transmitted to the Senate for its consideration.

\* \* \*

**2nd Sub. H.B. 189**, LENDING LAW AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

1. Page 6, Line 161:  
After "Section 41-6-1;" insert "or"
2. Page 6, Line 162:  
Delete line 162
3. Page 6, Line 163:  
Delete "(iii)" and insert "(ii)"
4. Page 6, Line 166:  
After "Section 41-6-1;" insert "or"
5. Page 6, Line 167:  
Delete line 167
6. Page 6, Line 168:  
Delete "(iii)" and insert "(ii)"
7. Page 6, Line 172:  
After "Section 41-6-1;" insert "or"
8. Page 6, Line 173:  
Delete line 173
9. Page 6, Line 174:  
Delete "(C)" and insert "(B)"

Representative Harper’s motion to amend passed on a voice vote.

**2nd Sub. H.B. 189**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|        |           |           |          |
|--------|-----------|-----------|----------|
| Aagard | Adams     | S. Allen  | Anderson |
| Barrus | Becker    | Bennion   | Bigelow  |
| Bird   | Biskupski | Bourdeaux | Bowman   |
| Bryson | Buffmire  | Bush      | Buttars  |

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Buxton       | Christensen | D. Clark  | S. Clark   |
| D. Cox       | Curtis      | Dayton    | Dee        |
| Dillree      | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | King      | Kiser      |
| Last         | Lawrence    | Litvack   | Lockhart   |
| Love         | Mascaro     | McCartney | McGee      |
| Morgan       | Morley      | Moss      | Murray     |
| Newbold      | Pace        | Parker    | Peterson   |
| Philpot      | Seitz       | Shurtliff | G. Snow    |
| Styler       | Thompson    | Urquhart  | Wallace    |
| M. Stephens  |             |           |            |

**Absent or not voting were:** Representatives

|           |         |       |      |
|-----------|---------|-------|------|
| Alexander | Daniels | Jones | Noel |
| Ure       | Winn    |       |      |

**2nd Sub. H.B. 189**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 219**, WAGES FOR TIPPED EMPLOYEES, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.B. 219**.

\* \* \*

**H.B. 108**, FULLY INTERACTIVE DRIVING SIMULATORS IN DRIVER EDUCATION, read the third time by short title and placed on its final passage.

**H.B. 108** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |

|              |            |             |           |
|--------------|------------|-------------|-----------|
| S. Clark     | D. Cox     | Curtis      | Dayton    |
| Dee          | Dillree    | Donnelson   | Dougall   |
| Duckworth    | Dunnigan   | Ferrin      | Ferry     |
| Gowans       | Hansen     | Hardy       | Harper    |
| Hendrickson  | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Litvack   |
| Lockhart     | Love       | Mascaro     | McCartney |
| McGee        | Morgan     | Morley      | Moss      |
| Murray       | Newbold    | Noel        | Pace      |
| Parker       | Peterson   | Philpot     | Seitz     |
| Shurtliff    | G. Snow    | Styler      | Thompson  |
| Urquhart     | Wallace    | M. Stephens |           |

**Absent or not voting were:** Representatives

|         |            |     |      |
|---------|------------|-----|------|
| Daniels | Goodfellow | Ure | Winn |
|---------|------------|-----|------|

**H.B. 108** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 234, ADMINISTRATIVE TREATMENT OF TRAFFIC VIOLATIONS – TECHNICAL AMENDMENTS**, read the third time by short title and placed on its final passage.

Representative Cox proposed the following amendment:

1. Page 5, Line 135:  
After “criminal fines,” bracket “civil fines,”
2. Page 5, Line 138:  
After “criminal fines,” bracket “civil fines,”
3. Page 5, Line 142:  
After “criminal fines,” bracket “civil fines,”

Representative Cox’s motion to amend passed on a voice vote.

**H.B. 234**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|        |        |          |          |
|--------|--------|----------|----------|
| Aagard | Adams  | S. Allen | Anderson |
| Barrus | Becker | Bennion  | Bigelow  |

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Bird       | Biskupski   | Bourdeaux | Bowman       |
| Bryson     | Buffmire    | Bush      | Buttars      |
| Buxton     | Christensen | D. Clark  | S. Clark     |
| D. Cox     | Curtis      | Dayton    | Dee          |
| Dillree    | Donnelson   | Dougall   | Duckworth    |
| Dunnigan   | Ferrin      | Ferry     | Goodfellow   |
| Hansen     | Hardy       | Harper    | Hendrickson  |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Kiser        |
| Last       | Lawrence    | Litvack   | Lockhart     |
| Love       | Mascaro     | McCartney | McGee        |
| Morgan     | Morley      | Moss      | Murray       |
| Newbold    | Noel        | Pace      | Parker       |
| Peterson   | Philpot     | Seitz     | Shurtliff    |
| G. Snow    | Styler      | Thompson  | Urquhart     |
| Wallace    | M. Stephens |           |              |

**Absent or not voting were:** Representatives

|           |         |        |     |
|-----------|---------|--------|-----|
| Alexander | Daniels | Gowans | Ure |
| Winn      |         |        |     |

**H.B. 234**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 235**, FALSIFICATION OR ALTERATION OF GOVERNMENT RECORD, read the third time by short title and placed on its final passage.

**H.B. 235** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |              |          |          |
|-------------|--------------|----------|----------|
| Aagard      | Adams        | S. Allen | Anderson |
| Barrus      | Becker       | Bennion  | Bigelow  |
| Bird        | Biskupski    | Bowman   | Bryson   |
| Buffmire    | Bush         | Buttars  | Buxton   |
| Christensen | D. Clark     | S. Clark | D. Cox   |
| Curtis      | Dayton       | Dee      | Dillree  |
| Donnelson   | Duckworth    | Dunnigan | Ferry    |
| Goodfellow  | Gowans       | Hansen   | Hardy    |
| Harper      | Hendrickson  | Hogue    | Holdaway |
| Hughes      | E. Hutchings | Jones    | King     |

|           |          |             |           |
|-----------|----------|-------------|-----------|
| Kiser     | Last     | Lawrence    | Litvack   |
| Lockhart  | Love     | Mascaro     | McCartney |
| McGee     | Morgan   | Morley      | Moss      |
| Murray    | Newbold  | Noel        | Pace      |
| Parker    | Peterson | Philpot     | Seitz     |
| Shurtliff | G. Snow  | Styler      | Thompson  |
| Urquhart  | Wallace  | M. Stephens |           |

**Absent or not voting were:** Representatives

|           |            |         |         |
|-----------|------------|---------|---------|
| Alexander | Bourdeaux  | Daniels | Dougall |
| Ferrin    | B. Johnson | Ure     | Winn    |

**H.B. 235** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Adams, the House voted to uncircle **H.C.R. 8**.

**H.C.R. 8**, RESOLUTION SUPPORTING HILL AIR FORCE BASE, was before the House on its final passage.

Representative Adams proposed the following amendment:

1. Page 3, Line 66:  
After "economy" delete the colon and insert " ; and "
2. Page 3, Line 66:  
After line 66 insert "WHEREAS, the state of Utah has spent over \$12 million to secure and protect the air space around Hill Air Force Base:"

Representative Adams' motion to amend passed on a voice vote.

**H.C.R. 8**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |           |          |
|-------------|-----------|-----------|----------|
| Aagard      | Adams     | S. Allen  | Anderson |
| Barrus      | Becker    | Bennion   | Bigelow  |
| Bird        | Biskupski | Bourdeaux | Bowman   |
| Buffmire    | Bush      | Buttars   | Buxton   |
| Christensen | D. Clark  | S. Clark  | D. Cox   |
| Curtis      | Dayton    | Dee       | Dillree  |
| Donnelson   | Dougall   | Duckworth | Dunnigan |

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |
| Jones       | King      | Kiser      | Last         |
| Lawrence    | Litvack   | Lockhart   | Love         |
| Mascaro     | McCartney | McGee      | Morgan       |
| Morley      | Moss      | Murray     | Newbold      |
| Noel        | Pace      | Parker     | Peterson     |
| Philpot     | Seitz     | Shurtliff  | G. Snow      |
| Styler      | Thompson  | Urquhart   | Wallace      |
| M. Stephens |           |            |              |

**Absent or not voting were:** Representatives

|           |        |         |            |
|-----------|--------|---------|------------|
| Alexander | Bryson | Daniels | B. Johnson |
| Ure       | Winn   |         |            |

**H.C.R. 8**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 12, 2003, at 10:00 a.m.

# TWENTY-FOURTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:10 a.m.

Roll call showed all members present except Representative Bourdeaux, excused, and Representatives Daniels and Bowman, absent.

Pledge of Allegiance and prayer by Representative David L. Hogue.

### COMMUNICATION FROM THE SENATE

Mr. Speaker: February 11, 2003  
The Senate passed, as amended, **S.B. 106**, HIGHWAY PATROL USE OF UNMARKED VEHICLES, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 106**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 11, 2003  
The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 105**, INTERNET PRIVACY AND SECURITY AMENDMENTS, by Representative W. Harper.

Stephen H. Urquhart, Chair

Report filed. On motion of Representative Donnelson, the report of the Public Utilities and Technology committee was adopted.

**H.B. 105**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 11, 2003  
The Health and Human Services Committee reports a favorable recommendation on **S.B. 95**, STATE EMERGENCY MEDICAL SERVICES

AMENDMENTS, by Senator J. Valentine, and recommends it be placed on the Consent Calendar.

Mike Thompson, Chair

Report filed. On motion of Representative Curtis, the report of the Health and Human Services committee was adopted.

**S.B. 95**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker:

February 11, 2003

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. S.B. 91**, FUNERAL SERVICES AMENDMENTS, by Senator D. Gladwell; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 96**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS, by Senator P. Julander; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 47**, LABOR COMMISSION – APPEALS BOARD, by Senator J. Valentine; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 122**, UTAH ANTIDISCRIMINATION ACT AMENDMENTS, by Senator S. Jenkins, with the following amendments:

1. Page 1, Line 21:  
Delete “or unfair”; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 146**, NONTRADITIONAL INSURERS, by Representative J. Ferrin, with the following amendments:

1. Page 1, Line 19:  
After “(1) “Nontraditional insurer” means” delete “a nonprofit” and insert “an”

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Parker, the reports of the Business and Labor committee were adopted.

**2nd Sub. S.B. 91, S.B. 96, S.B. 47, S.B. 122**, as amended, and **H.B. 146**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 11, 2003  
The Education Committee reports a favorable recommendation on **H.B. 233**, USE OF EDUCATION REVENUES, by Representative M. Styler; and

The Education Committee reports a favorable recommendation on **H.B. 149**, SCHOOL DISTRICT ADMINISTRATOR AMENDMENTS, by Representative J. Alexander.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

**H.B. 233** and **H.B. 149**, read the second time by short title and placed on the calendar for third reading.

**INTRODUCTION OF BILL**

**RESOLUTION HONORING SENATOR FRANK MOSS**

**H.C.R. 13**

*Judy Ann Buffmire*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR HONORS THE LIFE AND SERVICE OF FRANK E. "TED" MOSS, read the first time by short title and referred to the Rules Committee.

**THIRD READING CALENDAR**

**S.B. 80**, ADVERSE BENEFIT DETERMINATION AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 80** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|          |           |           |          |
|----------|-----------|-----------|----------|
| Aagard   | Adams     | Alexander | S. Allen |
| Anderson | Barrus    | Becker    | Bigelow  |
| Bird     | Biskupski | Bowman    | Bryson   |

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Buffmire    | Bush      | Buttars     | Buxton       |
| Christensen | D. Clark  | S. Clark    | D. Cox       |
| Curtis      | Dayton    | Dee         | Dillree      |
| Donnelson   | Dougall   | Duckworth   | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow  | Gowans       |
| Hansen      | Hardy     | Harper      | Hendrickson  |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| Jones       | King      | Kiser       | Last         |
| Lawrence    | Litvack   | Lockhart    | Love         |
| Mascaro     | McCartney | Morgan      | Morley       |
| Moss        | Murray    | Newbold     | Noel         |
| Pace        | Parker    | Peterson    | Philpot      |
| Seitz       | G. Snow   | Styler      | Thompson     |
| Ure         | Wallace   | M. Stephens |              |

**Absent or not voting were:** Representatives

|         |           |          |            |
|---------|-----------|----------|------------|
| Bennion | Bourdeaux | Daniels  | B. Johnson |
| McGee   | Shurtliff | Urquhart | Winn       |

**S.B. 80** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 9, COMPREHENSIVE HEALTH INSURANCE POOL AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 9**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |              |             |          |
|------------|--------------|-------------|----------|
| Aagard     | Adams        | Alexander   | S. Allen |
| Anderson   | Barrus       | Becker      | Bigelow  |
| Bird       | Biskupski    | Bryson      | Bush     |
| Buttars    | Buxton       | Christensen | D. Clark |
| S. Clark   | D. Cox       | Curtis      | Dayton   |
| Dee        | Dillree      | Donnelson   | Dougall  |
| Duckworth  | Dunnigan     | Ferrin      | Ferry    |
| Goodfellow | Gowans       | Hansen      | Hardy    |
| Harper     | Hendrickson  | Hogue       | Holdaway |
| Hughes     | E. Hutchings | B. Johnson  | Jones    |

|           |          |          |             |
|-----------|----------|----------|-------------|
| King      | Kiser    | Last     | Lawrence    |
| Litvack   | Lockhart | Love     | Mascaro     |
| McCartney | McGee    | Morgan   | Morley      |
| Moss      | Murray   | Newbold  | Noel        |
| Pace      | Parker   | Peterson | Philpot     |
| Seitz     | G. Snow  | Styler   | Ure         |
| Urquhart  | Wallace  | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|         |           |          |          |
|---------|-----------|----------|----------|
| Bennion | Bourdeaux | Bowman   | Buffmire |
| Daniels | Shurtliff | Thompson |          |

**S.B. 9**, as amended, was returned to the Senate for further consideration.

**SPECIAL ORDER OF BUSINESS**

**H.B. 223**, CHANGING STATE SONG, read the third time by short title and placed on its final passage.

Representative Bigelow proposed the following amendment:

1. Page 1, Line 6:  
Delete “hymn” and insert “anthem”
2. Page 2, Line 37:  
Delete “hymn” and insert “anthem”

Representative Bigelow’s motion to amend passed on a voice vote.

**H.B. 223**, as amended, then passed on the following roll call:

**Yeas, 57; Nays, 10; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Aagard      | Adams     | S. Allen     | Barrus     |
| Becker      | Bird      | Bowman       | Bryson     |
| Buffmire    | Bush      | Buttars      | Buxton     |
| Christensen | D. Clark  | D. Cox       | Dayton     |
| Dee         | Donnelson | Dougall      | Duckworth  |
| Dunnigan    | Ferrin    | Ferry        | Goodfellow |
| Hansen      | Hardy     | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | Kiser     | Last         | Lawrence   |
| Lockhart    | Love      | Mascaro      | McCartney  |

|           |          |          |         |
|-----------|----------|----------|---------|
| McGee     | Morgan   | Morley   | Moss    |
| Murray    | Newbold  | Noel     | Pace    |
| Parker    | Peterson | Philpot  | Seitz   |
| Shurtliff | G. Snow  | Urquhart | Wallace |
| Winn      |          |          |         |

**Voting in the negative were:** Representatives

|          |          |         |           |
|----------|----------|---------|-----------|
| Anderson | Bennion  | Bigelow | Biskupski |
| S. Clark | Gowans   | Harper  | Litvack   |
| Styler   | Thompson |         |           |

**Absent or not voting were:** Representatives

|           |           |        |             |
|-----------|-----------|--------|-------------|
| Alexander | Bourdeaux | Curtis | Daniels     |
| Dillree   | King      | Ure    | M. Stephens |

**H.B. 223**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**S.B. 21**, AMENDMENTS TO THE INTERLOCAL COOPERATION ACT, read the third time by short title and placed on its final passage.

**S.B. 21**, as amended, then passed on the following roll call:

**Yeas, 60; Nays, 1; Absent or not voting, 14.**

**Voting in the affirmative were:** Representatives

|           |            |             |          |
|-----------|------------|-------------|----------|
| Aagard    | Adams      | S. Allen    | Anderson |
| Barrus    | Bennion    | Bigelow     | Bird     |
| Biskupski | Bowman     | Buffmire    | Bush     |
| Buttars   | Buxton     | D. Clark    | S. Clark |
| D. Cox    | Dayton     | Dee         | Dillree  |
| Donnelson | Dougall    | Duckworth   | Dunnigan |
| Ferrin    | Ferry      | Goodfellow  | Hansen   |
| Hardy     | Harper     | Hendrickson | Hogue    |
| Holdaway  | B. Johnson | Jones       | King     |
| Last      | Lawrence   | Litvack     | Lockhart |
| Mascaro   | McCartney  | McGee       | Morgan   |
| Morley    | Moss       | Murray      | Newbold  |
| Noel      | Pace       | Parker      | Peterson |
| Philpot   | Seitz      | Shurtliff   | Styler   |
| Thompson  | Urquhart   | Wallace     | Winn     |

**Voting in the negative was:** Representative

Becker

**Absent or not voting were:** Representatives

|              |             |        |             |
|--------------|-------------|--------|-------------|
| Alexander    | Bourdeaux   | Bryson | Christensen |
| Curtis       | Daniels     | Gowans | Hughes      |
| E. Hutchings | Kiser       | Love   | G. Snow     |
| Ure          | M. Stephens |        |             |

**S.B. 21**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 105**, PLEDGE OF ALLEGIANCE IN PUBLIC SCHOOLS, read the third time by short title and placed on its final passage.

Representative Cox proposed the following amendment:

1. Page 1, Line 21–25:  
Delete lines 21 through 25.

Representative Cox’s motion to amend failed on a voice vote.

On motion of Representative Styler, the House voted to circle **S.B. 105**.

**UNFINISHED BUSINESS**

On motion of Representative Dayton, the House voted to uncircle **S.B. 105**.

**S.B. 105**, PLEDGE OF ALLEGIANCE IN PUBLIC SCHOOLS, was before the House on its final passage.

**S.B. 105** then passed on the following roll call:

**Yeas, 63; Nays, 4; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Aagard    | Adams       | Alexander    | S. Allen   |
| Anderson  | Barrus      | Bennion      | Bigelow    |
| Bird      | Bowman      | Bush         | Buttars    |
| Buxton    | Christensen | D. Clark     | S. Clark   |
| Curtis    | Dayton      | Dee          | Dillree    |
| Donnelson | Duckworth   | Dunnigan     | Ferrin     |
| Ferry     | Goodfellow  | Gowans       | Hansen     |
| Hardy     | Harper      | Hendrickson  | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |

|          |          |             |           |
|----------|----------|-------------|-----------|
| Lawrence | Lockhart | Mascaro     | McGee     |
| Morgan   | Morley   | Moss        | Murray    |
| Newbold  | Noel     | Pace        | Parker    |
| Peterson | Philpot  | Seitz       | Shurtliff |
| G. Snow  | Styler   | Thompson    | Urquhart  |
| Wallace  | Winn     | M. Stephens |           |

**Voting in the negative were:** Representatives

|           |          |        |         |
|-----------|----------|--------|---------|
| Biskupski | Buffmire | D. Cox | Litvack |
|-----------|----------|--------|---------|

**Absent or not voting were:** Representatives

|         |           |           |         |
|---------|-----------|-----------|---------|
| Becker  | Bourdeaux | Bryson    | Daniels |
| Dougall | Love      | McCartney | Ure     |

**S.B. 105** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### RULES COMMITTEE REPORTS

Mr. Speaker: February 12, 2003

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 19**, Employment Security Act Modifications (M. Newbold), be replaced with **1st. Substitute H.B. 19**, Employment Security Act Modifications (M. Newbold), and further recommends it be assigned to the Workforce Services & Community & Economic Development Standing Committee.

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 12, 2003

The Rules Committee recommends that, under suspension of the rules, the following resolutions be considered read for the second time and placed at the top of the Third Reading Calendar:

**H.R. 10** House Rules Resolution – Impeachment Process  
(G. Curtis)

**H.R. 9** Resolution Initiating Impeachment Proceedings for Judge  
Ray M. Harding, Jr. (N. Hendrickson)

**H.C.R. 13** Resolution Honoring Senator Frank Moss (J. Buffmire)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 12, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

- H.B. 249** Licensing Mortgage Loan Officers (B. Parker)
- H.B. 271** Airport to University of Utah Light Rail Restricted Account Amendments (D. Ure)
- H.B. 290** Exemptions Related to Exchange of Securities (C. Bennion)

**EDUCATION**

- H.B. 243** Amendments to Education (W. Harper)
- H.J.R. 26** Resolution Recognizing Competitive Academic Achievement among High Schools in Utah (B. Last)

**GOVERNMENT OPERATIONS**

- H.B. 131** Governmental Immunity Amendments (J. Biskupski)
- H.J.R. 18** Resolution Amending Legislative Appropriations Process (W. Harper)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 85** Hate Crimes Amendments (D. Litvack)
- H.B. 112** County Correctional Facility Reimbursement (B. Dee)
- S.B. 106** Highway Patrol Use of Unmarked Vehicles (C. Bramble)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 130** Damage on Private Land by Big Game Animals (S. Urquhart)
- S.B. 107** Certification of Mines (M. Dmitrich)

**POLITICAL SUBDIVISION**

- H.B. 122** Planning Commission Review of Changes to Public Uses (A. Hardy)

**H.B. 277** Residential Mortgage Practices Amendments  
(J. M. Philpot)

**TRANSPORTATION**

**H.B. 280** Motor Vehicle Accidents – Access to Police Reports  
(L. Christensen)

**H.B. 310** Transportation Planning Task Force (J. Dougall)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 13, 2003, at 10:00 a.m.

# TWENTY-FIFTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative Steve Clark, absent.

Pledge of Allegiance and prayer by Representative Carol Spackman Moss.

### COMMUNICATIONS FROM THE SENATE

The Senate passed **S.B. 53**, AMENDMENTS TO CONTROLLED SUBSTANCE ACT, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed **S.B. 55**, PROVISIONAL BALLOT AMENDMENTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 57**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 65**, RECLAMATION SURETY FOR MINING OPERATIONS, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 74**, AMENDMENTS TO INTERLOCAL COOPERATION ACT, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 75**, CRIMINAL BACKGROUND CHECKS BY POLITICAL SUBDIVISIONS OPERATING WATER SYSTEMS, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 112**, GOVERNMENT RECORDS PROTECTIONS FOR FEDERAL MISSION OF NATIONAL GUARD, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed **S.B. 121**, FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT COMPLIANCE

AMENDMENTS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 131**, INDIVIDUAL INCOME TAX – SUBTRACTIONS FROM FEDERAL TAXABLE INCOME, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 143**, MOTOR VEHICLE DISCLOSURE REQUIREMENTS – PURCHASER’S RIGHTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed **S.C.R. 2**, RESOLUTION REGARDING CLINICAL TRIALS FOR WOMEN’S HEALTH CARE, by Senator P. Julander, and it is transmitted for consideration; and

The Senate passed **S.C.R. 3**, RESOLUTION DESIGNATING LEGISLATORS BACK TO SCHOOL WEEK, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed **S.B. 52**, ACCESS TO UNINSURED MOTORIST INFORMATION, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, **H.B. 16**, EQUAL EMPLOYMENT OPPORTUNITY – TECHNICAL CHANGES, by Representative E. Anderson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 31**, WORKFORCE SERVICES OVERPAYMENT AMENDMENTS, by Representative J. Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 74**, UNAUTHORIZED ENTRY ON SCHOOL BUS PROHIBITED, by Representative N. Hendrickson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 34**, AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 38**, DIVISION OF CORPORATIONS AMENDMENT, by Representative J. Gowans, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 39**, REPEAL OF EDUCATION REPORTS AND DUTIES, by Representative M. Dayton, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 53, S.B. 55, S.B. 57, S.B. 65, Sub. S.B. 74, S.B. 75, S.B. 112, S.B. 121, Sub. S.B. 131, S.B. 143, S.C.R. 2, S.C.R. 3**, and **S.B. 52**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.B. 16, Sub. H.B. 31, H.B. 74, Sub. H.B. 34, H.B. 38**, and **Sub. H.B. 39** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker: February 12, 2003  
The Senate substituted, amended, and passed, **Senate 1st Sub. H.B. 197**, LICENSE PLATE FOR BOYS AND GIRLS CLUBS, by Representative C. Bennion, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **Senate Sub. H.B. 197**, placed on the calendar for concurrence.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 12, 2003  
The Judiciary Committee reports a favorable recommendation on **H.B. 222**, CHILD WELFARE PROCEEDINGS AMENDMENTS, by Representative G. Curtis; and

The Judiciary Committee recommends **H.B. 6**, SHARED PARENTING BY DIVORCING PARENTS, by Representative M. Thompson, be replaced and favorably recommends **1st Sub. H.B. 6**, SHARED PARENTING BY DIVORCING PARENTS; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 201**, JUDICIARY AMENDMENTS, by Representative M. S. Lawrence.

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**H.B. 222, Sub. H.B. 6, and Sub. H.B. 201**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 12, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 115**, THEFT DETECTION SHIELDING DEVICES AMENDMENTS, by Senator J. Hickman; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 114**, MANAGEMENT, ENHANCEMENT, AND FUNDING OF 911 SYSTEM, by Representative B. Dee, et al, with the following amendments:

1. Page 2, Line 39:  
Delete "14" and insert "15"
2. Page 2, Line 54:  
After line 54 insert "(ii) a representative from a telephone cooperative having less than 300 subscriber access lines in the state;" renumber the remaining subsections accordingly.

DeMar "Bud" Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**S.B. 115** and **H.B. 114**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 12, 2003

The Transportation Committee reports a favorable recommendation on **H.B. 254**, MOTOR VEHICLE REGISTRATION – RESIDENT EXEMPTION, by Representative R. Lockhart, and recommends it be placed on the Consent Calendar; and

The Transportation Committee reports a favorable recommendation on **H.B. 154**, VISION SCREENING CHECKOFF FOR MOTOR VEHICLE REGISTRATION AND DRIVER LICENSE APPLICATION AND RENEWAL, by Representative K. Bryson, and recommends it be placed on the Consent Calendar.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 254** and **H.B. 154**, read the second time by short title and placed on the Consent Calendar.

## **INTRODUCTION OF BILLS**

### **PUBLIC EDUCATION LEGISLATIVE TASK FORCE**

**H.B. 257**

*Kory M. Holdaway*

THIS ACT CREATES THE PUBLIC EDUCATION LEGISLATIVE TASK FORCE. THE ACT PROVIDES FOR MEMBERSHIP OF THE TASK FORCE AND COMPENSATION OF MEMBERS. THE ACT OUTLINES THE RESPONSIBILITIES AND DUTIES OF THE TASK FORCE. THE ACT PROVIDES FOR A FINAL REPORT TO THE EDUCATION INTERIM COMMITTEE. THE ACT APPROPRIATES \$44,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2002-03 ONLY, TO FUND THE TASK FORCE. THE ACT PROVIDES FOR STAFFING OF THE TASK FORCE. THE ACT IS REPEALED NOVEMBER 30, 2003, read the first time by short title and referred to the Rules Committee.

### **REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS**

**H.B. 272**

*Greg J. Curtis*

THIS ACT MODIFIES THE REDEVELOPMENT AGENCIES ACT TO REPEAL A PROVISION AUTHORIZING THE USE OF SPECIFIED TAX INCREMENT FUNDS FOR THE CONSTRUCTION OF AN UNDERPASS. THE ACT PROVIDES FOR THE USE OF SPECIFIED TAX INCREMENT FUNDS FOR TELECOMMUNICATIONS FACILITIES AND EQUIPMENT. THE ACT EXTENDS THE DATE BEFORE WHICH CONSTRUCTION ON CERTAIN PROJECTS MUST BEGIN IN ORDER TO RECEIVE SPECIFIED TAX INCREMENT FUNDS. THE ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### **COMMERCIAL LESSEES' DEPOSITS**

**H.B. 336**

*Carol Spackman Moss*

THIS ACT MODIFIES THE REAL ESTATE CODE BY CREATING A NEW CHAPTER REGARDING COMMERCIAL LESSEES' DEPOSITS. THE ACT CREATES THE REQUIREMENT FOR RETURN OF A SECURITY DEPOSIT ON A COMMERCIAL LEASE WITHIN A SPECIFIED TIME, read the first time by short title and referred to the Rules Committee.

### CONSENT CALENDAR

**H.B. 231**, HEALTH CARE FACILITY LICENSURE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 231** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |            |              |            |
|-------------|------------|--------------|------------|
| Aagard      | Adams      | S. Allen     | Anderson   |
| Barrus      | Becker     | Bigelow      | Bird       |
| Biskupski   | Bourdeaux  | Bowman       | Bryson     |
| Buffmire    | Bush       | Buttars      | Buxton     |
| D. Clark    | D. Cox     | Curtis       | Daniels    |
| Dayton      | Dee        | Dillree      | Donnelson  |
| Dougall     | Duckworth  | Dunnigan     | Ferrin     |
| Ferry       | Goodfellow | Gowans       | Hansen     |
| Hardy       | Harper     | Hendrickson  | Hogue      |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson |
| Jones       | King       | Kiser        | Last       |
| Lawrence    | Litvack    | Lockhart     | Love       |
| Mascaro     | McGee      | Morgan       | Morley     |
| Moss        | Murray     | Newbold      | Noel       |
| Pace        | Parker     | Peterson     | Philpot    |
| Seitz       | Shurtliff  | G. Snow      | Styler     |
| Thompson    | Ure        | Wallace      | Winn       |
| M. Stephens |            |              |            |

**Absent or not voting were:** Representatives

|           |          |             |          |
|-----------|----------|-------------|----------|
| Alexander | Bennion  | Christensen | S. Clark |
| McCartney | Urquhart |             |          |

**H.B. 231** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 229**, PROVIDING LOCATION INFORMATION TO NONCUSTODIAL PARENTS WITH VISITATION RIGHTS, read the third time by short title and placed on its final passage.

**H.B. 229** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |            |              |             |
|-----------|------------|--------------|-------------|
| Aagard    | Adams      | S. Allen     | Anderson    |
| Barrus    | Becker     | Bennion      | Bigelow     |
| Bird      | Biskupski  | Bourdeaux    | Bowman      |
| Bryson    | Buffmire   | Bush         | Buttars     |
| Buxton    | D. Clark   | D. Cox       | Curtis      |
| Daniels   | Dayton     | Dee          | Dillree     |
| Donnelson | Dougall    | Duckworth    | Ferrin      |
| Ferry     | Goodfellow | Gowans       | Hansen      |
| Hardy     | Harper     | Hendrickson  | Hogue       |
| Holdaway  | Hughes     | E. Hutchings | Jones       |
| King      | Kiser      | Last         | Lawrence    |
| Litvack   | Lockhart   | Love         | Mascaro     |
| McGee     | Morgan     | Morley       | Moss        |
| Murray    | Newbold    | Noel         | Pace        |
| Parker    | Peterson   | Philpot      | Seitz       |
| Shurtliff | G. Snow    | Styler       | Thompson    |
| Ure       | Wallace    | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|            |             |          |          |
|------------|-------------|----------|----------|
| Alexander  | Christensen | S. Clark | Dunnigan |
| B. Johnson | McCartney   | Urquhart |          |

**H.B. 229** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**S.B. 19**, VEHICLE HISTORY INFORMATION, read the third time by short title and placed on its final passage.

**S.B. 19** then passed on the following roll call:

**Yeas, 65; Nays, 3; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |            |           |          |
|-----------|------------|-----------|----------|
| Aagard    | Adams      | S. Allen  | Anderson |
| Barrus    | Becker     | Bennion   | Bigelow  |
| Bird      | Biskupski  | Bourdeaux | Bowman   |
| Bryson    | Buffmire   | Bush      | Buttars  |
| Buxton    | D. Clark   | D. Cox    | Curtis   |
| Daniels   | Dayton     | Dee       | Dillree  |
| Donnelson | Dougall    | Duckworth | Dunnigan |
| Ferry     | Goodfellow | Gowans    | Hansen   |

|             |          |              |          |
|-------------|----------|--------------|----------|
| Hardy       | Harper   | Hendrickson  | Hogue    |
| Holdaway    | Hughes   | E. Hutchings | Jones    |
| King        | Kiser    | Last         | Lawrence |
| Litvack     | Lockhart | Love         | Mascaro  |
| McGee       | Morgan   | Morley       | Moss     |
| Murray      | Noel     | Pace         | Parker   |
| Peterson    | Seitz    | G. Snow      | Styler   |
| Ure         | Urquhart | Wallace      | Winn     |
| M. Stephens |          |              |          |

**Voting in the negative were:** Representatives

|        |         |         |
|--------|---------|---------|
| Ferrin | Newbold | Philpot |
|--------|---------|---------|

**Absent or not voting were:** Representatives

|           |             |          |            |
|-----------|-------------|----------|------------|
| Alexander | Christensen | S. Clark | B. Johnson |
| McCartney | Shurtliff   | Thompson |            |

**S.B. 19** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Daniels, the House voted to uncircle **S.B. 26**.

**S.B. 26**, SUNSET ACT REAUTHORIZATIONS, was before the House on its final passage.

Representative Curtis proposed the following amendment:

1. Page 4, Line 105:  
Delete "2008" and insert "2004"
2. Page 3, Line 78:  
Delete "2012" and insert "2004"

Representative Curtis' motion to amend passed on a voice vote.

**S.B. 26**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Bigelow      | Bird        | Biskupski   | Bourdeaux  |
| Bowman       | Bryson      | Buffmire    | Bush       |
| Buttars      | Buxton      | Christensen | D. Clark   |
| D. Cox       | Curtis      | Daniels     | Dayton     |
| Dee          | Dillree     | Donnelson   | Dougall    |
| Duckworth    | Dunnigan    | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | Jones       | King        | Kiser      |
| Last         | Lawrence    | Litvack     | Lockhart   |
| Love         | Mascaro     | McGee       | Morgan     |
| Morley       | Moss        | Murray      | Newbold    |
| Noel         | Pace        | Parker      | Peterson   |
| Philpot      | Seitz       | Shurtliff   | G. Snow    |
| Styler       | Thompson    | Ure         | Wallace    |
| Winn         | M. Stephens |             |            |

**Absent or not voting were:** Representatives

|          |        |            |           |
|----------|--------|------------|-----------|
| S. Clark | Ferrin | B. Johnson | McCartney |
| Urquhart |        |            |           |

**S.B. 26**, as amended, was returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**S.B. 104**, DISCLOSURE OF VEHICLE INFORMATION FOR PRODUCT RECALL, read the third time by short title and placed on its final passage.

**S.B. 104** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|            |              |           |          |
|------------|--------------|-----------|----------|
| Aagard     | Adams        | S. Allen  | Anderson |
| Barrus     | Becker       | Bennion   | Bigelow  |
| Bird       | Biskupski    | Bowman    | Buffmire |
| Bush       | Buttars      | Buxton    | D. Clark |
| D. Cox     | Curtis       | Daniels   | Dayton   |
| Dee        | Dillree      | Donnelson | Dougall  |
| Duckworth  | Dunnigan     | Ferrin    | Ferry    |
| Goodfellow | Gowans       | Hansen    | Hardy    |
| Harper     | Hendrickson  | Hogue     | Holdaway |
| Hughes     | E. Hutchings | Jones     | King     |

|          |         |          |           |
|----------|---------|----------|-----------|
| Kiser    | Last    | Lawrence | Litvack   |
| Lockhart | Love    | Mascaro  | McGee     |
| Morgan   | Morley  | Moss     | Murray    |
| Newbold  | Noel    | Pace     | Parker    |
| Peterson | Philpot | Seitz    | Shurtliff |
| G. Snow  | Styler  | Thompson | Ure       |
| Urquhart | Wallace | Winn     |           |

**Absent or not voting were:** Representatives

|           |            |           |             |
|-----------|------------|-----------|-------------|
| Alexander | Bourdeaux  | Bryson    | Christensen |
| S. Clark  | B. Johnson | McCartney | M. Stephens |

**S.B. 104** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 12, INDUSTRIAL ASSISTANCE FUND AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 12** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |             |              |             |
|-----------|-------------|--------------|-------------|
| Aagard    | Adams       | S. Allen     | Anderson    |
| Barrus    | Becker      | Bigelow      | Bird        |
| Biskupski | Bourdeaux   | Bowman       | Buffmire    |
| Bush      | Buttars     | Buxton       | Christensen |
| D. Clark  | D. Cox      | Curtis       | Daniels     |
| Dayton    | Dee         | Dillree      | Donnelson   |
| Dougall   | Duckworth   | Dunnigan     | Ferrin      |
| Ferry     | Goodfellow  | Gowans       | Hansen      |
| Hardy     | Harper      | Hendrickson  | Hogue       |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson  |
| Jones     | King        | Kiser        | Last        |
| Lawrence  | Litvack     | Lockhart     | Love        |
| Mascaro   | McGee       | Morgan       | Morley      |
| Moss      | Murray      | Newbold      | Noel        |
| Pace      | Parker      | Peterson     | Philpot     |
| Seitz     | Shurtliff   | G. Snow      | Styler      |
| Thompson  | Ure         | Urquhart     | Wallace     |
| Winn      | M. Stephens |              |             |

**Absent or not voting were:** Representatives

|           |         |        |          |
|-----------|---------|--------|----------|
| Alexander | Bennion | Bryson | S. Clark |
| McCartney |         |        |          |

**S.B. 12** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 88, SECURITY PERSONNEL LICENSING ACT AMENDMENTS**, read the third time by short title and placed on its final passage.

**Sub. S.B. 88** then passed on the following roll call:

**Yeas, 47; Nays, 21; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |            |           |              |
|-------------|------------|-----------|--------------|
| Agard       | S. Allen   | Anderson  | Barrus       |
| Becker      | Bigelow    | Bird      | Biskupski    |
| Bourdeaux   | Bowman     | Buffmire  | Buxton       |
| D. Clark    | D. Cox     | Daniels   | Dayton       |
| Dee         | Dillree    | Duckworth | Dunnigan     |
| Ferry       | Goodfellow | Hansen    | Hardy        |
| Hendrickson | Hogue      | Holdaway  | E. Hutchings |
| B. Johnson  | Jones      | King      | Kiser        |
| Last        | Lawrence   | Litvack   | Mascaro      |
| McGee       | Morgan     | Murray    | Pace         |
| Parker      | Seitz      | Shurtliff | G. Snow      |
| Thompson    | Urquhart   | Winn      |              |

**Voting in the negative were:** Representatives

|             |         |           |         |
|-------------|---------|-----------|---------|
| Adams       | Bennion | Bush      | Buttars |
| Christensen | Curtis  | Donnelson | Dougall |
| Ferrin      | Gowans  | Harper    | Hughes  |
| Lockhart    | Morley  | Newbold   | Noel    |
| Peterson    | Philpot | Ure       | Wallace |
| M. Stephens |         |           |         |

**Absent or not voting were:** Representatives

|           |        |          |      |
|-----------|--------|----------|------|
| Alexander | Bryson | S. Clark | Love |
| McCartney | Moss   | Styler   |      |

**Sub. S.B. 88** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 49, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS**, read the third time by short title and placed on its final passage.

On motion of Representative Lockhart, the House voted to circle **S.B. 49**.

\* \* \*

**S.B. 48, FORCED ENTRY TO MAKE ARREST**, read the third time by short title and placed on its final passage.

**S.B. 48** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|          |             |             |             |
|----------|-------------|-------------|-------------|
| Agard    | Adams       | S. Allen    | Anderson    |
| Barrus   | Becker      | Bennion     | Bigelow     |
| Bird     | Biskupski   | Bourdeaux   | Bowman      |
| Buffmire | Bush        | Buttars     | Christensen |
| D. Clark | D. Cox      | Curtis      | Daniels     |
| Dayton   | Dee         | Dillree     | Donnelson   |
| Dougall  | Duckworth   | Dunnigan    | Ferrin      |
| Ferry    | Goodfellow  | Gowans      | Hansen      |
| Hardy    | Harper      | Hendrickson | Hogue       |
| Holdaway | Hughes      | B. Johnson  | Jones       |
| King     | Kiser       | Last        | Lawrence    |
| Litvack  | Lockhart    | Mascaro     | McCartney   |
| McGee    | Morgan      | Morley      | Murray      |
| Newbold  | Noel        | Pace        | Parker      |
| Peterson | Philpot     | Seitz       | Shurtliff   |
| Thompson | Ure         | Urquhart    | Wallace     |
| Winn     | M. Stephens |             |             |

**Absent or not voting were:** Representatives

|              |        |        |          |
|--------------|--------|--------|----------|
| Alexander    | Bryson | Buxton | S. Clark |
| E. Hutchings | Love   | Moss   | G. Snow  |
| Styler       |        |        |          |

**S.B. 48** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 116**, DNA – AMENDMENT REGARDING WARRANTS, read the third time by short title and placed on its final passage.

On motion of Representative Pace, the House voted to circle **S.B. 116**.

\* \* \*

**S.B. 117**, AGGRAVATED ROBBERY AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 117** then passed on the following roll call:

**Yeas, 60; Nays, 0; Absent or not voting, 15.**

**Voting in the affirmative were:** Representatives

|              |            |             |             |
|--------------|------------|-------------|-------------|
| Aagard       | Adams      | Alexander   | S. Allen    |
| Barrus       | Becker     | Bennion     | Bigelow     |
| Bird         | Biskupski  | Bourdeaux   | Bowman      |
| Buttars      | Buxton     | Christensen | D. Clark    |
| D. Cox       | Curtis     | Daniels     | Dee         |
| Donnelson    | Dougall    | Duckworth   | Dunnigan    |
| Ferrin       | Goodfellow | Gowans      | Hansen      |
| Hardy        | Harper     | Holdaway    | Hughes      |
| E. Hutchings | B. Johnson | Jones       | King        |
| Kiser        | Last       | Lawrence    | Litvack     |
| Lockhart     | Mascaro    | McGee       | Morgan      |
| Morley       | Murray     | Newbold     | Noel        |
| Pace         | Parker     | Peterson    | Philpot     |
| Shurtliff    | G. Snow    | Styler      | Thompson    |
| Urquhart     | Wallace    | Winn        | M. Stephens |

**Absent or not voting were:** Representatives

|             |        |          |           |
|-------------|--------|----------|-----------|
| Anderson    | Bryson | Buffmire | Bush      |
| S. Clark    | Dayton | Dillree  | Ferry     |
| Hendrickson | Hogue  | Love     | McCartney |
| Moss        | Seitz  | Ure      |           |

**S.B. 117** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### COMMUNICATION FROM THE SENATE

Mr. Speaker:

February 13, 2003

The Senate passed, as amended, **S.J.R. 7**, RESOLUTION SUPPORTING A FREE TRADE AGREEMENT, by Senator P. Knudson, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. **S.J.R. 7**, read the first time by short title and referred to the Rules Committee.

### MISCELLANEOUS BUSINESS

On motion of Representative Styler, under suspension of the rules, the House voted to consider **S.J.R. 7** read the second time by short title and placed at the top of the calendar for third reading.

### THIRD READING CALENDAR

**S.J.R. 7**, RESOLUTION SUPPORTING A FREE TRADE AGREEMENT, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to recess until 11:20 a.m.

Speaker Stephens called the House to order at 11:25 a.m.

**S.J.R. 7** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Adams       | Alexander | S. Allen   | Anderson     |
| Barrus      | Becker    | Bennion    | Bigelow      |
| Bird        | Biskupski | Bourdeaux  | Bowman       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | D. Clark  | D. Cox     | Curtis       |
| Daniels     | Dayton    | Dee        | Dillree      |
| Donnelson   | Dougall   | Duckworth  | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson  | Jones     | King       | Kiser        |

|          |          |             |           |
|----------|----------|-------------|-----------|
| Last     | Lawrence | Litvack     | Lockhart  |
| Love     | Mascaro  | McCartney   | McGee     |
| Morgan   | Morley   | Moss        | Murray    |
| Newbold  | Noel     | Pace        | Parker    |
| Peterson | Philpot  | Seitz       | Shurtliff |
| G. Snow  | Styler   | Thompson    | Ure       |
| Urquhart | Winn     | M. Stephens |           |

**Absent or not voting were:** Representatives

|        |        |          |         |
|--------|--------|----------|---------|
| Aagard | Bryson | S. Clark | Wallace |
|--------|--------|----------|---------|

**S.J.R. 7** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative Pace, the House voted to uncircle **S.B. 116**.

**S.B. 116**, DNA – AMENDMENT REGARDING WARRANTS, was before the House on its final passage.

**S.B. 116** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Adams       | Alexander | S. Allen    | Anderson     |
| Barrus      | Becker    | Bennion     | Bigelow      |
| Bird        | Biskupski | Bourdeaux   | Bowman       |
| Buffmire    | Bush      | Buttars     | Buxton       |
| Christensen | D. Clark  | D. Cox      | Curtis       |
| Daniels     | Dayton    | Dee         | Dillree      |
| Donnelson   | Dougall   | Duckworth   | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow  | Gowans       |
| Hansen      | Hardy     | Harper      | Hendrickson  |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Litvack     | Lockhart     |
| Love        | Mascaro   | McCartney   | McGee        |
| Morgan      | Morley    | Moss        | Murray       |
| Newbold     | Noel      | Pace        | Parker       |
| Peterson    | Philpot   | Seitz       | Shurtliff    |
| G. Snow     | Styler    | Thompson    | Ure          |
| Urquhart    | Winn      | M. Stephens |              |

**Absent or not voting were:** Representatives

Agard                      Bryson                      S. Clark                      Wallace

**S.B. 116** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Lockhart, the House voted to uncircle **S.B. 49**.

**S.B. 49, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS**, was before the House on its final passage.

Representative Lockhart proposed the following amendment:

1. Page 10, Line 303;  
Delete “adults” and insert “a person 21 years of age or older”

Representative Lockhart’s motion to amend passed on a voice vote.

**S.B. 49**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 3; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Agard       | Adams       | Alexander    | S. Allen   |
| Anderson    | Barrus      | Becker       | Bennion    |
| Bigelow     | Bird        | Biskupski    | Bourdeaux  |
| Bowman      | Buffmire    | Bush         | Buttars    |
| Buxton      | Christensen | D. Clark     | D. Cox     |
| Daniels     | Dayton      | Dee          | Dillree    |
| Donnelson   | Dougall     | Duckworth    | Dunnigan   |
| Ferrin      | Ferry       | Gowans       | Hansen     |
| Hardy       | Harper      | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | King        | Kiser        | Last       |
| Lawrence    | Litvack     | Lockhart     | Love       |
| Mascaro     | McCartney   | McGee        | Morgan     |
| Morley      | Moss        | Murray       | Newbold    |
| Noel        | Parker      | Peterson     | Philpot    |
| Seitz       | Shurtliff   | G. Snow      | Thompson   |
| Ure         | Urquhart    | Wallace      | Winn       |
| M. Stephens |             |              |            |

**Voting in the negative were:** Representatives

Curtis Pace Styler

**Absent or not voting were:** Representatives

Bryson S. Clark Goodfellow

**S.B. 49**, as amended, was returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**S.B. 84**, REAL PROPERTY VOLUNTARY ENVIRONMENTAL RESTRICTIVE COVENANTS, read the third time by short title and placed on its final passage.

**S.B. 84** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Aagard    | Adams        | S. Allen   | Anderson    |
| Barrus    | Becker       | Bennion    | Bigelow     |
| Bird      | Biskupski    | Bourdeaux  | Bowman      |
| Buffmire  | Bush         | Buxton     | Christensen |
| D. Clark  | D. Cox       | Curtis     | Dayton      |
| Dillree   | Donnelson    | Duckworth  | Dunnigan    |
| Ferrin    | Ferry        | Goodfellow | Gowans      |
| Hansen    | Hardy        | Harper     | Hendrickson |
| Hogue     | E. Hutchings | B. Johnson | Jones       |
| King      | Kiser        | Last       | Lawrence    |
| Litvack   | Lockhart     | Love       | Mascaro     |
| McCartney | McGee        | Morgan     | Morley      |
| Moss      | Murray       | Newbold    | Noel        |
| Pace      | Parker       | Peterson   | Philpot     |
| Seitz     | Shurtliff    | G. Snow    | Styler      |
| Thompson  | Ure          | Urquhart   | Wallace     |
| Winn      | M. Stephens  |            |             |

**Absent or not voting were:** Representatives

|           |        |         |          |
|-----------|--------|---------|----------|
| Alexander | Bryson | Buttars | S. Clark |
| Daniels   | Dee    | Dougall | Holdaway |
| Hughes    |        |         |          |

**S.B. 84** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

## RULES COMMITTEE REPORT

Mr. Speaker: February 13, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

### EDUCATION

- S.B. 57** Charter School Amendments (H. Stephenson)  
**S.C.R. 3** Resolution Designating Legislators Back to School Week  
(H. Stephenson)

### GOVERNMENT OPERATIONS

- H.B. 350** Fiscal Year Appropriation Limit (J. Ferrin)  
**S.B. 55** Provisional Ballot Amendments (D. Eastman)

### HEALTH AND HUMAN SERVICES

- H.B. 248** Privacy of State Database Health Records (C. Bennion)  
**H.B. 308** Health and Human Services Boards and Commission  
Amendment (J. Seitz)  
**S.B. 121** Federal Health Insurance Portability and Accountability  
Act Compliance Amendments (P. Knudson)  
**S.C.R. 2** Resolution Regarding Clinical Trials for Women's Health  
Care (P. Julander)

### LAW ENFORCEMENT AND CRIMINAL JUSTICE

- S.B. 53** Amendments to Controlled Substance Act (P. Knudson)  
**S.B. 112** Government Records Protections for Federal Mission of  
National Guard (P. Knudson)

### NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- S.B. 65** Reclamation Surety for Mining Operations (M. Dmitrich)

### POLITICAL SUBDIVISIONS

- 1st Sub. S.B. 74** Amendments to Interlocal Cooperation Act (D. Gladwell)  
**S.B. 75** Criminal Background Checks by Political Subdivisions  
Operating Water Systems (C. Walker)

### PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 125** Legislative Approval of State or Regional Air Quality  
Plan (C. Bennion)

**REVENUE AND TAXATION**

**1st Sub. S.B. 131** Individual Income Tax – Subtractions from Federal Taxable Income (C. Bramble)

**TRANSPORTATION**

**H.B. 253** Powersport Dealer Association Amendments (B. Goodfellow)

**H.B. 301** Motor Vehicle Purchase Amendments (D. Bush)

**S.B. 52** Access to Uninsured Motorist Information (D. Steele)

**S.B. 143** Motor Vehicle Disclosure Requirements – Purchaser’s Rights (D. Eastman)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:00 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: February 13, 2003

The Senate passed, as amended, **S.B. 32**, DRIVER EDUCATION COURSES, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 120**, PAYMENT OF WAGES AMENDMENTS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed, **H.B. 70**, ASSAULT AMENDMENTS, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 173**, MOTOR VEHICLE OPERATOR FLEEING A PEACE OFFICER, by Representative T. McCartney, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 178**, FIREARMS AMENDMENTS, by Representative T. McCartney, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 32** and **S.B. 120**, read the first time by short title and referred to the Rules Committee.

Communications filed. **H.B. 70**, **H.B. 173**, and **H.B. 178** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 13, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 244**, MUNICIPAL GOVERNMENT AMENDMENTS, by Representative W. Harper; and

The Political Subdivisions Committee recommends **H.B. 54**, SPECIAL DISTRICTS AND LOCAL DISTRICTS – ACQUISITION OF REAL PROPERTY, by Representative G. Hughes, be replaced and favorably recommends **1st Sub. H.B. 54**, SPECIAL DISTRICTS AND LOCAL DISTRICTS – ACQUISITION OF REAL PROPERTY.

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 244** and **Sub. H.B. 54**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 13, 2003

The Government Operations Committee recommends **H.B. 145**, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS, by Representative L. Pace, be replaced and favorably recommends **1st Sub. H.B. 145**, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS; and

The Government Operations Committee recommends **H.B. 150**, POLL WATCHER AND PRESERVATION OF ELECTION DATE AMENDMENTS, by

Representative J. M. Philpot, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 150**, POLL WATCHER AND PRESERVATION OF ELECTION DATE AMENDMENTS with the following amendments:

1. Page 3, Line 62:

After “have” delete “unrestricted” and insert “reasonable”; and

The Government Operations Committee reports a favorable recommendation on **H.B. 155**, AMENDMENTS TO ELECTION LAW, by Representative B. Goodfellow, and recommends it be placed on the Consent Calendar.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**Sub. H.B. 145, 2nd Sub. H.B. 150**, as amended, , read the second time by short title and placed on the calendar for third reading.

**H.B. 155** read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker:

February 13, 2003

The Workforce Services and Community and Economic Development Committee recommends **H.B. 232**, UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS, by Representative R. Bigelow, be replaced and reports a favorable recommendation on **1st Sub. H.B. 232**, UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS with the following amendments:

1. Page 7, Line 207:

After “means” insert “: (a)”

2. Page 7, Line 209:

After “mastered” delete “.” insert “: and (b) students have the flexibility to begin or end study at any time, progress through course material at their own pace, and demonstrate competency when knowledge and skills have been mastered. If competency is demonstrated in a program of study, a credential, certificate, diploma, or degree may be awarded.”

3. Page 16, Line 475:

After line 475 insert:

“(5) Each campus shall be recognized as a college campus of the Utah College of Applied Technology, and regional affiliation shall be retained and recognized through local designations such as “Bridgerland Applied Technology College: A Utah College of Applied Technology Campus.”

4. Page 16, Line 485:  
After “president” insert “, in cooperation with the campus board of directors.”
5. Page 16, Line 488:  
After “president” insert “, in cooperation with the campus board of directors”

David N. Cox, Chair

Report filed. On motion of Representative Wallace, the report of the Workforce Services, and Community and Economic Development committee was adopted.

**Sub. H.B. 232**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 13, 2003  
The Revenue and Taxation Committee reports a favorable recommendation on **H.J.R. 24**, RESOLUTION URGING CONGRESS TO ABOLISH THE ALTERNATIVE MINIMUM TAX, by Representative J. M. Philpot.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Revenue and Taxation committee was adopted.

**H.J.R. 24**, read the second time by short title and placed on the calendar for third reading.

### THIRD READING CALENDAR

**S.B. 85**, UNDERGROUND STORAGE TANK AMENDMENT, read the third time by short title and placed on its final passage.

**S.B. 85** then passed on the following roll call:

**Yeas, 44; Nays, 24; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |              |            |           |
|----------|--------------|------------|-----------|
| Aagard   | S. Allen     | Anderson   | Barrus    |
| Becker   | Bird         | Biskupski  | Bowman    |
| Bryson   | Buffmire     | Bush       | Buttars   |
| Buxton   | Christensen  | D. Cox     | Daniels   |
| Dayton   | Dee          | Dillree    | Duckworth |
| Ferry    | Gowans       | Hansen     | Hogue     |
| Holdaway | E. Hutchings | B. Johnson | Kiser     |
| Last     | Lawrence     | Litvack    | Lockhart  |
| Love     | Mascaro      | McCartney  | Newbold   |
| Parker   | Peterson     | Seitz      | G. Snow   |
| Styler   | Thompson     | Ure        | Wallace   |

**Voting in the negative were:** Representatives

|           |           |          |             |
|-----------|-----------|----------|-------------|
| Bennion   | Bigelow   | D. Clark | Curtis      |
| Donnelson | Dougall   | Dunnigan | Ferrin      |
| Hardy     | Harper    | Hughes   | Jones       |
| King      | McGee     | Morgan   | Morley      |
| Moss      | Murray    | Noel     | Pace        |
| Philpot   | Shurtliff | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|            |             |           |          |
|------------|-------------|-----------|----------|
| Adams      | Alexander   | Bourdeaux | S. Clark |
| Goodfellow | Hendrickson | Urquhart  |          |

**S.B. 85** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 40, PAY PLAN – SALARY SURVEY AMENDMENTS**, read the third time by short title and placed on its final passage.

Representative Ure proposed the following amendment:

1. Page 1, Line 23:  
Delete “salary ranges” and insert “total compensation”

Representative Ure’s motion to amend passed on the following roll call:

**Yeas, 39; Nays, 31; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |        |         |             |
|----------|--------|---------|-------------|
| S. Allen | Barrus | Bennion | Bigelow     |
| Bryson   | Bush   | Buxton  | Christensen |

|          |           |              |            |
|----------|-----------|--------------|------------|
| D. Clark | Curtis    | Dayton       | Dee        |
| Dillree  | Donnelson | Dougall      | Dunnigan   |
| Ferrin   | Ferry     | Hardy        | Harper     |
| Holdaway | Hughes    | E. Hutchings | B. Johnson |
| Kiser    | Last      | Lawrence     | Lockhart   |
| Love     | Mascaro   | Morley       | Parker     |
| Philpot  | G. Snow   | Styler       | Thompson   |
| Ure      | Urquhart  | M. Stephens  |            |

**Voting in the negative were:** Representatives

|            |           |         |             |
|------------|-----------|---------|-------------|
| Aagard     | Anderson  | Becker  | Bird        |
| Biskupski  | Bourdeaux | Bowman  | Buffmire    |
| Buttars    | D. Cox    | Daniels | Duckworth   |
| Goodfellow | Gowans    | Hansen  | Hendrickson |
| Jones      | King      | Litvack | McCartney   |
| McGee      | Morgan    | Moss    | Murray      |
| Newbold    | Noel      | Pace    | Peterson    |
| Shurtliff  | Wallace   | Winn    |             |

**Absent or not voting were:** Representatives

|       |           |          |       |
|-------|-----------|----------|-------|
| Adams | Alexander | S. Clark | Hogue |
| Seitz |           |          |       |

###

**S.B. 40**, as amended, then passed on the following roll call:

**Yeas, 67; Nays, 6; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Aagard     | Adams     | S. Allen    | Anderson     |
| Barrus     | Becker    | Bennion     | Bigelow      |
| Bird       | Biskupski | Bourdeaux   | Bowman       |
| Buffmire   | Buttars   | Christensen | D. Clark     |
| D. Cox     | Curtis    | Daniels     | Dee          |
| Dillree    | Donnelson | Dougall     | Duckworth    |
| Ferrin     | Ferry     | Goodfellow  | Gowans       |
| Hansen     | Hardy     | Harper      | Hendrickson  |
| Hogue      | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson | Jones     | King        | Kiser        |
| Last       | Lawrence  | Litvack     | Lockhart     |
| Love       | McCartney | McGee       | Morgan       |
| Morley     | Moss      | Murray      | Newbold      |

|         |          |             |          |
|---------|----------|-------------|----------|
| Noel    | Pace     | Parker      | Peterson |
| Philpot | Seitz    | Shurtliff   | G. Snow  |
| Styler  | Thompson | Ure         | Urquhart |
| Wallace | Winn     | M. Stephens |          |

**Voting in the negative were:** Representatives

|          |         |        |        |
|----------|---------|--------|--------|
| Bryson   | Bush    | Buxton | Dayton |
| Dunnigan | Mascaro |        |        |

**Absent or not voting were:** Representatives

|           |          |
|-----------|----------|
| Alexander | S. Clark |
|-----------|----------|

**S.B. 40**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 82**, AUTHORIZED OVERSPENDING LIMIT IN FEDERAL MEDICAID BUDGET, read the third time by short title and placed on its final passage.

On motion of Representative Hogue, the House voted to circle **S.B. 82**.

\* \* \*

**S.B. 97**, COUNTY ANNEXATION AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Mascaro declared a conflict of interest because he is involved with Green River City.

**S.B. 97**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |             |           |            |
|----------|-------------|-----------|------------|
| Agard    | Adams       | S. Allen  | Anderson   |
| Barrus   | Becker      | Bennion   | Bigelow    |
| Bird     | Biskupski   | Bourdeaux | Bowman     |
| Bryson   | Buffmire    | Bush      | Buttars    |
| Buxton   | Christensen | D. Clark  | D. Cox     |
| Curtis   | Daniels     | Dayton    | Dee        |
| Dillree  | Donnelson   | Dougall   | Duckworth  |
| Dunnigan | Ferrin      | Ferry     | Goodfellow |
| Gowans   | Hansen      | Hardy     | Harper     |

|              |            |          |             |
|--------------|------------|----------|-------------|
| Hendrickson  | Hogue      | Holdaway | Hughes      |
| E. Hutchings | B. Johnson | Jones    | King        |
| Kiser        | Last       | Lawrence | Litvack     |
| Lockhart     | Love       | Mascaro  | McCartney   |
| McGee        | Morgan     | Morley   | Moss        |
| Murray       | Newbold    | Noel     | Pace        |
| Parker       | Peterson   | Philpot  | Seitz       |
| Shurtliff    | G. Snow    | Styler   | Ure         |
| Urquhart     | Wallace    | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|           |          |          |
|-----------|----------|----------|
| Alexander | S. Clark | Thompson |
|-----------|----------|----------|

**S.B. 97**, as amended, was returned to the Senate for further consideration.

\* \* \*

**2nd Sub. S.B. 91**, FUNERAL SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Biskupski proposed the following amendment:

- Page 8, Lines 225–230:  
Delete lines 225–230 and insert:  
“(b) “Preneed funeral arrangement” does not include a policy or product of life insurance providing a death benefit cash payment upon the death of the beneficiary which is not limited to providing the products or services described in Subsection (17)(a).”

Representative Biskupski’s motion to amend passed on a voice vote.

###

Representative Bigelow proposed the following amendment:

- Page 18, Line 541:  
Delete line 541 and renumber accordingly.

Representative Bigelow’s motion to amend passed on a voice vote.

###

**2nd Sub. S.B. 91**, as amended, then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |           |              |            |
|-----------|-----------|--------------|------------|
| Aagard    | Adams     | Alexander    | S. Allen   |
| Anderson  | Barrus    | Becker       | Bennion    |
| Bigelow   | Bird      | Biskupski    | Bourdeaux  |
| Bowman    | Bryson    | Buffmire     | Bush       |
| Buttars   | Buxton    | Christensen  | D. Cox     |
| Daniels   | Dayton    | Dee          | Dillree    |
| Donnelson | Dougall   | Duckworth    | Dunnigan   |
| Ferrin    | Ferry     | Goodfellow   | Hansen     |
| Hardy     | Harper    | Hendrickson  | Hogue      |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson |
| Jones     | King      | Kiser        | Last       |
| Lawrence  | Litvack   | Lockhart     | Love       |
| Mascaro   | McCartney | McGee        | Morgan     |
| Morley    | Moss      | Murray       | Newbold    |
| Noel      | Pace      | Parker       | Peterson   |
| Philpot   | Seitz     | Shurtliff    | G. Snow    |
| Styler    | Thompson  | Ure          | Urquhart   |
| Wallace   | Winn      | M. Stephens  |            |

**Absent or not voting were:** Representatives

|          |          |        |        |
|----------|----------|--------|--------|
| D. Clark | S. Clark | Curtis | Gowans |
|----------|----------|--------|--------|

**2nd Sub. S.B. 91**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 96**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 96** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |        |           |           |
|----------|--------|-----------|-----------|
| Aagard   | Adams  | Alexander | S. Allen  |
| Anderson | Barrus | Becker    | Bennion   |
| Bigelow  | Bird   | Biskupski | Bourdeaux |
| Bowman   | Bryson | Buffmire  | Bush      |

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Buttars    | Buxton      | Christensen | D. Clark     |
| D. Cox     | Curtis      | Daniels     | Dayton       |
| Dee        | Dillree     | Donnelson   | Duckworth    |
| Dunnigan   | Ferrin      | Ferry       | Goodfellow   |
| Hansen     | Hardy       | Harper      | Hendrickson  |
| Hogue      | Holdaway    | Hughes      | E. Hutchings |
| B. Johnson | Jones       | King        | Kiser        |
| Last       | Lawrence    | Litvack     | Love         |
| Mascaro    | McCartney   | McGee       | Morgan       |
| Morley     | Moss        | Murray      | Newbold      |
| Pace       | Parker      | Peterson    | Philpot      |
| Seitz      | Shurtliff   | G. Snow     | Styler       |
| Thompson   | Ure         | Urquhart    | Wallace      |
| Winn       | M. Stephens |             |              |

**Absent or not voting were:** Representatives

|          |         |        |          |
|----------|---------|--------|----------|
| S. Clark | Dougall | Gowans | Lockhart |
| Noel     |         |        |          |

**S.B. 96** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 47, LABOR COMMISSION – APPEALS BOARD**, read the third time by short title and placed on its final passage.

**S.B. 47** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Becker      | Bennion      |
| Bigelow     | Bird      | Biskupski   | Bourdeaux    |
| Bowman      | Bryson    | Buffmire    | Bush         |
| Buttars     | Buxton    | Christensen | D. Clark     |
| Curtis      | Daniels   | Dayton      | Dee          |
| Dillree     | Donnelson | Dougall     | Duckworth    |
| Dunnigan    | Ferrin    | Ferry       | Goodfellow   |
| Gowans      | Hansen    | Hardy       | Harper       |
| Hendrickson | Hogue     | Hughes      | E. Hutchings |

|            |           |             |          |
|------------|-----------|-------------|----------|
| B. Johnson | Jones     | King        | Kiser    |
| Last       | Lawrence  | Litvack     | Love     |
| Mascaro    | McCartney | McGee       | Morgan   |
| Morley     | Moss      | Murray      | Newbold  |
| Noel       | Pace      | Parker      | Peterson |
| Philpot    | Seitz     | Shurtliff   | G. Snow  |
| Styler     | Thompson  | Ure         | Urquhart |
| Wallace    | Winn      | M. Stephens |          |

**Absent or not voting were:** Representatives

|          |        |          |          |
|----------|--------|----------|----------|
| S. Clark | D. Cox | Holdaway | Lockhart |
|----------|--------|----------|----------|

**S.B. 47** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

\* \* \*

On motion of Representative Curtis, the House voted to recess until 3:25 p.m.

Speaker Stephens called the House to order at 3:25 p.m.

### UNFINISHED BUSINESS

On motion of Representative Johnson, the House voted to uncircle **2nd Sub. H.B. 161**.

**2nd Sub. H.B. 161**, SNOW COLLEGE RICHFIELD CAMPUS, was before the House on its final passage.

On motion of Representative Johnson, the House voted to delete **2nd Sub. H.B. 161** in title and body and insert **3rd Sub. H.B. 161** in lieu thereof.

Representative Ferry declared a conflict of interest because President Benson is his brother-in-law.

**3rd Sub. H.B. 161** then passed on the following roll call:

**Yeas, 61; Nays, 9; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |             |             |           |
|-----------|-------------|-------------|-----------|
| Agaard    | Adams       | Alexander   | S. Allen  |
| Anderson  | Barrus      | Bennion     | Bird      |
| Biskupski | Bowman      | Bryson      | Bush      |
| Buxton    | Christensen | D. Clark    | Curtis    |
| Daniels   | Dayton      | Dee         | Dillree   |
| Donnelson | Dougall     | Duckworth   | Dunnigan  |
| Ferrin    | Ferry       | Goodfellow  | Gowans    |
| Hansen    | Hardy       | Hendrickson | Hogue     |
| Holdaway  | Hughes      | B. Johnson  | Jones     |
| King      | Kiser       | Last        | Lawrence  |
| Litvack   | Love        | Mascaro     | McCartney |
| McGee     | Morgan      | Morley      | Moss      |
| Murray    | Noel        | Parker      | Philpot   |
| Seitz     | G. Snow     | Styler      | Thompson  |
| Ure       | Urquhart    | Wallace     | Winn      |

M. Stephens

**Voting in the negative were:** Representatives

|         |         |           |          |
|---------|---------|-----------|----------|
| Becker  | Bigelow | Bourdeaux | Buffmire |
| Buttars | Harper  | Newbold   | Pace     |

Peterson

**Absent or not voting were:** Representatives

|          |        |              |          |
|----------|--------|--------------|----------|
| S. Clark | D. Cox | E. Hutchings | Lockhart |
|----------|--------|--------------|----------|

Shurtliff

**3rd Sub. H.B. 161** transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Holdaway, the House voted to allow a bill file be opened for the preparation of a resolution to be sent to Congress regarding education.

\* \* \*

On motion of Representative Urquhart, the House voted to recall **Sub. H.B. 48** from the Senate for technical corrections. (See page 507 for technical corrections.)

\* \* \*

On motion of Representative Curtis, the House voted to adjourn until February 14, 2003, at 10:00 a.m.

# TWENTY-SIXTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representatives Darin Peterson, Roz McGee, and Steve Clark, excused.

Pledge of Allegiance by Brittany Robinson and prayer by Chieko Okazaki, both guests of Representative Karen Morgan.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 13, 2003  
The Education Committee reports a favorable recommendation on **H.C.R. 7, RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION**, by Representative K. Morgan.

Margaret Dayton, Chair

Report filed. On motion of Representative Dayton, the report of the Education committee was adopted.

**H.C.R. 7**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 13, 2003  
The Business and Labor Committee reports a favorable recommendation on **S.B. 90, PRESCRIPTIVE PRACTICE PEER COMMITTEE REPEALER**, by Senator P. Julander; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 10, PRENEED FUNERAL ARRANGEMENT AMENDMENTS**, by Senator P. Arent; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 92, LAND SURVEYOR AMENDMENTS**, by Senator H. Stephenson; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 258**, MOTOR VEHICLE BUSINESS REGULATION – PENALTIES, by Representative D. Clark.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**S.B. 90, S.B. 10, Sub. S.B. 92, and H.B. 258**, read the second time by short title and placed on the calendar for third reading.

**INTRODUCTION OF BILL**

**2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS**

**H.B. 260**

*Wayne A. Harper*

THIS ACT MODIFIES PROVISIONS GOVERNING 2002 HIGHWAY GENERAL OBLIGATION BONDS FOR SALT LAKE COUNTY BY ELIMINATING CERTAIN PROJECTS AND BY ELIMINATING THE REQUIREMENTS THAT PROJECTS BE FUNDED IN A STRICT PRIORITY ORDER, read the first time by short title and referred to the Rules Committee.

**CONSENT CALENDAR**

**H.B. 225**, RETIREMENT SYSTEMS MEMBERSHIP EXCLUSIONS, read the third time by short title and placed on its final passage.

**H.B. 225** then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|              |            |           |           |
|--------------|------------|-----------|-----------|
| Aagard       | Adams      | Alexander | S. Allen  |
| Anderson     | Barrus     | Becker    | Bennion   |
| Bigelow      | Bird       | Biskupski | Bourdeaux |
| Bowman       | Bryson     | Buffmire  | Bush      |
| Buttars      | Buxton     | D. Clark  | D. Cox    |
| Curtis       | Daniels    | Dayton    | Dee       |
| Dillree      | Dougall    | Duckworth | Dunnigan  |
| Ferry        | Hansen     | Hardy     | Harper    |
| Hendrickson  | Hogue      | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson | Jones     | King      |
| Kiser        | Last       | Lawrence  | Litvack   |

|             |           |          |           |
|-------------|-----------|----------|-----------|
| Lockhart    | Love      | Mascaro  | McCartney |
| Morley      | Moss      | Murray   | Newbold   |
| Noel        | Pace      | Parker   | Philpot   |
| Seitz       | Shurtliff | G. Snow  | Styler    |
| Thompson    | Ure       | Urquhart | Wallace   |
| M. Stephens |           |          |           |

**Absent or not voting were:** Representatives

|             |          |           |        |
|-------------|----------|-----------|--------|
| Christensen | S. Clark | Donnelson | Ferrin |
| Goodfellow  | Gowans   | McGee     | Morgan |
| Peterson    | Winn     |           |        |

**H.B. 225** transmitted to the Senate for its consideration.

**CONCURRENCE CALENDAR**

On motion of Representative Bennion, the House voted to concur in the Senate amendments to **Sub. H.B. 197**, LICENSE PLATES FOR BOYS AND GIRLS CLUBS.

**Sub. H.B. 197**, as amended by the Senate, then passed on the following roll call:

**Yeas, 66; Nays, 3; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Aagard      | Adams        | S. Allen   | Anderson |
| Barrus      | Bennion      | Bigelow    | Bird     |
| Biskupski   | Bourdeaux    | Bowman     | Bryson   |
| Buffmire    | Bush         | Buttars    | Buxton   |
| Christensen | D. Clark     | D. Cox     | Curtis   |
| Daniels     | Dayton       | Dee        | Dillree  |
| Donnelson   | Dougall      | Duckworth  | Dunnigan |
| Ferry       | Goodfellow   | Gowans     | Hansen   |
| Hardy       | Hendrickson  | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |
| Litvack     | Lockhart     | Love       | Mascaro  |
| McCartney   | Morgan       | Morley     | Moss     |
| Murray      | Noel         | Pace       | Parker   |
| Philpot     | Seitz        | Shurtliff  | G. Snow  |
| Styler      | Thompson     | Ure        | Urquhart |
| Wallace     | M. Stephens  |            |          |

**Voting in the negative were:** Representatives

|           |        |         |
|-----------|--------|---------|
| Alexander | Harper | Newbold |
|-----------|--------|---------|

**Absent or not voting were:** Representatives

|          |          |        |       |
|----------|----------|--------|-------|
| Becker   | S. Clark | Ferrin | McGee |
| Peterson | Winn     |        |       |

**Sub. H.B. 197**, as amended by the Senate, transmitted to the Senate for signature of the president.

**UNFINISHED BUSINESS**

On motion of Representative Alexander, the House voted to uncircle **4th Sub. H.B. 162**.

**4th Sub. H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS, was before the House on its final passage.

Representative Alexander proposed to delete **4th Sub. H.B. 162** in title and body and insert in lieu thereof **10th Sub. H.B. 162**.

Representative Harper proposed a substitute motion to delete **4th Sub. H.B. 162** in title and body and insert in lieu thereof **6th Sub. H.B. 162**.

Representative Harper's motion to amend failed on the following roll call:

**Yeas, 27; Nays, 43; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |              |           |             |
|-----------|--------------|-----------|-------------|
| S. Allen  | Anderson     | Barrus    | Becker      |
| Biskupski | Bourdeaux    | Buffmire  | Bush        |
| Dayton    | Donnelson    | Duckworth | Goodfellow  |
| Gowans    | Hansen       | Harper    | Hendrickson |
| Holdaway  | E. Hutchings | King      | Lawrence    |
| Litvack   | Mascaro      | McCartney | Morgan      |
| Moss      | Thompson     | Ure       |             |

**Voting in the negative were:** Representatives

|         |             |            |         |
|---------|-------------|------------|---------|
| Agard   | Adams       | Alexander  | Bigelow |
| Bird    | Bowman      | Bryson     | Buttars |
| Buxton  | Christensen | D. Clark   | D. Cox  |
| Curtis  | Daniels     | Dee        | Dillree |
| Dougall | Dunnigan    | Ferry      | Hardy   |
| Hogue   | Hughes      | B. Johnson | Jones   |

|           |         |             |          |
|-----------|---------|-------------|----------|
| Kiser     | Last    | Lockhart    | Love     |
| Morley    | Murray  | Newbold     | Noel     |
| Pace      | Parker  | Philpot     | Seitz    |
| Shurtliff | G. Snow | Styler      | Urquhart |
| Wallace   | Winn    | M. Stephens |          |

**Absent or not voting were:** Representatives

|          |          |        |       |
|----------|----------|--------|-------|
| Bennion  | S. Clark | Ferrin | McGee |
| Peterson |          |        |       |

Representative Alexander proposed to delete **4th Sub. H.B. 162** in title and body and insert in lieu thereof **10th Sub. H.B. 162**.

Representative Alexander’s motion to substitute passed on a voice vote.

###

Representative Ure proposed the following motion to amend:

1. Page 4, Line 97–112:  
Delete lines 97 through 112.
2. Page 9, Lines 245–246:  
Delete line 245 through 246.
3. Page 20, Line 614:  
Delete line 614.
4. Page 21, Line 619–624:  
Reinstate deleted language.
5. Page 21, Lines 615–618 and Lines 625–628:  
Delete lines 615 through 618 and delete lines 625 through 628.
6. Pages 32–47, Lines 970–1446:  
Delete lines 970 through 1446.

Representative Christensen proposed the following substitute motion to amend:

1. Page 6, Line 178:  
After line 178 insert:  
“(3)(a) To be a credit union exempt from taxation under Section 7-9-34 a credit union shall maintain and continually adhere to those

qualifying characteristics of a cooperative, nonprofit association described in Subsections (1) and (2).

(b) A characteristic of a cooperative, nonprofit association described in Subsections (1) and (2) includes providing meaningful control to the members over the annual cash retained earnings of the credit union so that the members have a choice as to whether to:

(i) retain excess annual cash retained earnings to the members as cash dividends; or

(ii) use retained earnings to further capital construction and expansion of the credit union's continuing operations."

The motion was divided. Representative Christensen's above motion to amend passed on a voice vote. The rest of the motion to amend is as follows:

1. Page 7, Line 186:

After "interest" insert "that is consistent with the chapter as determined by the commissioner"

2. Page 7, Line 187:

After "purpose" insert "that is consistent with the chapter as determined by the commissioner"

3. Pages 32–34, Lines 971–1036:

Delete lines 971 through 1036 and insert:

"(1) (a) A credit union organized under this chapter is a nonexempt credit union under this section on the day on which on or after May 5, 2003 the commissioner issues an order finding that the credit union is a nonexempt credit union that no longer meets the requirements of Section 7–9–2 because:

(i) the credit union has a field of membership that includes all residents of two or more counties; and

(ii) the majority of members of the credit union are eligible for membership on the basis of being a resident of a county.

(b) For purposes of Subsection (1)(a) only:

(i) residents of a county that are added to the field of membership of a credit union as a result of a supervisory action under Chapter 2 or 19 are not considered to be within the field of membership of that credit union; and

(ii) residents of a city of the third class or town that are added to the field of membership of a credit union in accordance with Section 7–9–52 are not considered to be within the field of membership of that credit union unless all residents of the county in which that city or town are located are included in the field of membership of the credit union.

(c) The credit union shall notify the commissioner within ten days of the day on which the credit union meets the requirements of Subsection (1)(a).

(2) If a credit union becomes a nonexempt credit union under this section, the nonexempt credit union is a nonexempt credit union:

(a) for as long as the nonexempt credit union is organized under this chapter; and

(b) notwithstanding whether after the day on which the nonexempt credit union becomes a nonexempt credit union the nonexempt credit union meets the requirements of Subsection (1)(a).”

Representative Christensen’s motion to amend passed on the following roll call:

**Yeas, 36; Nays, 34; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |             |          |              |
|------------|-------------|----------|--------------|
| Adams      | Alexander   | S. Allen | Bigelow      |
| Bird       | Bowman      | Bryson   | Buttars      |
| Buxton     | Christensen | D. Clark | Curtis       |
| Daniels    | Dayton      | Dillree  | Dougall      |
| Dunnigan   | Ferrin      | Hughes   | E. Hutchings |
| B. Johnson | Jones       | Kiser    | Last         |
| Lockhart   | Love        | Mascaro  | Morley       |
| Noel       | Pace        | Seitz    | G. Snow      |
| Styler     | Urquhart    | Winn     | M. Stephens  |

**Voting in the negative were:** Representatives

|           |            |             |           |
|-----------|------------|-------------|-----------|
| Aagard    | Anderson   | Barrus      | Becker    |
| Biskupski | Bourdeaux  | Buffmire    | Bush      |
| D. Cox    | Dee        | Donnelson   | Duckworth |
| Ferry     | Goodfellow | Gowans      | Hansen    |
| Hardy     | Harper     | Hendrickson | Hogue     |
| Holdaway  | King       | Lawrence    | Litvack   |
| McCartney | Morgan     | Moss        | Murray    |
| Parker    | Philpot    | Shurtliff   | Thompson  |
| Ure       | Wallace    |             |           |

**Absent or not voting were:** Representatives

|          |          |       |         |
|----------|----------|-------|---------|
| Bennion  | S. Clark | McGee | Newbold |
| Peterson |          |       |         |

**MISCELLANEOUS BUSINESS**

On motion of Representative Bryson, the House voted to adjourn until February 17, 2003, at 10:00 a.m.

# TWENTY-NINTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:10 a.m.

Roll call showed all members present except Representative Darin Peterson, excused.

Colonel Scott T. Lyman gave the prayer. Cadet Sonie Foster sang the National Anthem and Cadet Nate Seamons gave the Pledge of Allegiance.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 14, 2003

The Senate passed **S.B. 46, RESIDENTIAL PROPERTY TAX EXEMPTIONS**, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 98, TAXATION OF MEDICALLY IMPLANTED DEVICES AND PROSTHETICS**, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 123, INHERENT RISK OF LIVESTOCK ACTIVITIES**, by Senator B. Evans, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 46, Sub. S.B. 98, and Sub. S.B. 123**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 14, 2003

The Senate transmits **1st Sub. H.B. 48, UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS**, by Representative S. Urquhart, for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. Technical corrections were made to this bill and it was returned to the Senate. (See page 498 for motion to recall from Senate.)

\* \* \*

Mr. Speaker:

February 14, 2003

The Senate passed, as amended, **H.B. 160**, EMERGENCY HEALTH RESPONSE AMENDMENTS, by Representative M. Dillree, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 64**, PUBLIC WATER SYSTEMS AMENDMENTS, by Representative R. Barrus, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 174**, UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS, by Representative T. McCartney, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 203**, RESIDENTIAL MORTGAGE REGULATORY COMMISSION, by Representative G. Snow, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 160**, **Sub. H.B. 64**, **H.B. 174**, and **H.B. 203**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker:

February 14, 2003

The Senate concurred in the House amendments and passed **S.B. 9**, COMPREHENSIVE HEALTH INSURANCE POOL AMENDMENTS, by Senator G. Davis, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 21**, AMENDMENTS TO THE INTERLOCAL COOPERATION ACT, by Senator L. Blackham, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 26**, SUNSET ACT REAUTHORIZATIONS, by Senator P. Arent, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 49**, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS, by Senator P. Hellewell, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 9**, **S.B. 21**, **S.B. 26**, and **S.B. 49** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker: February 14, 2003

The Senate passed, **1st Sub. H.B. 12**, UTAH OPTOMETRY PRACTICE ACT AMENDMENTS, by Representative K. Bryson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 42**, WATER USER NOTIFICATION AMENDMENTS, by Representative M. Styler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 79**, REGULATION OF AMATEUR RADIO ANTENNAS, by Representative N. Hendrickson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 172**, BACKGROUND INVESTIGATIONS OF PEACE OFFICER CANDIDATES, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 188**, STATE PARK FEE AMENDMENTS, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 6**, RESOLUTION URGING APPROVAL PROCESS REQUIRED BEFORE FEDERAL WILD AND SCENIC RIVER DESIGNATION, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 13**, TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS, by Representative M. Dillree, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 15**, STATE ARMORY BOARD AMENDMENTS, by Representative D. Bush, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 59**, OFF-HIGHWAY VEHICLE PROGRAM FUNDING, by Representative B. Goodfellow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 91**, ENFORCEMENT PROCEDURE AMENDMENTS OF WATER WELL DRILLERS, by Representative D. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 176**, TERMINATION OF PARENTAL RIGHTS, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 198**, EXPANSION OF ACCESS TO FISH AND GAME OPPORTUNITIES, by Representative S. Clark, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 12**, RESOLUTION PROVIDING MANAGEMENT OF WOLVES IN UTAH, by Representative M. Styler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 14**, JOINT RESOLUTION SUPPORTING ACTION PLAN FOR PUBLIC LANDS AND EDUCATION, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 2**, RESOLUTION RECOGNIZING RESOURCEFUL USE OF TECHNOLOGY IN THE CLASSROOM, by Representative G. Hughes, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 202**, UTAH ENERGY OFFICE AMENDMENTS, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **Sub. H.B. 12, H.B. 42, H.B. 79, H.B. 172, H.B. 188, H.C.R. 6, Sub. H.B. 13, H.B. 15, H.B. 59, H.B. 91, H.B. 176, H.B. 198, H.J.R. 12, H.J.R. 14, H.C.R. 2, and H.B. 202** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker:

February 14, 2003

The Transportation Committee reports a favorable recommendation on **H.B. 310**, TRANSPORTATION PLANNING TASK FORCE, by Representative J. Dougall; and

The Transportation Committee reports a favorable recommendation on **H.B. 280**, MOTOR VEHICLE ACCIDENTS – ACCESS TO POLICE REPORTS, by Representative L. Christensen, with the following amendments:

1. Page 1, Line 10:  
After line 10 insert “This act requires the Department of Public Safety and the responsible law enforcement agency employing the investigating peace officer to charge a fee for the cost incurred for disclosing an accident report or any of its accompanying data.”
2. Page 3, Line 84:  
After line 84 insert  
“(6) The department and the responsible law enforcement agency employing the investigating peace officer shall charge a fee determined by the department under Section 63–38–3.2 for the cost incurred for disclosing an accident report or an accident report and any of its accompanying data under this section.”; and

The Transportation Committee reports a favorable recommendation on **H.B. 242**, PROTECTION OF RIGHTS–OF–WAY – GATES ON COUNTY ROADS, by Representative M. Noel, with the following amendments:

1. Page 2, Lines 35–36:  
Delete “for the period of time specified in Section 72–5–104”
2. Page 2, Line 37:  
Delete “Section” and insert “Sections 72–5–105 or”

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 310**, **H.B. 280**, as amended, and **H.B. 242**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 14, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 107**, CERTIFICATION OF MINES, by Senator M. Dmitrich; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 130**, DAMAGE ON PRIVATE LAND BY BIG GAME ANIMALS, by Representative S. Urquhart; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 37**, TASK FORCE STUDY OF IMPACT OF GRAVEL PITS, by Senator P. Knudson.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**S.B. 107** and **H.B. 130**, read the second time by short title and placed on the calendar for third reading.

**S.B. 37**, read the second time and referred to the Rules Committee due to fiscal impact.

\* \* \*

Mr. Speaker: February 14, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 309**, SPECIAL FUNCTION OFFICERS FOR DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING, by Representative J. M. Philpot; and

The Law Enforcement and Criminal Justice Committee recommends **S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS, by Senator C. Walker, be replaced and favorably recommends **1st Sub. S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 106**, HIGHWAY PATROL USE OF UNMARKED VEHICLES, by Senator C. Bramble; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 334**, ENTICING MINORS OVER INTERNET

AMENDMENTS, by Representative D. Bourdeaux, with the following amendments and recommends it be placed on the Consent Calendar.

- 1. Page 1, Line 6:  
Delete “amending the offense of enticing a minor over the”
- 2. Page 1, Line 7:  
Delete entire line
- 3. Page 1, Line 8:  
Delete entire line and insert “eliminating an unnecessary reference to other criminal code provisions.”
- 4. Page 1, Line 17:  
After “attempts to” insert “use a computer to”

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**H.B. 309, Sub. S.B. 7, and S.B. 106**, read the second time by short title and placed on the calendar for third reading.

**H.B. 334**, as amended, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: February 14, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 255**, REGISTERING FOR PRIMARY ELECTIONS, by Representative S. Allen; and

The Government Operations Committee reports a favorable recommendation on **H.J.R. 1**, EXECUTIVE APPROPRIATION COMMITTEE PROCESS AMENDMENTS, by Representative J. Ferrin; and

The Government Operations Committee reports a favorable recommendation on **H.B. 350**, FISCAL YEAR APPROPRIATION LIMIT, by Representative J. Ferrin; and

The Government Operations Committee reports a favorable recommendation on **H.J.R. 18**, RESOLUTION AMENDING LEGISLATIVE APPROPRIATIONS PROCESS, by Representative W. Harper; and

The Government Operations Committee reports a favorable recommendation on **S.J.R. 8**, RESOLUTION RECOGNIZING LIBERTY DAY, by Senator E. Mayne; and

The Government Operations Committee reports a favorable recommendation on **S.B. 55**, PROVISIONAL BALLOT AMENDMENTS, by Senator D. Eastman; and

The Government Operations Committee reports a favorable recommendation on **1st Sub. S.B. 124**, CAPITOL ARTS PLACEMENT COMMISSION, by Senator K. Hale; and

The Government Operations Committee reports a favorable recommendation on **H.B. 266**, POLITICAL ISSUES REPORTING AMENDMENTS, by Representative D. Hogue, and recommends it be placed on the Consent Calendar.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 255, H.J.R. 1, H.B. 350, H.J.R. 18, S.J.R. 8, S.B. 55, and Sub. S.B. 124**, read the second time by short title and placed on the calendar for third reading.

**H.B. 266**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker:

February 14, 2003

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 19**, EMPLOYMENT SECURITY ACT MODIFICATIONS, by Representative M. Newbold, with the following amendments:

1. Page 1, Line 7:  
After "unemployment" insert "compensation"
2. Page 1, Line 20:  
After "additional" insert "unemployment compensation"
3. Page 1, Line 21:  
After "benefits." insert "hereafter referred to in this section as  
additional benefits."

4. Page 3, Line 63:  
After “(c)” delete “additional” and insert “extended”
5. Page 3, Line 64:  
After “(d)” delete “extended” and insert “additional”
6. Page 3, Lines 67–68:  
After “(8)(a) delete the rest of lines 67–68 and insert  
“The division may not charge a contributing base employer’s account  
with any portion of additional benefits paid to an individual under this  
section.”
7. Page 3, Line 77:  
After “additional” insert “unemployment compensation”

David N. Cox, Chair

Report filed. On motion of Representative Cox, the report of the Workforce Services and Community and Economic Development committee was adopted.

**Sub. H.B. 19**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 14, 2003

The Political Subdivisions Committee recommends **H.B. 122**, PLANNING COMMISSION REVIEW OF CHANGES TO PUBLIC USES, by Representative A. Hardy, be replaced and favorably recommends **2nd Sub. H.B. 122**, LOCAL GOVERNMENT AMENDMENTS; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 277**, RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS, by Representative J. M. Philpot; and

The Political Subdivisions Committee recommends **H.B. 302**, PRIVATIZATION POLICY BOARD AMENDMENTS, by Representative R. Bigelow, be replaced and reports a favorable recommendation on **1st Sub. H.B. 302**, PRIVATIZATION POLICY BOARD AMENDMENTS with the following amendments:

1. Page 3, Line 76:  
After “(1)” delete “The” and insert “Except as otherwise provided in Subsection (5), the”

2. Page 4, Line 109:  
After line 109 insert:  
“(5) The board may not exercise its authority under Subsection (1) over an agency referred to in Subsection 63–55a–1(b), unless requested by the agency.”; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 75**, CRIMINAL BACKGROUND CHECKS BY POLITICAL SUBDIVISIONS OPERATING WATER SYSTEMS, by Senator C. Walker.

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**2nd Sub. H.B. 122**, read the first and second times by short title and placed on the calendar for third reading.

**H.B. 277**, **Sub. H.B. 302**, as amended, and **S.B. 75**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 14, 2003

The Judiciary Committee reports a favorable recommendation on **S.B. 128**, PROTECTIVE ORDER AMENDMENTS, by Senator L. Hillyard, with the following amendments:

1. Page 2, Lines 54–57:  
Reinstate lines 54 through 57
2. Page 7, line 212:  
Delete “three” and insert “two”
3. Page 7, line 213:  
After “petitioner” insert “: (a)”
4. Page 8, Lines 214 – 215:  
Restore bracket language on lines 214 and 215 and delete the “1”
5. Page 8, Lines 216 – 217:  
At the beginning of the line, insert “(b)” and after “[(ii)]” add a “[” and restore the language on lines 216 and 217.
6. Page 8, Line 226:  
After “parties” delete “unless” and insert “if the petitioner in the”

protective order action is present or has been given notice in both the divorce and protective order action of the hearing, and”; at the end of the line, delete “needs”

7. Page 8, Line 227:  
Delete “to be continued” and insert “need not continue”; after “continue.” insert “If the court dismisses the protective order, the court shall immediately issue an order of dismissal to be filed in the protective order action and transmit a copy of the order of dismissal to the statewide domestic violence network as described in Section 30-6-8.”
8. Page 29, Line 883  
Senate 3rd Reading Amendments 2-5-2003:  
Delete “three” and insert “two”
9. Page 29, Line 884:  
Senate 3rd Reading Amendments 2-5-2003:  
After “petitioner” insert “: (a)”
10. Page 29, Line 885  
Senate 3rd Reading Amendments 2-5-2003:  
After “Procedure” insert “. and the petitioner personally appears before the court and gives specific consent to the vacation of the criminal provisions of the protective order; or (b) submits a verified affidavit, stating agreement to the vacation of the criminal provisions of the protective order”; and

The Judiciary Committee reports a favorable recommendation on **S.B. 103**, CONCEALED WEAPON PERMIT HOLDER AMENDMENTS, by Senator C. Bramble; and

The Judiciary Committee reports a favorable recommendation on **S.B. 8**, SENTENCING IN CAPITAL CASES AMENDMENTS, by Senator D. Gladwell; and

The Judiciary Committee reports a favorable recommendation on **H.B. 239**, PARENT-TIME ASSISTANCE OFFICE, by Representative C. Bennion, with the following amendments:

1. Page 4, Line 100:  
Delete line 100

2. Page 5, Line 128:  
Delete "Division of Finance" and insert "administrator of the courts";  
and

The Judiciary Committee recommends **H.J.R. 3, OFFER OF JUDGMENT IN SETTLEMENT OF CASES RESOLUTION**, by Representative J. Dougall, et al, be replaced and favorably recommends **1st Sub. H.J.R. 3, RESOLUTION ON OFFERS FOR SETTLEMENT OF CASES**; and

The Judiciary Committee reports a favorable recommendation on **S.B. 45, LOBBYIST REPORTING REQUIREMENTS**, by Senator P. Arent; and

The Judiciary Committee reports a favorable recommendation on **H.B. 213, COVENANT MARRIAGE OPTION**, by Representative D. Aagard, with the following amendments:

1. Page 1, Line 10:  
After "\$20" delete "for a covenant marriage designation and"
2. Page 3, line 71–72:  
Delete lines 71–72.
3. Page 4, Line 99:  
After "it," delete "and"
4. Page 4, Line 100:  
At the end of the line delete ":", and insert "; and"  
"(d) the financial obligations associated with marriage.".

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**S.B. 128**, as amended, **S.B. 103**, **S.B. 8**, **H.B. 239**, as amended, **Sub. H.J.R. 3**, **S.B. 45**, and **H.B. 213**, as amended, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### INDIVIDUAL INCOME TAX CONTRIBUTION – WOLF DEPREDAATION AND MANAGEMENT RESTRICTED ACCOUNT

**H.B. 305**

*Darin G. Peterson*

THIS ACT MODIFIES PROVISIONS RELATING TO THE DIVISION OF WILDLIFE RESOURCES AND WILDLIFE BOARD AND THE INDIVIDUAL

INCOME TAX ACT TO PROVIDE AN INDIVIDUAL INCOME TAX CONTRIBUTION TO THE WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT. THE ACT CREATES THE WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT, PROVIDES THAT INTEREST EARNED ON THE RESTRICTED ACCOUNT SHALL BE DEPOSITED INTO THE RESTRICTED ACCOUNT, AND PROVIDES THE PURPOSES FOR WHICH REVENUES AND INTEREST DEPOSITED INTO THE RESTRICTED ACCOUNT MAY BE USED. THE ACT PROVIDES THAT THE STATE TAX COMMISSION SHALL REMOVE THE DESIGNATION FOR THE CONTRIBUTION FROM THE INDIVIDUAL INCOME TAX FORM AND MAY NOT COLLECT THE CONTRIBUTION FROM A TAXPAYER UNDER CERTAIN CIRCUMSTANCES. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### STATE LANDS AMENDMENTS

#### **H.B. 295**

*Michael E. Noel*

THIS ACT MODIFIES THE SCHOOL AND INSTITUTIONAL TRUST LANDS CODE AND TRANSPORTATION CODE BY AMENDING STATE LAND PROVISIONS. THIS ACT CLARIFIES THAT CLAIMANTS FILING INITIAL UNPATENTED FEDERAL MINING CLAIMS SHALL INCLUDE MORE DETAILED INFORMATION AND SUBSEQUENT FILINGS SHALL ONLY INCLUDE THE NAME OF THE CLAIM AND THE OWNER'S INTENT REGARDING THE CLAIM. THIS ACT EXPANDS THE DIRECTORS AUTHORITY TO WITHDRAW FROM PERMITTING, A SALE OR OTHER DISPOSITION, NOT JUST LEASING, IF THE INTERESTS OF THE TRUST ARE BEST SERVED THROUGH WITHDRAWAL. THIS ACT PROVIDES THAT CERTAIN BOARD APPROVED COAL AND MINERAL DEPOSIT AGREEMENTS ARE NOT SUBJECT TO THE STANDARD LIMITATIONS CONCERNING PRIMARY TERM AND TERM EXTENSION. THIS ACT MODIFIES THE TRANSPORTATION CODE BY PROVIDING THAT A TEMPORARY PUBLIC EASEMENT GRANTED FOR A HIGHWAY IS EFFECTIVE UNTIL A PERMANENT EASEMENT HAS BEEN ESTABLISHED. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

### CONSENT CALENDAR

**S.B. 95**, STATE EMERGENCY MEDICAL SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 95** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Aagard     | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Curtis      | Daniels   |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Lockhart     | Love        | Mascaro   |
| McCartney  | McGee        | Morgan      | Morley    |
| Moss       | Murray       | Newbold     | Noel      |
| Pace       | Parker       | Philpot     | Seitz     |
| Shurtliff  | G. Snow      | Styler      | Ure       |
| Urquhart   | Wallace      | M. Stephens |           |

**Absent or not voting were:** Representatives

|        |          |          |      |
|--------|----------|----------|------|
| Dayton | Peterson | Thompson | Winn |
|--------|----------|----------|------|

**S.B. 95** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**H.B. 254, MOTOR VEHICLE REGISTRATION – RESIDENT EXEMPTION**, read the third time by short title and placed on its final passage.

**H.B. 254** then passed on the following roll call:

**Yeas, 71; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|        |           |           |          |
|--------|-----------|-----------|----------|
| Aagard | Alexander | S. Allen  | Anderson |
| Barrus | Becker    | Bennion   | Bigelow  |
| Bird   | Biskupski | Bourdeaux | Bowman   |
| Bryson | Buffmire  | Bush      | Buttars  |

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Buxton       | Christensen | D. Clark    | S. Clark   |
| D. Cox       | Curtis      | Daniels     | Dee        |
| Dillree      | Donnelson   | Dougall     | Duckworth  |
| Dunnigan     | Ferrin      | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson  | Jones       | King       |
| Kiser        | Last        | Lawrence    | Litvack    |
| Lockhart     | Love        | Mascaro     | McCartney  |
| McGee        | Morgan      | Morley      | Moss       |
| Murray       | Newbold     | Noel        | Pace       |
| Parker       | Philpot     | Seitz       | Shurtliff  |
| G. Snow      | Styler      | Thompson    | Urquhart   |
| Wallace      | Winn        | M. Stephens |            |

**Voting in the negative was:** Representative  
Ure

**Absent or not voting were:** Representatives  
Adams                      Dayton                      Peterson

**H.B. 254** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 154**, VISION SCREENING CHECKOFF FOR MOTOR VEHICLE REGISTRATION AND DRIVER LICENSE APPLICATION AND RENEWAL, read the third time by short title and placed on its final passage.

**H.B. 154** then passed on the following roll call:

**Yeas, 69; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |          |             |             |
|-----------|----------|-------------|-------------|
| Agard     | Adams    | Alexander   | S. Allen    |
| Anderson  | Barrus   | Becker      | Bennion     |
| Bigelow   | Bird     | Biskupski   | Bourdeaux   |
| Bowman    | Bryson   | Buffmire    | Bush        |
| Buttars   | Buxton   | Christensen | D. Clark    |
| S. Clark  | D. Cox   | Curtis      | Daniels     |
| Dee       | Dillree  | Donnelson   | Dougall     |
| Duckworth | Dunnigan | Ferry       | Goodfellow  |
| Hansen    | Hardy    | Harper      | Hendrickson |

|             |          |           |              |
|-------------|----------|-----------|--------------|
| Hogue       | Holdaway | Hughes    | E. Hutchings |
| B. Johnson  | Jones    | King      | Kiser        |
| Last        | Lawrence | Litvack   | Lockhart     |
| Love        | Mascaro  | McCartney | McGee        |
| Morgan      | Morley   | Moss      | Murray       |
| Noel        | Pace     | Parker    | Philpot      |
| Shurtliff   | G. Snow  | Styler    | Thompson     |
| Ure         | Urquhart | Wallace   | Winn         |
| M. Stephens |          |           |              |

**Voting in the negative was:** Representative  
Newbold

**Absent or not voting were:** Representatives

|        |        |        |          |
|--------|--------|--------|----------|
| Dayton | Ferrin | Gowans | Peterson |
| Seitz  |        |        |          |

**H.B. 154** transmitted to the Senate for its consideration.

### CONCURRENCE CALENDAR

On motion of Representative Dillree, under suspension of the rules, the House voted to concur in the Senate amendments to **H.B. 160**, EMERGENCY HEALTH RESPONSE AMENDMENTS.

**H.B. 160**, as amended by the Senate, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Agard      | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Curtis      | Daniels   |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Lockhart     | Love        | Mascaro   |

|             |          |         |          |
|-------------|----------|---------|----------|
| McCartney   | McGee    | Morgan  | Morley   |
| Moss        | Murray   | Newbold | Noel     |
| Pace        | Parker   | Philpot | Seitz    |
| Shurtliff   | G. Snow  | Styler  | Thompson |
| Ure         | Urquhart | Wallace | Winn     |
| M. Stephens |          |         |          |

**Absent or not voting were:** Representatives

Dayton                      Peterson

**H.B. 160**, as amended by the Senate, transmitted to the Senate for signature of the president.

### SPECIAL ORDER OF BUSINESS

**H.B. 46**, HONORARY CONSULATE – SPECIAL GROUP LICENSE PLATES, read the third time by short title and placed on its final passage.

**H.B. 46** then passed on the following roll call:

**Yeas, 67; Nays, 3; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Agard      | Adams     | Alexander   | S. Allen     |
| Anderson   | Barrus    | Becker      | Bennion      |
| Bigelow    | Bird      | Biskupski   | Bourdeaux    |
| Bowman     | Bryson    | Buffmire    | Bush         |
| Buttars    | Buxton    | Christensen | D. Clark     |
| S. Clark   | D. Cox    | Curtis      | Daniels      |
| Dee        | Dillree   | Donnelson   | Dougall      |
| Duckworth  | Dunnigan  | Ferrin      | Ferry        |
| Goodfellow | Gowans    | Hansen      | Hardy        |
| Hogue      | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson | Jones     | King        | Kiser        |
| Last       | Lawrence  | Litvack     | Love         |
| Mascaro    | McCartney | McGee       | Morgan       |
| Morley     | Moss      | Murray      | Noel         |
| Pace       | Parker    | Philpot     | Seitz        |
| Shurtliff  | Styler    | Thompson    | Urquhart     |
| Wallace    | Winn      | M. Stephens |              |

**Voting in the negative were:** Representatives

Harper                      Newbold                      Ure

**Absent or not voting were:** Representatives

|         |             |          |          |
|---------|-------------|----------|----------|
| Dayton  | Hendrickson | Lockhart | Peterson |
| G. Snow |             |          |          |

**H.B. 46** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

**10th Sub. H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS, was before the House upon its final passage.

Representative Christensen proposed the following amendment:

1. Page 6a (lime green copy), Line 178h:  
Delete "retain" and insert "return"

Representative Hansen proposed the following substitute motion to amend: Delete **10th Sub. H.B. 162** in title and body and insert **11th Sub. H.B. 162** in lieu thereof.

Representative Hansen's motion to substitute failed to pass on the following roll call:

**Yeas, 32; Nays, 42; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |             |           |           |
|------------|-------------|-----------|-----------|
| Aagard     | Anderson    | Barrus    | Becker    |
| Biskupski  | Bourdeaux   | Buffmire  | Bush      |
| Dee        | Dillree     | Donnelson | Duckworth |
| Goodfellow | Gowans      | Hansen    | Hardy     |
| Harper     | Hendrickson | Holdaway  | Lawrence  |
| Litvack    | McCartney   | McGee     | Morgan    |
| Moss       | Murray      | Pace      | Parker    |
| Shurtliff  | Thompson    | Ure       | Wallace   |

**Voting in the negative were:** Representatives

|          |             |              |            |
|----------|-------------|--------------|------------|
| Adams    | Alexander   | S. Allen     | Bennion    |
| Bird     | Bowman      | Bryson       | Buttars    |
| Buxton   | Christensen | D. Clark     | S. Clark   |
| D. Cox   | Curtis      | Daniels      | Dayton     |
| Dougall  | Dunnigan    | Ferrin       | Ferry      |
| Hogue    | Hughes      | E. Hutchings | B. Johnson |
| Jones    | King        | Kiser        | Last       |
| Lockhart | Love        | Mascaro      | Morley     |

Newbold  
Seitz  
Winn

Noel  
G. Snow  
M. Stephens

Peterson  
Styler

Philpot  
Urquhart

**Absent or not voting was:** Representative  
Bigelow

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 1:30 p.m.

### AFTERNOON SESSION

The House was called to order by Speaker Stephens at 1:45 p.m.

### UNFINISHED BUSINESS

**10th Sub. H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS, was before the House upon its final passage.

Representative Christensen's motion to amend was before the House:

1. Page 6a (lime green copy), Line 178h:  
Delete "retain" and insert "return"

Representative Alexander proposed a substitute motion to amend which would include Representative Christensen's amendment above and the following:

2. Page 1, Line 16:  
Delete "nonexempt"
3. Page 1, Line 17:  
After "taxation of" insert "nonexempt" and after "credit unions" delete "and banks"
4. Page 4, Lines 97–101:  
Delete lines 97–101
5. Page 4, Line 102:  
Delete "(b) For purposes of this Subsection (9)," and insert "(9) For purposes of determining whether a nonexempt credit union may establish a branch,"
6. Page 9, Lines 243–244:  
Reinstate the language on lines 243–244, bracket "(8)" and insert "(9)"

7. Page 9, Line 245:  
Delete “(9)” and insert “(10)”
8. Page 9, Line 247:  
Delete “(10)” and insert “(11)”
9. Page 9, Line 251:  
Delete “(11)” and insert “(12)”
10. Page 35, Line 1053:  
After line 1053 insert: “(d) A credit union may not file a notice of election to pay a competitive equity assessment with the commissioner before May 3, 2004.”
11. Page 48, Line 1457:  
Delete “three” and insert “two”
12. Page 48, Line 1459:  
Delete “four” and insert “three”
13. Page 50, Line 1537:  
Delete line 1537 and insert: “(1) delete Subsection 7-1-708(9) and insert ”(9)(a) Notwithstanding the other provisions of this section, an application of a nonexempt credit union to establish a branch that is to be located outside of the county in which the nonexempt credit union has the greatest number of branches may not be approved unless prior to the approval of the application the nonexempt credit union files a notice of election to pay a competitive equity assessment as provided in Section 7-9-56.  
(b) For purposes of this Subsection (9), a nonexempt credit union is considered to be establishing a branch if the nonexempt credit union establishes:  
(i) a loan production office; or  
(ii) any other office or facility that:  
(A) is owned or operated by:  
(I) the nonexempt credit union; or  
(II) a credit union service organization in which the nonexempt credit union holds an ownership interest;  
(B) is open to the public; and  
(C) provides any product or service of the nonexempt credit union to a member of the nonexempt credit union.””

Representative Alexander’s motion to amend passed on a voice vote.

###

Representative Ure proposed the following amendment:

1. Page 1, Line 14:  
After “membership.” delete the remainder of line 14
2. Page 1, Lines 15–17:  
Delete lines 15–17 and insert “The act”
3. Page 2, Line 37:  
Delete Line 37
4. Page 2, Lines 45–51:  
Delete lines 45–51
5. Page 4, Line 97–101:  
Delete lines 97–101 and insert:  
“(9)(a) Notwithstanding the other provisions of this section, a credit union may not establish a branch beginning May 5, 2003 and ending May 3, 2004, except as a result of a supervisory action under Chapter 2 or 19.”
6. Page 24, Line 723:  
After line 723 insert:  
“(7) Except as a result of a supervisory action under Chapter 2 or 19, notwithstanding the other provisions of this section, a credit union organized under this chapter may not merge with another credit union organized under this chapter beginning May 5, 2003 and ending May 3, 2004.”
7. Pages 32–47, Lines 969–1449:  
Delete lines 969–1449
8. Pages 49–50, Lines 1510–1522:  
Delete lines 1510–1522
9. Page 49–50, Lines 1532–1567:  
Delete lines 1532–1567

Renumber the remaining sections accordingly.

Representative Morgan moved to refer **10th Sub. H.B. 162** to the Rules Committee for interim study. The motion failed on a voice vote.

Representative Ure's motion to amend was divided and items 1–6 passed on the following roll call:

**Yeas, 43; Nays, 32; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|             |             |              |           |
|-------------|-------------|--------------|-----------|
| Aagard      | S. Allen    | Anderson     | Barrus    |
| Becker      | Bigelow     | Bird         | Biskupski |
| Bourdeaux   | Bryson      | Buffmire     | Bush      |
| Buxton      | Christensen | Dayton       | Dee       |
| Dillree     | Donnelson   | Duckworth    | Dunnigan  |
| Goodfellow  | Gowans      | Hansen       | Harper    |
| Hendrickson | Holdaway    | E. Hutchings | Jones     |
| King        | Lawrence    | Litvack      | McCartney |
| Morgan      | Moss        | Murray       | Newbold   |
| Pace        | Parker      | Seitz        | Shurtliff |
| Thompson    | Ure         | Wallace      |           |

**Voting in the negative were:** Representatives

|            |           |          |             |
|------------|-----------|----------|-------------|
| Adams      | Alexander | Bennion  | Bowman      |
| Buttars    | D. Clark  | S. Clark | D. Cox      |
| Curtis     | Daniels   | Dougall  | Ferrin      |
| Ferry      | Hardy     | Hogue    | Hughes      |
| B. Johnson | Kiser     | Last     | Lockhart    |
| Love       | Mascaro   | McGee    | Morley      |
| Noel       | Peterson  | Philpot  | G. Snow     |
| Styler     | Urquhart  | Winn     | M. Stephens |

Representative Ure's items 7–9 failed on a voice vote.

On motion of Representative Curtis, the House voted to circle **10th Sub. H.B. 162.**

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:40 p.m.

Speaker Stephens called the House to order at 3:00 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

February 17, 2003

The Senate passed, as substituted, **1st Sub. S.B. 29**, LEGISLATIVE REPORTING AND ACCESS TO CERTAIN INFORMATION, by Senator M. Dmitrich, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 58**, YOUTH CORRECTIONS – DIVISION NAME AMENDMENT, by Senator P. Hellewell, and it is transmitted for consideration; and

The Senate passed **S.B. 68**, VOTER IDENTIFICATION REQUIREMENTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 87**, LIBRARY AMENDMENTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate concurred in the House amendments and passed **S.B. 97**, COUNTY ANNEXATION AMENDMENTS, by Senator C. Walker, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 91**, FUNERAL SERVICES AMENDMENTS, by Senator D. Gladwell, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. S.B. 29**, **2nd Sub. S.B. 58**, **S.B. 68**, and **Sub. S.B. 87**, read the first time by short title and referred to the Rules Committee.

Communications filed. **S.B. 97** and **2nd Sub. S.B. 91** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker:

February 17, 2003

The Senate refuses to concur with the House Amendments to **S.B. 40**, PAY PLAN – SALARY SURVEY AMENDMENTS, by Senator M. Dmitrich, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative King, the House voted to recede from its amendments to **S.B. 40**.

**S.B. 40** passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Bennion     | Bigelow      |
| Bird        | Biskupski | Bourdeaux   | Bowman       |
| Bryson      | Bush      | Buttars     | Buxton       |
| Christensen | D. Clark  | S. Clark    | Curtis       |
| Daniels     | Dayton    | Dee         | Dillree      |
| Donnelson   | Dougall   | Duckworth   | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow  | Gowans       |
| Hansen      | Hardy     | Harper      | Hendrickson  |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Litvack     | Lockhart     |
| Love        | Mascaro   | McCartney   | McGee        |
| Morgan      | Morley    | Moss        | Murray       |
| Newbold     | Noel      | Pace        | Parker       |
| Peterson    | Philpot   | Seitz       | Shurtliff    |
| G. Snow     | Styler    | Ure         | Urquhart     |
| Wallace     | Winn      | M. Stephens |              |

**Absent or not voting were:** Representatives

|        |          |        |          |
|--------|----------|--------|----------|
| Becker | Buffmire | D. Cox | Thompson |
|--------|----------|--------|----------|

**S.B. 40** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker:

February 17, 2003

The President of the Senate has signed **1st Sub. H.B. 197**, LICENSE PLATE FOR BOYS AND GIRLS CLUBS, by Representative C. Bennion, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 160**, EMERGENCY HEALTH RESPONSE AMENDMENTS, by Representative M. Dillree, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 171**, PAMELA ATKINSON HOMELESS TRUST ACCOUNT, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. H.B. 197**, **H.B. 160**, and **H.B. 171** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### **RULES COMMITTEE REPORTS**

Mr. Speaker: February 17, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

#### **BUSINESS AND LABOR**

**H.B. 303** Debt Cancellation Clause (D. Clark)  
**H.B. 306** Construction Lien Amendments (S. Clark)  
**S.B. 120** Payment of Wages Amendments (S. Jenkins)

#### **EDUCATION**

**H.B. 257** Public Education Legislative Task Force (K. Holdaway)  
**S.B. 32** Driver Education Courses (C. Walker)

#### **GOVERNMENT OPERATIONS**

**H.B. 342** Presidential Primary Amendments (M. S. Lawrence)

#### **HEALTH AND HUMAN SERVICES**

**H.B. 335** Redistribution of Tobacco Fund Amendments (R. McGee)  
**H.B. 348** Limitation on Alimony (W. Harper)

#### **JUDICIARY**

**H.B. 285** False Allegations in Divorce Proceedings  
(N. Hendrickson)  
**H.B. 307** Child Bigamy Amendment (M. S. Lawrence)  
**H.B. 325** Court-ordered Counseling (G. Donnelson)  
**H.B. 371** Court Security Fee (D. Hogue)

#### **NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

**1st Sub. S.B. 123** Inherent Risk of Livestock Activities (B. Evans)



1. Page 1, Line 17:  
Delete "Subsection" and insert "Subsections"
2. Page 1, Line 18:  
After "(a)" insert ",(b), or (c)"
3. Page 1, Line 19  
Delete "shall" and insert "may"  
Delete "all" and insert "any or all of"
4. Page 1, Line 20:  
After Line 20, insert:  
"(3) Any agent of a state agency or political subdivision, acting alone or in concert with others who authorize the use of funds prohibited in Subsection (1) is guilty of a class B misdemeanor and shall be terminated from employment."

Mike Thompson, Chair

Reports filed. On motion of Representative Mascaro, the reports of the Health and Human Services committee were adopted.

**H.B. 241** and **H.B. 123**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 17, 2003

The Business and Labor Committee reports a favorable recommendation on **S.B. 86, PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS**, by Senator M. Waddoups, with the following amendments:

1. Page 1, Line 26:Delete "one year" and insert "six months"
2. Page 2, Line 34  
Corrected Senate Committee Amendments 1–27–2003:  
After "(4)" insert "(a)"
3. Page 2, Line 35  
Corrected Senate Committee Amendments 1–27–2003:  
Delete "(a)" and insert "(i)"
4. Page 2, Line 35a  
Corrected Senate Committee Amendments 1–27–2003:  
Delete "(b)" and insert "(ii)"

5. Page 2, Line 35a  
Corrected Senate Committee Amendments 1–27–2003:  
After line 35a insert:  
“(b) “Service contract” does not include a contract affecting any right, title, estate, or interest in real property, including:  
(i) a fee title interest;  
(ii) a leasehold interest;  
(iii) an option contract relating to real property;  
(iv) a real estate purchase contract;  
(v) an easement; or  
(vi) any other real property interest governed by Title 57, Real Estate.”
6. Page 2, Line 43  
Corrected Senate Committee Amendments 1–27–2003:  
After “consumer personally” insert a comma and delete “or”
7. Page 2, Line 43  
Corrected Senate Committee Amendments 1–27–2003:  
After “certified mail” insert “, or in a monthly statement”
8. Page 2, Line 46  
Corrected Senate Committee Amendments 1–27–2003:  
After “not more than” delete “60” and insert “90”

Katherine M. Bryson, Chair

Report filed. On motion of Representative Bryson, the report of the Business and Labor committee was adopted.

**S.B. 86**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 17, 2003

The Education Committee reports a favorable recommendation on **H.B. 111**, PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS, by Representative D. Bourdeaux, with the following amendments:

1. Page 2, Line 54:  
After “(1)” Delete “The” and insert “Effective fiscal year 2005–06,  
the”
2. Page 3, Line 74:  
After “(1)” insert “(a)”

3. Page 3, Line 76:  
After "Education" delete the colon and insert a period and after line 76 insert the following:
4. "(b)(i) The State Board of Education may use up to \$242,500 of the money appropriated in Subsection (1) to pay for: (A) salary and expenses of State Office of Education personnel who administer alternative language services programs; and (B) contracted technical assistance procured for developing and implementing state and school district alternative language services master plans. (ii) The remaining money shall be used: (A) as a funding base for school districts to provide alternative language services as defined in Section 53A-15-1004; and (B) effective fiscal year 2005-06, to pay for the cost of a third-party evaluator as provided in Section 53A-15-1004."
5. Page 3, Lines 77-79:  
Delete lines 77-79

Margaret Dayton, Chair

Report filed. On motion of Representative Dayton, the report of the Education committee was adopted.

**H.B. 111**, as amended, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILL

### ELECTION LAW VOTER REGISTRATION AND ELECTION NOTICE AMENDMENTS

**H.B. 352**

*Douglas C. Aagard*

THIS ACT MODIFIES THE ELECTION CODE TO CLARIFY THAT A VOTER MAY NOT CHANGE PARTY AFFILIATION AT A SATELLITE VOTER REGISTRATION LOCATION, BUT SHALL COMPLY WITH THE PROVISION REGULATING THE PROCESS FOR CHANGING PARTY AFFILIATION. THIS ACT ELIMINATES THE REQUIREMENT THAT THE LIEUTENANT GOVERNOR POST NOTICE OF ELECTIONS IF NOTICE OF THE ELECTION IS PUBLISHED, read the first time by short title and referred to the Rules Committee.

### CONSENT CALENDAR

**H.B. 155**, AMENDMENTS TO ELECTION LAW, read the third time by short title and placed on its final passage.

**H.B. 155** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |             |             |           |
|--------------|-------------|-------------|-----------|
| Aagard       | Adams       | Alexander   | Anderson  |
| Barrus       | Becker      | Bennion     | Bigelow   |
| Bird         | Biskupski   | Bourdeaux   | Bowman    |
| Bryson       | Buffmire    | Bush        | Buttars   |
| Buxton       | Christensen | D. Clark    | S. Clark  |
| D. Cox       | Curtis      | Daniels     | Dayton    |
| Dee          | Dillree     | Donnelson   | Dougall   |
| Duckworth    | Dunnigan    | Ferrin      | Ferry     |
| Goodfellow   | Hansen      | Hardy       | Harper    |
| Hendrickson  | Hogue       | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson  | Jones       | King      |
| Kiser        | Last        | Lawrence    | Litvack   |
| Lockhart     | Love        | Mascaro     | McCartney |
| McGee        | Morgan      | Morley      | Moss      |
| Murray       | Newbold     | Pace        | Parker    |
| Peterson     | Philpot     | Seitz       | Shurtliff |
| G. Snow      | Styler      | Ure         | Urquhart  |
| Wallace      | Winn        | M. Stephens |           |

**Absent or not voting were:** Representatives

|          |        |      |          |
|----------|--------|------|----------|
| S. Allen | Gowans | Noel | Thompson |
|----------|--------|------|----------|

**H.B. 155** transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Dunnigan, the House voted to allow two bill files be opened concerning taxes.

### THIRD READING CALENDAR

**H.R. 10**, HOUSE RULES RESOLUTION – IMPEACHMENT PROCESS, read the third time by short title and placed on its final passage.

**H.R. 10** then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Aagard    | Adams        | Alexander   | S. Allen  |
| Anderson  | Barrus       | Becker      | Bennion   |
| Bigelow   | Bird         | Biskupski   | Bourdeaux |
| Bowman    | Bryson       | Buffmire    | Bush      |
| Buttars   | Buxton       | Christensen | D. Clark  |
| S. Clark  | D. Cox       | Curtis      | Daniels   |
| Dayton    | Dee          | Dillree     | Donnelson |
| Dougall   | Duckworth    | Dunnigan    | Ferrin    |
| Ferry     | Goodfellow   | Hansen      | Hardy     |
| Harper    | Hendrickson  | Hogue       | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson  | Jones     |
| King      | Kiser        | Last        | Lawrence  |
| Litvack   | Lockhart     | Love        | Mascaro   |
| McCartney | McGee        | Morgan      | Morley    |
| Moss      | Murray       | Newbold     | Noel      |
| Pace      | Parker       | Peterson    | Philpot   |
| Seitz     | Shurtliff    | G. Snow     | Styler    |
| Thompson  | Ure          | Urquhart    | Wallace   |
| Winn      | M. Stephens  |             |           |

**Absent or not voting was:** Representative

Gowans

**H.R. 10** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

\* \* \*

**H.R. 9, RESOLUTION INITIATING IMPEACHMENT PROCEEDINGS FOR JUDGE RAY M. HARDING, JR.,** read the third time by short title and placed on its final passage.

**COMMITTEE OF THE WHOLE**

On motion of Representative Dougall, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Gay Taylor, General Counsel for the Legislature.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

**H.R. 9** then passed on the following roll call:

**Yeas, 66; Nays, 9; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Agard        | Adams       | Alexander   | S. Allen   |
| Anderson     | Barrus      | Becker      | Bennion    |
| Bigelow      | Bird        | Biskupski   | Bourdeaux  |
| Bowman       | Bryson      | Buffmire    | Bush       |
| Buttars      | Buxton      | Christensen | D. Clark   |
| D. Cox       | Curtis      | Daniels     | Dayton     |
| Dee          | Dillree     | Donnelson   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson  | King        | Kiser      |
| Last         | Lawrence    | Litvack     | Lockhart   |
| Love         | Mascaro     | McCartney   | Morley     |
| Murray       | Newbold     | Noel        | Parker     |
| Peterson     | Philpot     | Seitz       | Shurtliff  |
| G. Snow      | Styler      | Ure         | Urquhart   |
| Wallace      | M. Stephens |             |            |

**Voting in the negative were:** Representatives

|          |         |       |          |
|----------|---------|-------|----------|
| S. Clark | Dougall | Jones | McGee    |
| Morgan   | Moss    | Pace  | Thompson |
| Winn     |         |       |          |

**H.R. 9** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Alexander, the House voted to uncircle **10th Sub. H.B. 162.**

**10th Sub. H.B. 162, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS,** was before the House on its final passage.

On motion of Representative Christensen, the House voted to reconsider its action on Representative Ure's passed amendments items 1-6 from this morning's session.

Representative Ure proposed the following new amendment:  
Include amendments 1 through 6 from this morning as follows:

1. Page 1, Line 14:  
After "membership." delete the remainder of line 14
2. Page 1, Lines 15-17:  
Delete lines 15-17 and insert "The act"
3. Page 2, Line 37:  
Delete Line 37
4. Page 2, Lines 45-51:  
Delete lines 45-51
5. Page 4, Line 97-101:  
Delete lines 97-101 and insert:  
"(9)(a) Notwithstanding the other provisions of this section, a credit union may not establish a branch beginning May 5, 2003 and ending May 3, 2004, except as a result of a supervisory action under Chapter 2 or 19."
6. Page 24, Line 723:  
After line 723 insert:  
"(7) Except as a result of a supervisory action under Chapter 2 or 19, notwithstanding the other provisions of this section, a credit union organized under this chapter may not merge with another credit union organized under this chapter beginning May 5, 2003 and ending May 3, 2004."

And additional language as follows:

7. Page 4, Line 102:  
Delete "nonexempt"
8. Page 4, Line 103:  
Delete "nonexempt"
9. Page 4, Line 107:  
Delete "nonexempt"

10. Page 4, Line 108:  
Delete "nonexempt"
11. Page 4, Line 111:  
Delete "nonexempt"
12. Page 4, Line 112:  
Delete "nonexempt"
13. Page 9, Lines 245–246:  
Delete lines 245–246
14. Page 9, Line 247:  
Reinstate "(9)" and delete "(10)"
15. Page 9, Line 251:  
Reinstate "(10)" and delete "(11)"
16. Page 21, Lines 615–628:  
Delete lines 615–628
17. Page 32, Line 968:  
After line 968 insert "(8) Notwithstanding the other provisions of this section, the establishment of a branch by a credit union is subject to the limitations of Section 7-1-708(9)."
18. Pages 32–47, Lines 969–1449:  
Delete lines 969–1449
19. Pages 49–50, Lines 1510–1522:  
Delete lines 1510–1522
20. Page 50, Lines 1532–1567:  
Delete lines 1532–1567

Renumber the remaining sections accordingly.

Representative Ure's motion to amend failed on the following roll call:

**Yeas, 34; Nays, 40; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|        |          |           |           |
|--------|----------|-----------|-----------|
| Aagard | S. Allen | Anderson  | Barrus    |
| Becker | Bigelow  | Biskupski | Bourdeaux |

|           |             |           |           |
|-----------|-------------|-----------|-----------|
| Bryson    | Buffmire    | Bush      | Daniels   |
| Dayton    | Dee         | Dillree   | Donnelson |
| Duckworth | Dunnigan    | Gowans    | Hansen    |
| Harper    | Hendrickson | Holdaway  | King      |
| Lawrence  | Litvack     | McGee     | Morgan    |
| Moss      | Murray      | Shurtliff | Thompson  |
| Ure       | Wallace     |           |           |

**Voting in the negative were:** Representatives

|          |           |              |             |
|----------|-----------|--------------|-------------|
| Adams    | Alexander | Bird         | Bowman      |
| Buttars  | Buxton    | Christensen  | D. Clark    |
| S. Clark | D. Cox    | Curtis       | Dougall     |
| Ferrin   | Ferry     | Goodfellow   | Hardy       |
| Hogue    | Hughes    | E. Hutchings | B. Johnson  |
| Jones    | Kiser     | Last         | Lockhart    |
| Love     | Mascaro   | McCartney    | Morley      |
| Newbold  | Noel      | Pace         | Parker      |
| Peterson | Philpot   | Seitz        | G. Snow     |
| Styler   | Urquhart  | Winn         | M. Stephens |

**Absent or not voting was:** Representative  
Bennion

###

Representative Philpot proposed the following motion to amend:

1. Page 1, Line 2:  
After "INSTITUTIONS" insert "AND RELATED CORPORATE FRANCHISE AND INCOME TAX ADJUSTMENTS"
2. Page 1, Line 16:  
Delete "nonexempt"
3. Page 1, Line 17:  
After "taxation of" insert "nonexempt" and after "credit unions" delete "and banks" and inset "and adjusts the corporate franchise and income tax rate."
4. Page 2, Line 47:  
After line 47 insert:  
"59-7-104, as repealed and reenacted by Chapter 169, Laws of Utah 1993"

5. Page 47, Line 1449:  
After line 1449 insert:  
“Section 26. Section 59–7–104 is amended to read:  
59–7–104 Tax — Minimum tax.  
(1) Each domestic and foreign corporation, except those exempted under Section 59–7–102, shall pay an annual tax to the state based on its Utah taxable income for the taxable year for the privilege of exercising its corporate franchise or for the privilege of doing business in the state.  
(2) The tax shall be [5] 4.9% of a corporation’s Utah taxable income.  
(3) The minimum tax a corporation shall pay under this chapter is \$100.”  
  
Renumber remaining subsections accordingly.
6. Page 49, Line 1508:  
After “(7)” insert “(a)”
7. Page 49, Line 1509:  
After line 1509:  
“(b) Notwithstanding Subsection (7)(a), the task force shall prepare legislation that provides a process by which the corporate franchise and income tax rate in Section 59–7–104 may be adjusted is account for revenues collected from nonexempt credit unions under Section 7–9–56 if that section takes effect on May 3, 2004.”
8. Page 51, Line 1569:  
After line 1569 insert:  
“Section 33. Effective date for Section 59–7–104.  
The amendments to Section 59–7–104 in this act take effect for taxable years beginning on or after January 1, 2003.”

Representative Ferrin proposed the following substitute motion to amend:

1. Page 1, Line 16:  
After “assessment.” insert “The act provides exemptions from the confidentiality provisions that apply to the State Tax Commission.” and delete “nonexempt”
2. Page 1, Line 17:  
After “taxation of” insert “nonexempt” and after “credit unions” delete “and banks” and insert “and requires the State Tax commission to separately account for the net revenues the State Tax Commission collects from nonexempt credit unions.”

- 3. Page 40, Line 1230:  
After line 1230 insert:  
“(m) Notwithstanding Subsection (1), the commission shall disclose the net revenues the commission collects and separately accounts for in accordance with Section 59-7-102 to:  
(i) the Financial Institutions Task Force;  
(ii) the Division of Finance; and  
(iii) the Office of Legislative Research and General Counsel.”
  
- 4. Page 47, Line 1449:  
After line 1449 insert:  
“(c)(i) The commission shall separately account for the net revenues the commission collects:  
(A) in accordance with this Subsection (5); and  
(B) from a nonexempt credit union.  
(ii) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the commission may by rule define “net revenues the commission collects.”
  
- 5. Page 49, Line 1508:  
After “(7)” insert “(a)”
  
- 6. Page 49, Line 1509:  
After line 1509:  
“(b) Notwithstanding Subsection (7)(a), the task force shall prepare legislation that adjusts the revenues used in calculating the minimum basic tax rate under Section 53A-17a-135 to offset the net revenues the commission collects from nonexempt credit unions under:  
(i) Section 59-7-102; and  
(ii) Section 7-9-56 if that section takes effect on May 3, 2004.”

Representative Ferrin’s substitute motion to amend failed on a voice vote.

Representative Philpot’s motion to amend failed on the following roll call:

**Yeas, 30; Nays, 43; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|        |              |            |           |
|--------|--------------|------------|-----------|
| Adams  | Alexander    | Bigelow    | Bowman    |
| Bryson | Bush         | Buttars    | D. Clark  |
| Curtis | Dayton       | Dougall    | Duckworth |
| Ferrin | Hardy        | Harper     | Hogue     |
| Hughes | E. Hutchings | B. Johnson | Kiser     |

|          |             |          |         |
|----------|-------------|----------|---------|
| Last     | Lockhart    | Mascaro  | Morley  |
| Newbold  | Parker      | Peterson | Philpot |
| Urquhart | M. Stephens |          |         |

**Voting in the negative were:** Representatives

|           |             |             |            |
|-----------|-------------|-------------|------------|
| Aagard    | S. Allen    | Anderson    | Barrus     |
| Becker    | Bird        | Biskupski   | Bourdeaux  |
| Buffmire  | Buxton      | Christensen | S. Clark   |
| D. Cox    | Daniels     | Dee         | Dillree    |
| Donnelson | Dunnigan    | Ferry       | Goodfellow |
| Hansen    | Hendrickson | Holdaway    | Jones      |
| King      | Lawrence    | Litvack     | Love       |
| McCartney | McGee       | Morgan      | Moss       |
| Murray    | Noel        | Pace        | Seitz      |
| Shurtliff | G. Snow     | Styler      | Thompson   |
| Ure       | Wallace     | Winn        |            |

**Absent or not voting were:** Representatives

|         |        |
|---------|--------|
| Bennion | Gowans |
|---------|--------|

###

**10th Sub. H.B. 162**, as amended, then passed on the following roll call:

**Yeas, 43; Nays, 32; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|             |              |             |          |
|-------------|--------------|-------------|----------|
| Adams       | Alexander    | S. Allen    | Bird     |
| Bowman      | Bryson       | Buttars     | Buxton   |
| Christensen | D. Clark     | S. Clark    | D. Cox   |
| Curtis      | Daniels      | Dayton      | Dougall  |
| Ferrin      | Ferry        | Hardy       | Hogue    |
| Hughes      | E. Hutchings | B. Johnson  | Jones    |
| Kiser       | Last         | Lockhart    | Love     |
| Mascaro     | McCartney    | Morley      | Newbold  |
| Noel        | Pace         | Parker      | Peterson |
| Seitz       | G. Snow      | Styler      | Ure      |
| Urquhart    | Winn         | M. Stephens |          |

**Voting in the negative were:** Representatives

|          |          |           |           |
|----------|----------|-----------|-----------|
| Aagard   | Anderson | Barrus    | Becker    |
| Bennion  | Bigelow  | Biskupski | Bourdeaux |
| Buffmire | Bush     | Dee       | Dillree   |

|           |           |          |             |
|-----------|-----------|----------|-------------|
| Donnelson | Duckworth | Dunnigan | Goodfellow  |
| Gowans    | Hansen    | Harper   | Hendrickson |
| Holdaway  | King      | Lawrence | Litvack     |
| McGee     | Morgan    | Moss     | Murray      |
| Philpot   | Shurtliff | Thompson | Wallace     |

**10th Sub. H.B. 162**, as amended, held for possible reconsideration.

### **MISCELLANEOUS BUSINESS**

On motion of Representative Ferrin, the House voted to allow a bill file be opened concerning insurance.

\* \* \*

On motion of Representative Curtis, the House voted to adjourn until February 18, 2003, at 10:00 a.m.

# THIRTIETH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative Carol Moss, excused.

Pledge of Allegiance and prayer by Representative James Ferrin.

### COMMITTEE OF THE WHOLE

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Senator Orrin Hatch.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 17, 2003

The Senate passed, as substituted, and amended **2nd Sub. S.B. 89**, MENTAL HEALTH PROFESSIONAL PRACTICE ACT AMENDMENTS, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed, as substituted, **3rd Sub. S.B. 27**, SUSAN GALL INVOLUNTARY COMMITMENT AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 89** and **3rd Sub. S.B. 27**, read the first time by short title and referred to the Rules Committee.

### INTRODUCTION OF BILLS

#### EXPEDITED CHILD WELFARE PROCEDURES

**H.B. 133**

*Chad E. Bennion*

THIS ACT MODIFIES ABUSE, NEGLECT, AND DEPENDENCY PROCEEDINGS AND CHILD WELFARE SERVICES. THE ACT REQUIRES

THE JUVENILE COURT, UNDER SPECIFIED CONDITIONS, TO EXPEDITE CASES WHERE A PETITION OF ABUSE, NEGLECT, OR DEPENDENCY HAS BEEN FILED BUT THE CHILD HAS NOT BEEN TAKEN INTO PROTECTIVE CUSTODY. THE ACT EXTENDS TO THESE CASES THE SAME DEADLINES FOR PRETRIAL AND SHELTER HEARINGS THAT APPLY TO CASES WHERE A CHILD HAS BEEN TAKEN INTO PROTECTIVE CUSTODY. THE ACT REQUIRES THE JUVENILE COURT TO RULE ON A REQUEST FOR A PROTECTIVE ORDER ON BEHALF OF A CHILD WHO IS ALLEGED TO BE ABUSED OR NEGLECTED WITHIN 72 HOURS. THE ACT REQUIRES THE ATTORNEY GENERAL TO FILE ABUSE OR NEGLECT PETITIONS REQUESTED BY THE DIVISION OF CHILD AND FAMILY SERVICES WITHIN 72 HOURS. THE ACT REQUIRES THE DIVISION OF CHILD AND FAMILY SERVICES TO CONVENE A CHILD PROTECTION TEAM MEETING WITHIN 24 HOURS OF FILING AN ABUSE OR NEGLECT PETITION ON BEHALF OF A CHILD NOT REMOVED FROM A HOME, read the first time by short title and referred to the Rules Committee.

### MUNICIPAL ANNEXATIONS ACROSS COUNTY LINES

**H.B. 278**

*D. Gregg Buxton*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE BY REQUIRING THE CONSENT OF THE LEGISLATIVE BODY OF THE COUNTY IN WHICH AN AREA PROPOSED FOR ANNEXATION IS LOCATED IF THE PROPOSED ANNEXING MUNICIPALITY IS IN ANOTHER COUNTY. THE ACT ALSO REPEALS OBSOLETE LANGUAGE, read the first time by short title and referred to the Rules Committee.

### CONCURRENCE CALENDAR

On motion of Representative Barrus, the House voted to concur in the Senate amendments to **Sub. H.B. 64**, PUBLIC WATER SYSTEMS AMENDMENTS.

**Sub. H.B. 64**, as amended by the Senate, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |           |          |        |
|-----------|-----------|----------|--------|
| Adams     | S. Allen  | Anderson | Barrus |
| Becker    | Bennion   | Bigelow  | Bird   |
| Biskupski | Bourdeaux | Bowman   | Bryson |

|             |            |              |             |
|-------------|------------|--------------|-------------|
| Buffmire    | Bush       | Buxton       | Christensen |
| D. Clark    | S. Clark   | D. Cox       | Curtis      |
| Daniels     | Dayton     | Dee          | Dillree     |
| Donnelson   | Duckworth  | Dunnigan     | Ferrin      |
| Ferry       | Goodfellow | Gowans       | Hansen      |
| Hardy       | Harper     | Hendrickson  | Hogue       |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson  |
| Jones       | King       | Kiser        | Last        |
| Lawrence    | Litvack    | Lockhart     | Love        |
| McCartney   | McGee      | Morgan       | Morley      |
| Murray      | Newbold    | Noel         | Pace        |
| Parker      | Peterson   | Philpot      | Seitz       |
| Shurtliff   | G. Snow    | Styler       | Thompson    |
| Ure         | Urquhart   | Wallace      | Winn        |
| M. Stephens |            |              |             |

**Absent or not voting were:** Representatives

|         |           |         |         |
|---------|-----------|---------|---------|
| Agard   | Alexander | Buttars | Dougall |
| Mascaro | Moss      |         |         |

**Sub. H.B. 64**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative McCartney, the House voted to concur in the Senate amendments to **H.B. 174**, UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS.

**H.B. 174**, as amended by the Senate, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |            |             |
|-------------|-----------|------------|-------------|
| Agard       | Adams     | Alexander  | S. Allen    |
| Anderson    | Barrus    | Bennion    | Bigelow     |
| Biskupski   | Bourdeaux | Bowman     | Bryson      |
| Buffmire    | Bush      | Buttars    | Buxton      |
| Christensen | D. Clark  | S. Clark   | D. Cox      |
| Curtis      | Daniels   | Dayton     | Dee         |
| Dillree     | Donnelson | Duckworth  | Dunnigan    |
| Ferrin      | Ferry     | Goodfellow | Gowans      |
| Hansen      | Hardy     | Harper     | Hendrickson |

|             |          |           |              |
|-------------|----------|-----------|--------------|
| Hogue       | Holdaway | Hughes    | E. Hutchings |
| B. Johnson  | Jones    | King      | Kiser        |
| Last        | Lawrence | Litvack   | Lockhart     |
| Love        | Mascaro  | McCartney | McGee        |
| Morgan      | Morley   | Murray    | Newbold      |
| Noel        | Pace     | Parker    | Peterson     |
| Philpot     | Seitz    | G. Snow   | Thompson     |
| Ure         | Urquhart | Wallace   | Winn         |
| M. Stephens |          |           |              |

**Absent or not voting were:** Representatives

|           |        |         |      |
|-----------|--------|---------|------|
| Becker    | Bird   | Dougall | Moss |
| Shurtliff | Styler |         |      |

**H.B. 174**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Snow, the House voted to concur in the Senate amendments to **H.B. 203**, RESIDENTIAL MORTGAGE REGULATORY COMMISSION.

**H.B. 203**, as amended by the Senate, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Agard      | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Curtis      | Daniels   |
| Dayton     | Dee          | Dillree     | Donnelson |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Lockhart     | Love        | Mascaro   |
| McCartney  | McGee        | Morgan      | Morley    |
| Murray     | Newbold      | Noel        | Pace      |

|           |          |          |             |
|-----------|----------|----------|-------------|
| Parker    | Peterson | Philpot  | Seitz       |
| Shurtliff | G. Snow  | Thompson | Ure         |
| Urquhart  | Wallace  | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|         |      |        |
|---------|------|--------|
| Dougall | Moss | Styler |
|---------|------|--------|

**H.B. 203**, as amended by the Senate, transmitted to the Senate for signature of the president.

### MISCELLANEOUS BUSINESS

On motion of Representative Bennion, the House voted to allow a bill file be opened for a resolution supporting the President of the United States' action concerning war.

### UNFINISHED BUSINESS

On motion of Representative Holdaway, the House voted to uncircle **H.B. 237**.

**H.B. 237**, RADIOACTIVE WASTE – PROHIBITION OF B AND C WASTE, was before the House on its final passage.

Representative Noel proposed the following amendment:

1. Page 6, After line 155:  
Insert a new section 4 as follows:  
“Section 4. Effective Date.  
This act takes effect April 1, 2004.”

Representative Peterson proposed to delete **H.B. 237** in title and body and insert **Sub. H.B. 237** in lieu thereof.

Representative Peterson's motion to substitute passed on the following roll call:

**Yeas, 44; Nays, 29; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|         |        |          |          |
|---------|--------|----------|----------|
| Aagard  | Adams  | S. Allen | Anderson |
| Bennion | Bird   | Bowman   | Bryson   |
| Buttars | Buxton | D. Clark | D. Cox   |
| Dayton  | Dee    | Dillree  | Dougall  |

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Duckworth  | Ferrin      | Ferry     | Gowans       |
| Hansen     | Hendrickson | Hughes    | E. Hutchings |
| B. Johnson | King        | Kiser     | Last         |
| Lockhart   | Love        | Mascaro   | Morley       |
| Newbold    | Noel        | Pace      | Parker       |
| Peterson   | Seitz       | Shurtliff | G. Snow      |
| Ure        | Urquhart    | Wallace   | Winn         |

**Voting in the negative were:** Representatives

|             |            |          |           |
|-------------|------------|----------|-----------|
| Alexander   | Barrus     | Becker   | Bigelow   |
| Biskupski   | Bourdeaux  | Buffmire | Bush      |
| S. Clark    | Curtis     | Daniels  | Donnelson |
| Dunnigan    | Goodfellow | Hardy    | Harper    |
| Hogue       | Holdaway   | Jones    | Lawrence  |
| Litvack     | McCartney  | McGee    | Morgan    |
| Murray      | Philpot    | Styler   | Thompson  |
| M. Stephens |            |          |           |

**Absent or not voting were:** Representatives

|             |      |
|-------------|------|
| Christensen | Moss |
|-------------|------|

On motion of Representative Curtis, the House voted to circle **Sub. H.B. 237**.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 1:30 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 1:45 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: February 18, 2003

The Senate passed, as amended, **S.B. 61**, PUBLIC UTILITY RELATED AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 109**, EDUCATION ASSISTANCE FOR NATIONAL GUARD MEMBERS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 141**, LOCAL GOVERNMENT CAPITAL PROJECTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 108**, DANGEROUS WEAPONS AMENDMENTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 132**, CHILD SUPPORT AND PATERNITY AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 136**, GUILTY AND MENTALLY ILL SENTENCING AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 165**, GUBERNATORIAL NOMINEE AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 61**, **Sub. S.B. 67**, **S.B. 109**, **Sub. S.B. 141**, **S.B. 108**, **Sub. S.B. 132**, **S.B. 136**, and **S.B. 165**, read the first time by short title and referred to the Rules Committee.

### **RULES COMMITTEE REPORT**

Mr. Speaker: February 18, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills be assigned to standing committees:

#### **BUSINESS AND LABOR**

- H.B. 207** Gift Certificates – Eliminating Expiration Date  
(T. McCartney)
- H.B. 332** Insurance Coverage of Health Care Professionals  
(J. Dunnigan)
- H.B. 336** Commercial Lessees' Deposits (C. Moss)
- 2nd Sub. S.B. 89** Mental Health Professional Practice Act Amendments  
(D. C. Buttars)

#### **GOVERNMENT OPERATIONS**

- S.B. 68** Voter Identification Requirements (D. Eastman)

**HEALTH AND HUMAN SERVICES**

- H.B. 323**                    Donation of Surplus Computers to Persons with a Disability (C. Bird)
- 3rd Sub. S.B. 27**        Susan Gall Involuntary Commitment Amendments (L. Blackham)

**JUDICIARY**

- H.B. 137**                    Residential Facilities for the Disabled Amendments (G. Curtis)
- 1st Sub. S.B. 29**        Legislative Reporting and Access to Certain Information (M. Dmitrich)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- 2nd Sub. S.B. 58**        Youth Corrections – Division Name Amendment (P. Hellewell)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

- H.B. 264**                    Division of Parks and Recreation – Restricted Account (M. Styler)

**POLITICAL SUBDIVISION**

- H.B. 296**                    Municipal Annexation Amendments (M. S. Lawrence)
- 1st Sub. S.B. 87**        Library Amendments (M. Waddoups)

**TRANSPORTATION**

- H.B. 330**                    Veterans Group License Plate Revisions (S. Mascaro)

**WORKFORCE SERVICES & COMMUNITY & ECONOMIC DEVELOPMENT**

- H.B. 319**                    Family Employment Program Work Incentives (D. Litvack)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: February 18, 2003

The Judiciary Committee reports a favorable recommendation on **H.C.R. 10, RESOLUTION APPROVING DEEP CREEK – TENDER OF JUDGMENT**, by Representative G. Curtis; and

The Judiciary Committee recommends **H.B. 10, PARENT-TIME AMENDMENTS**, by Representative J. Ferrin, be replaced and reports a favorable recommendation on **1st Sub. H.B. 10, PARENT-TIME AMENDMENTS** with the following amendments:

1. Page 2, Lines 38–39:  
Reinstate the deleted language on lines 38 through 39.
2. Page 2, Line 41:  
Delete line 41, and renumber the remaining sections accordingly.
3. Page 8, Line 238:  
After “his” insert “or her”
4. Page 9, line 267:  
After “incarceration” delete “for up to ten days” and insert “as determined by the court”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 247, POWER OF ATTORNEY IN RELATION TO A TRUST**, by Representative M. Newbold; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 93, JUSTICE COURT JUDGES AMENDMENTS**, by Senator T. Hatch.

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**H.C.R. 10, Sub. H.B. 10**, as amended, **H.B. 247**, and **Sub. S.B. 93**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 18, 2003

The Law Enforcement and Criminal Justice Committee recommends **H.B. 112, COUNTY CORRECTIONAL FACILITY REIMBURSEMENT**, by Representative B. Dee, be replaced and favorably recommends **2nd Sub. H.B. 112, COUNTY CORRECTIONAL FACILITY REIMBURSEMENT**; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 85, HATE CRIMES AMENDMENTS**, by Representative D. Litvack; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 238**, UTAH CODE OF CRIMINAL PROCEDURE AMENDMENTS, by Representative K. Bryson, with the following amendments:

1. Page 1, Line 7:  
After “testimony,” insert “and” and after “sentences” insert a “.” and delete the rest of the line.
2. Page 1, Line 8:  
Delete line 8.
3. Page 1, Line 14:  
Delete line 14.
4. Page 1, Line 20:  
Reinstate “leave of the court” and insert “and”
5. Page 1, Line 21–24:  
Delete lines 21–24 and renumber remaining subsections accordingly.
6. Page 1, Line 25:  
After “contest” insert “, except for a plea held in abeyance”
7. Page 1, Line 26:  
After “announced” insert a “.” and delete “or within 30 days after”
8. Page 2, Line 28:  
Delete “pleading guilty or no contest, whichever occurs first.”
9. Page 2, Line 29:  
After “denied.” insert “For a plea held in abeyance, a motion to withdraw the plea shall be made within thirty days of pleading guilty or no contest.”
10. Pages 10 – 11, Lines 305 – 321:  
Delete lines 305 through 321.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**2nd Sub. H.B. 112, H.B. 85, and H.B. 238**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 18, 2003

The Transportation Committee reports a favorable recommendation on **H.B. 253**, POWERSPORT DEALER ASSOCIATION AMENDMENTS, by Representative B. Goodfellow, and recommends it be placed on the Consent Calendar; and

The Transportation Committee reports a favorable recommendation on **H.B. 301**, MOTOR VEHICLE PURCHASE AMENDMENTS, by Representative D. Bush; and

The Transportation Committee reports a favorable recommendation on **S.B. 52**, ACCESS TO UNINSURED MOTORIST INFORMATION, by Senator D. Steele; and

The Transportation Committee reports a favorable recommendation on **S.B. 143**, MOTOR VEHICLE DISCLOSURE REQUIREMENTS – PURCHASER’S RIGHTS, by Senator D. Eastman.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 253**, read the second time by short title and placed on the Consent Calendar.

**H.B. 301**, **S.B. 52**, and **S.B. 143**, read the second time by short title and placed on the calendar for third reading.

### UNFINISHED BUSINESS

On motion of Representative Murray, the House voted to uncircle **H.B. 194**.

**H.B. 194**, SHERIFF CERTIFICATION REQUIREMENTS, was before the House on its final passage.

Representative Murray proposed to delete **H.B. 194** in title and body and insert **2nd Sub. H.B. 194** in lieu thereof.

Representative Ferry proposed to delete **H.B. 194** in title and body and insert **3rd Sub. H.B. 194** in lieu thereof.

Representative Ferry’s motion to substitute failed on the following roll call:

**Yeas, 22; Nays, 46; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |          |          |         |
|--------------|----------|----------|---------|
| Adams        | Anderson | Bush     | Buxton  |
| Christensen  | D. Cox   | Dayton   | Dillree |
| Duckworth    | Ferry    | Gowans   | Hansen  |
| E. Hutchings | Kiser    | Lockhart | Morley  |
| Noel         | Philpot  | G. Snow  | Styler  |
| Thompson     | Ure      |          |         |

**Voting in the negative were:** Representatives

|            |             |            |             |
|------------|-------------|------------|-------------|
| Aagard     | Alexander   | S. Allen   | Barrus      |
| Becker     | Bigelow     | Bird       | Biskupski   |
| Bourdeaux  | Bowman      | Bryson     | Buffmire    |
| Buttars    | D. Clark    | S. Clark   | Curtis      |
| Daniels    | Dee         | Dougall    | Dunnigan    |
| Goodfellow | Hardy       | Harper     | Hendrickson |
| Hogue      | Holdaway    | B. Johnson | Jones       |
| King       | Last        | Lawrence   | Litvack     |
| Mascaro    | McGee       | Morgan     | Murray      |
| Newbold    | Pace        | Parker     | Peterson    |
| Seitz      | Shurtliff   | Urquhart   | Wallace     |
| Winn       | M. Stephens |            |             |

**Absent or not voting were:** Representatives

|         |           |        |        |
|---------|-----------|--------|--------|
| Bennion | Donnelson | Ferrin | Hughes |
| Love    | McCartney | Moss   |        |

Representative Murray’s motion to substitute passed on a voice vote.

###

**2nd Sub. H.B. 194** then passed on the following roll call:

**Yeas, 51; Nays, 20; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |            |           |
|-----------|-------------|------------|-----------|
| Aagard    | Adams       | Alexander  | S. Allen  |
| Barrus    | Bigelow     | Bird       | Biskupski |
| Bourdeaux | Bowman      | Buffmire   | Buttars   |
| Buxton    | Christensen | D. Clark   | D. Cox    |
| Daniels   | Dee         | Dillree    | Dougall   |
| Duckworth | Dunnigan    | Goodfellow | Hardy     |

|              |            |             |          |
|--------------|------------|-------------|----------|
| Harper       | Hogue      | Holdaway    | Hughes   |
| E. Hutchings | B. Johnson | Jones       | King     |
| Last         | Lawrence   | Litvack     | Lockhart |
| Love         | Mascaro    | McGee       | Morgan   |
| Murray       | Noel       | Pace        | Parker   |
| Seitz        | Shurtliff  | Styler      | Urquhart |
| Wallace      | Winn       | M. Stephens |          |

**Voting in the negative were:** Representatives

|             |          |          |         |
|-------------|----------|----------|---------|
| Anderson    | Becker   | Bennion  | Bryson  |
| Bush        | S. Clark | Curtis   | Dayton  |
| Donnelson   | Ferry    | Gowans   | Hansen  |
| Hendrickson | Kiser    | Morley   | Newbold |
| Philpot     | G. Snow  | Thompson | Ure     |

**Absent or not voting were:** Representatives

|        |           |      |          |
|--------|-----------|------|----------|
| Ferrin | McCartney | Moss | Peterson |
|--------|-----------|------|----------|

**2nd Sub. H.B. 194** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Harper, the House voted to uncircle **Sub. H.B. 215**.

**Sub. H.B. 215**, STATE AGENCIES – LOBBYIST RESTRICTION AMENDMENTS, was before the House on its final passage.

On motion of Representative Harper, the House voted to delete **Sub. H.B. 215** in title and body and insert **2nd Sub. H.B. 215** in lieu thereof.

**2nd Sub. H.B. 215** then passed on the following roll call:

**Yeas, 60; Nays, 10; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |          |           |             |
|-----------|----------|-----------|-------------|
| Agard     | Adams    | Alexander | S. Allen    |
| Anderson  | Barrus   | Becker    | Bennion     |
| Bigelow   | Bird     | Bowman    | Bryson      |
| Bush      | Buttars  | Buxton    | Christensen |
| D. Clark  | D. Cox   | Curtis    | Dayton      |
| Dee       | Dillree  | Donnelson | Dougall     |
| Duckworth | Dunnigan | Ferrin    | Ferry       |
| Gowans    | Hardy    | Harper    | Hogue       |

|          |         |              |             |
|----------|---------|--------------|-------------|
| Holdaway | Hughes  | E. Hutchings | B. Johnson  |
| Kiser    | Last    | Lawrence     | Lockhart    |
| Love     | Mascaro | McGee        | Morgan      |
| Morley   | Murray  | Newbold      | Noel        |
| Pace     | Parker  | Philpot      | Seitz       |
| G. Snow  | Styler  | Thompson     | Ure         |
| Urquhart | Wallace | Winn         | M. Stephens |

**Voting in the negative were:** Representatives

|            |           |          |         |
|------------|-----------|----------|---------|
| Biskupski  | Bourdeaux | Buffmire | Daniels |
| Goodfellow | Hansen    | Jones    | King    |
| Litvack    | Shurtliff |          |         |

**Absent or not voting were:** Representatives

|          |             |           |      |
|----------|-------------|-----------|------|
| S. Clark | Hendrickson | McCartney | Moss |
| Peterson |             |           |      |

**2nd Sub. H.B. 215** transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Hogue, the House voted to uncircle **H.B. 72**.

**H.B. 72**, ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN’S HEALTH INSURANCE PROGRAM, was before the House on its final passage.

Representative Hogue proposed the following amendment:

1. Page 2, Line 29:  
After “26–40–103” insert “and for restoration of dental benefits in the Children’s Health Insurance Program”
2. Page 1, Line 6:  
After “Account.” insert “This act modifies the revenue deposited into the permanent state trust fund.”
3. Page 1, Line 11:  
After line 11 insert:  
“63–97–301, as last amended by Chapter 118, Laws of Utah 2002”
4. Page 1, Line 19:  
After “July 1,” delete “2003” and insert “2007”
5. Page 1, Line 22:  
After “July 1” delete “2003” and insert “2007”

6. Page 2, Line 52:

After line 52 insert:

“Section 2. Section 63–97–301 is amended to read:

63–97–301. Permanent state trust fund.

(1) Until July 1, [~~2003~~] 2007, 50% of all funds of every kind that are received by the state that are related to the settlement agreement that the state entered into with leading tobacco manufacturers on November 23, 1998, shall be deposited into the permanent state trust fund created by and operated under Utah Constitution Article XXII, Section 4.

(2) On and after July 1, [~~2003~~] 2007, 60% of all funds of every kind that are received by the state that are related to the settlement agreement that the state entered into with leading tobacco manufacturers on November 23, 1998, shall be deposited into the permanent state trust fund created by and operated under Utah Constitution Article XXII, Section 4.

(3) Funds in the permanent state trust fund shall be deposited or invested pursuant to Section 51–7–12.1.

(4) (a) In accordance with Utah Constitution Article XXII, Section 4, the interest and dividends earned annually from the permanent state trust fund shall be deposited in the General Fund. There shall be transferred on an ongoing basis from the General Fund to the permanent state trust fund created under Utah Constitution Article XXII, Section 4, an amount equal to 50% of the interest and dividends earned annually from the permanent state trust fund. The amount transferred into the fund under this Subsection (4)(a) shall be treated as principal.

(b) Any annual interest or dividends earned from the permanent state trust fund that remain in the General Fund after Subsection (4)(a) may be appropriated by the Legislature.

(c) Any realized or unrealized gains or losses on investments in the permanent state trust fund shall remain in the permanent state trust fund.”

Renumber remaining section accordingly.

Representative Hogue’s motion to amend passed on a voice vote.

**H.B. 72**, as amended, then passed on the following roll call:

**Yeas, 56; Nays, 14; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |            |             |             |
|--------------|------------|-------------|-------------|
| S. Allen     | Anderson   | Barrus      | Becker      |
| Bird         | Biskupski  | Bourdeaux   | Bowman      |
| Buffmire     | Bush       | Christensen | D. Clark    |
| S. Clark     | D. Cox     | Curtis      | Daniels     |
| Dee          | Dillree    | Dougall     | Duckworth   |
| Goodfellow   | Gowans     | Hansen      | Hardy       |
| Hendrickson  | Hogue      | Holdaway    | Hughes      |
| E. Hutchings | B. Johnson | Jones       | King        |
| Kiser        | Last       | Lawrence    | Litvack     |
| Love         | Mascaro    | McGee       | Morgan      |
| Morley       | Murray     | Newbold     | Noel        |
| Pace         | Parker     | Philpot     | Seitz       |
| Shurtliff    | Styler     | Thompson    | Ure         |
| Urquhart     | Wallace    | Winn        | M. Stephens |

**Voting in the negative were:** Representatives

|          |         |         |           |
|----------|---------|---------|-----------|
| Agard    | Adams   | Bennion | Bryson    |
| Buttars  | Buxton  | Dayton  | Donnelson |
| Dunnigan | Ferrin  | Ferry   | Harper    |
| Lockhart | G. Snow |         |           |

**Absent or not voting were:** Representatives

|           |         |           |      |
|-----------|---------|-----------|------|
| Alexander | Bigelow | McCartney | Moss |
| Peterson  |         |           |      |

**H.B. 72**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Agard, the House voted to uncircle **H.B. 163**.

**H.B. 163**, CRIMINAL RESTITUTION AMENDMENTS, was before the House on its final passage.

Representative Agard proposed the following amendment:

1. Page 2, Line 48a  
House Committee Amendments 2–6–2003:  
Delete “wages or salary lost by the victim of the offense due to the theft of or damage to “ and insert “three times the value, but not more than \$5,000 total value, of stolen or damaged”

Representative Agard’s motion to amend passed on a voice vote.

**H.B. 163**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Aagard      | Adams     | S. Allen   | Anderson     |
| Barrus      | Becker    | Bennion    | Bird         |
| Biskupski   | Bourdeaux | Bowman     | Bryson       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | D. Clark  | S. Clark   | D. Cox       |
| Daniels     | Dayton    | Dee        | Dillree      |
| Donnelson   | Dougall   | Duckworth  | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson  | Jones     | King       | Kiser        |
| Last        | Lawrence  | Litvack    | Lockhart     |
| Love        | Mascaro   | McGee      | Morgan       |
| Morley      | Murray    | Newbold    | Noel         |
| Pace        | Parker    | Philpot    | Seitz        |
| Shurtliff   | G. Snow   | Styler     | Thompson     |
| Ure         | Urquhart  | Wallace    | Winn         |
| M. Stephens |           |            |              |

**Absent or not voting were:** Representatives

|           |          |        |           |
|-----------|----------|--------|-----------|
| Alexander | Bigelow  | Curtis | McCartney |
| Moss      | Peterson |        |           |

**H.B. 163**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Kiser, the House voted to uncircle **H.B. 95**.

**H.B. 95**, ANNEXATION OF UNINCORPORATED COUNTY ISLANDS INTO CITIES, was before the House on its final passage.

Representative Christensen proposed the following amendment.

1. Page 1, Line 8:  
After "circumstances." insert "The act clarifies that a municipal annexation does not affect the boundaries of special or local districts."
2. Page 1, Line 11:  
After line 11 insert:

“ENACTS:

10-2-428, Utah Code Annotated 1953”

3. Page 1, Line 27:  
After “fewer than” delete “500” and insert “300”
4. Page 2, Line 32  
House Committee Amendments 1-31-2003:  
After “peninsula, if” bracket the comma and insert “: (i)”
5. Page 2, Line 34  
House Committee Amendments 1-31-2003:  
After “best interest” bracket the period and insert:  
“: and  
(ii) for an annexation of one or more unincorporated islands under Subsection (1)(a)(ii), the entire island of unincorporated area, of which a portion is being annexed, complies with the requirement of Subsection (1)(a)(ii)(A) relating to the number of residents.”
6. Page 2, Line 49  
House Committee Amendments 1-31-2003:  
After “(b) [~~The~~]” delete “(i)”
7. Page 2, Line 50  
House Committee Amendments 1-31-2003:  
At the beginning of line 50 reinstate “(i)” and delete “(A)”
8. Page 2, Line 52  
House Committee Amendments 1-31-2003:  
At the beginning of line 52 reinstate “(ii)” and delete “(B)”
9. Page 2, Line 54  
House Committee Amendments 1-31-2003:  
At the beginning of line 54 reinstate “(iii)” and delete “(C)”
10. Page 2, Line 55  
House Committee Amendments 1-31-2003:  
At the beginning of line 55 reinstate “(iv)” and delete “(D)”
11. Page 2, Line 58  
House Committee Amendments 1-31-2003:  
At the beginning of line 58 reinstate “(A)” and delete “(I)”
12. Page 3, Line 59  
House Committee Amendments 1-31-2003:  
At the beginning of line 59 reinstate “(B)” and delete “(II)”

13. Page 3, Line 61  
House Committee Amendments 1–31–2003:  
At the beginning of line 61 reinstate “(C)” and delete “(III)”
14. Page 3, Lines 63–65  
House Committee Amendments 1–31–2003:  
Delete lines 63 through 65
15. Page 3, Lines 69–80  
House Committee Amendments 1–31–2003:  
Delete lines 69 through 80
16. Page 3, Line 81  
House Committee Amendments 1–31–2003:  
After “(3)” insert “(a)” and after “(2)(a)(iv)” insert “and subject to Subsection (3)(b)”
17. Page 3, Line 86  
House Committee Amendments 1–31–2003:  
At the beginning of line 86 bracket “(a)” and insert “(i)”
18. Page 3, Line 87  
House Committee Amendments 1–31–2003:  
At the beginning of line 87 bracket “(b)” and insert “(ii)”
19. Page 3, Line 87a  
House Committee Amendments 1–31–2003:  
At the beginning of line 87a delete “(i)” and insert “(A)”
20. Page 3, Line 88a  
House Committee Amendments 1–31–2003:  
At the beginning of line 88a delete “(ii)” and insert “(B)”
21. Page 3, Line 89  
House Committee Amendments 1–31–2003:  
At the beginning of line 89 bracket “(c)” and insert “(iii)”
22. Page 3, Line 89a  
House Committee Amendments 1–31–2003:  
At the beginning of line 89a delete “(i)” and insert “(A)”
23. Page 4, Line 90a  
House Committee Amendments 1–31–2003:  
At the beginning of line 90a delete “(i)” and insert “(B)”

24. Page 4, Line 90c  
 House Committee Amendments 1–31–2003:  
 After line 90c insert  
“(b) A municipal legislative body may not adopt an ordinance annexing an area proposed for annexation under Subsection (1)(a)(ii) unless the legislative body of the county in which the area proposed for annexation has previously adopted a resolution approving the annexation.”

25. Page 4, Line 93e  
 House Committee Amendments 1–31–2003:  
 After line 93e insert:  
 “Section 2. Section 10–2–428 is enacted to read:  
10–2–428. Annexation has no effect on district boundaries. The annexation of an unincorporated area by a municipality does not affect the boundaries of an independent special district under Title 17A, Chapter 2, Independent Special Districts or a local district under Title 17B, Chapter 2, Local Districts.”

On substitute motion of Representative Kiser, the House voted to adopt the amendment as listed above without Item #3.

**H.B. 95**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 1; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Agard        | Adams      | S. Allen    | Anderson  |
| Barrus       | Bennion    | Bird        | Biskupski |
| Bourdeaux    | Bowman     | Bryson      | Buffmire  |
| Bush         | Buttars    | Christensen | D. Clark  |
| S. Clark     | D. Cox     | Curtis      | Daniels   |
| Dayton       | Dee        | Dillree     | Donnelson |
| Duckworth    | Dunnigan   | Ferrin      | Ferry     |
| Goodfellow   | Hansen     | Hardy       | Harper    |
| Hendrickson  | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | Kiser     |
| Last         | Lawrence   | Litvack     | Lockhart  |
| Love         | Mascaro    | McGee       | Morley    |
| Murray       | Newbold    | Noel        | Pace      |
| Parker       | Philpot    | Seitz       | Shurtliff |
| G. Snow      | Styler     | Thompson    | Urquhart  |
| Wallace      | Winn       | M. Stephens |           |

**Voting in the negative was:** Representative  
Ure

**Absent or not voting were:** Representatives

|           |        |          |           |
|-----------|--------|----------|-----------|
| Alexander | Becker | Bigelow  | Buxton    |
| Dougall   | Gowans | King     | McCartney |
| Morgan    | Moss   | Peterson |           |

**H.B. 95**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Buttars, the House voted to uncircle **H.B. 18**.

**H.B. 18**, DEALERS IN AGRICULTURAL PRODUCTS, was before the House on its final passage.

Representative Buttars proposed the following amendment:

- Page 2, Line 43:  
After "as" delete "cash or" and insert "proof of ownership for"
- Page 2, Line 45:  
After "stored." insert "It does not include retail stores, except those that buy directly from a producer."
- Page 3, Line 64:  
After line 64 insert:  
“(b) Dealers who issue Product of Agriculture Receipts to producers shall plainly cancel upon the face of the receipts each receipt returned to the dealer upon:  
(i) the delivery by the dealer of the product of agriculture for which the receipt was issued; or  
(ii) payment by the dealer for the receipted product.”
- Page 3, Line 65:  
Delete "(b)" and insert "(c)"
- Page 4, Line 68:  
Delete "(c)" and insert "(d)"

Representative Buttars' motion to amend passed on a voice vote.

**H.B. 18**, as amended, then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |          |              |             |
|-----------|----------|--------------|-------------|
| Aagard    | Adams    | S. Allen     | Anderson    |
| Barrus    | Becker   | Bennion      | Biskupski   |
| Bourdeaux | Bowman   | Bryson       | Buffmire    |
| Bush      | Buttars  | Buxton       | Christensen |
| D. Clark  | S. Clark | D. Cox       | Curtis      |
| Daniels   | Dayton   | Dee          | Dillree     |
| Donnelson | Dougall  | Duckworth    | Dunnigan    |
| Ferrin    | Ferry    | Goodfellow   | Hansen      |
| Hardy     | Harper   | Hendrickson  | Hogue       |
| Holdaway  | Hughes   | E. Hutchings | B. Johnson  |
| Jones     | Kiser    | Last         | Lawrence    |
| Litvack   | Lockhart | Love         | Mascaro     |
| McGee     | Morgan   | Morley       | Murray      |
| Newbold   | Noel     | Pace         | Parker      |
| Philpot   | Seitz    | Shurtliff    | G. Snow     |
| Styler    | Thompson | Ure          | Urquhart    |
| Wallace   | Winn     | M. Stephens  |             |

**Absent or not voting were:** Representatives

|           |           |      |          |
|-----------|-----------|------|----------|
| Alexander | Bigelow   | Bird | Gowans   |
| King      | McCartney | Moss | Peterson |

**H.B. 18**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.C.R. 13**, RESOLUTION HONORING SENATOR FRANK MOSS, read the third time by short title and placed on its final passage.

On motion of Representative Buffmire, the House voted to circle **H.C.R. 13**.

\* \* \*

**H.B. 148**, UNLAWFUL TAKING OF GAME FISH, read the third time by short title and placed on its final passage.

**H.B. 148**, as amended, then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|        |         |           |           |
|--------|---------|-----------|-----------|
| Aagard | Adams   | S. Allen  | Anderson  |
| Barrus | Bennion | Biskupski | Bourdeaux |

|              |            |             |            |
|--------------|------------|-------------|------------|
| Bowman       | Bryson     | Buffmire    | Bush       |
| Buttars      | Buxton     | Christensen | S. Clark   |
| D. Cox       | Daniels    | Dayton      | Dee        |
| Dillree      | Donnelson  | Dougall     | Duckworth  |
| Dunnigan     | Ferrin     | Ferry       | Goodfellow |
| Gowans       | Hansen     | Hardy       | Harper     |
| Hendrickson  | Hogue      | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | Jones       | King       |
| Kiser        | Last       | Lawrence    | Litvack    |
| Lockhart     | Mascaro    | McGee       | Morgan     |
| Morley       | Murray     | Newbold     | Noel       |
| Pace         | Parker     | Philpot     | Seitz      |
| Shurtliff    | G. Snow    | Styler      | Thompson   |
| Ure          | Urquhart   | Wallace     | Winn       |
| M. Stephens  |            |             |            |

**Absent or not voting were:** Representatives

|           |          |         |           |
|-----------|----------|---------|-----------|
| Alexander | Becker   | Bigelow | Bird      |
| D. Clark  | Curtis   | Love    | McCartney |
| Moss      | Peterson |         |           |

**H.B. 148**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 157**, CONTROL OF WOLF POPULATION, read the third time by short title and placed on its final passage.

**H.B. 157**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Aagard      | Adams     | Alexander  | S. Allen     |
| Anderson    | Barrus    | Bennion    | Bigelow      |
| Biskupski   | Bourdeaux | Bowman     | Bryson       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | D. Clark  | S. Clark   | D. Cox       |
| Daniels     | Dayton    | Dee        | Dillree      |
| Donnelson   | Dougall   | Duckworth  | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |

|            |          |          |             |
|------------|----------|----------|-------------|
| B. Johnson | Jones    | King     | Kiser       |
| Last       | Lawrence | Litvack  | Lockhart    |
| Love       | Mascaro  | McGee    | Morgan      |
| Morley     | Murray   | Newbold  | Noel        |
| Pace       | Parker   | Seitz    | Shurtliff   |
| G. Snow    | Styler   | Thompson | Ure         |
| Urquhart   | Wallace  | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|        |          |         |           |
|--------|----------|---------|-----------|
| Becker | Bird     | Curtis  | McCartney |
| Moss   | Peterson | Philpot |           |

**H.B. 157**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 88**, PAYMENT OF REWARD UPON ARREST AND CONVICTION, read the third time by short title and placed on its final passage.

**Sub. H.B. 88**, as amended, then passed on the following roll call:

**Yeas, 65; Nays, 2; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |             |              |             |
|-------------|-------------|--------------|-------------|
| Aagard      | Adams       | Alexander    | S. Allen    |
| Anderson    | Barrus      | Bennion      | Bigelow     |
| Bird        | Biskupski   | Bourdeaux    | Bowman      |
| Bryson      | Buffmire    | Bush         | Buttars     |
| Buxton      | Christensen | D. Clark     | S. Clark    |
| D. Cox      | Daniels     | Dayton       | Dee         |
| Dillree     | Donnelson   | Dougall      | Duckworth   |
| Dunnigan    | Ferrin      | Ferry        | Goodfellow  |
| Gowans      | Hansen      | Hardy        | Hendrickson |
| Hogue       | Hughes      | E. Hutchings | B. Johnson  |
| Jones       | King        | Last         | Lawrence    |
| Litvack     | Lockhart    | Love         | Mascaro     |
| McGee       | Morgan      | Morley       | Murray      |
| Newbold     | Noel        | Pace         | Parker      |
| Seitz       | Shurtliff   | G. Snow      | Styler      |
| Ure         | Urquhart    | Wallace      | Winn        |
| M. Stephens |             |              |             |

**Voting in the negative were:** Representatives

|        |          |
|--------|----------|
| Harper | Thompson |
|--------|----------|

**Absent or not voting were:** Representatives

|           |        |          |         |
|-----------|--------|----------|---------|
| Becker    | Curtis | Holdaway | Kiser   |
| McCartney | Moss   | Peterson | Philpot |

**Sub. H.B. 88**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 107**, DNA AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 107**, as amended, then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Aagard     | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Daniels     | Dayton    |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Lockhart     | Love        | Mascaro   |
| McGee      | Morgan       | Morley      | Murray    |
| Newbold    | Noel         | Pace        | Parker    |
| Peterson   | Seitz        | Shurtliff   | G. Snow   |
| Styler     | Thompson     | Ure         | Urquhart  |
| Wallace    | Winn         | M. Stephens |           |

**Absent or not voting were:** Representatives

|        |           |      |         |
|--------|-----------|------|---------|
| Curtis | McCartney | Moss | Philpot |
|--------|-----------|------|---------|

**H.B. 107**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 119**, JUDICIAL CONDUCT COMMISSION REVISION, read the third time by short title and placed on its final passage.

Representative Allen proposed the following amendment:

- 1. Page 5, Line 135:  
Delete "formal"

Representative Allen’s motion to amend failed on the following roll call:

**Yeas, 16; Nays, 55; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |         |          |           |
|----------|---------|----------|-----------|
| S. Allen | Becker  | Buffmire | Buttars   |
| D. Cox   | Daniels | Dougall  | Hogue     |
| Jones    | King    | Last     | Litvack   |
| McGee    | Morgan  | Pace     | Shurtliff |

**Voting in the negative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Agard     | Adams        | Anderson    | Barrus    |
| Bennion   | Bigelow      | Bird        | Biskupski |
| Bourdeaux | Bowman       | Bryson      | Bush      |
| Buxton    | Christensen  | D. Clark    | S. Clark  |
| Curtis    | Dayton       | Dee         | Dillree   |
| Donnelson | Duckworth    | Dunnigan    | Ferrin    |
| Ferry     | Goodfellow   | Gowans      | Hansen    |
| Hardy     | Harper       | Hendrickson | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson  | Kiser     |
| Lawrence  | Lockhart     | Love        | Mascaro   |
| Morley    | Murray       | Newbold     | Noel      |
| Parker    | Peterson     | Philpot     | Seitz     |
| G. Snow   | Thompson     | Ure         | Urquhart  |
| Wallace   | Winn         | M. Stephens |           |

**Absent or not voting were:** Representatives

|           |           |      |        |
|-----------|-----------|------|--------|
| Alexander | McCartney | Moss | Styler |
|-----------|-----------|------|--------|

###

**H.B. 119**, as amended, then passed on the following roll call:

**Yeas, 64; Nays, 8; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |           |           |          |
|----------|-----------|-----------|----------|
| Agard    | Adams     | Alexander | S. Allen |
| Anderson | Barrus    | Bennion   | Bigelow  |
| Bird     | Biskupski | Bourdeaux | Bowman   |

|             |              |            |             |
|-------------|--------------|------------|-------------|
| Bryson      | Bush         | Buttars    | Buxton      |
| Christensen | D. Clark     | S. Clark   | D. Cox      |
| Curtis      | Dayton       | Dee        | Donnelson   |
| Duckworth   | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow  | Gowans       | Hansen     | Hardy       |
| Harper      | Hendrickson  | Hogue      | Holdaway    |
| Hughes      | E. Hutchings | B. Johnson | Jones       |
| King        | Kiser        | Last       | Lawrence    |
| Lockhart    | Love         | Mascaro    | Morley      |
| Murray      | Newbold      | Noel       | Pace        |
| Parker      | Peterson     | Philpot    | Seitz       |
| G. Snow     | Styler       | Thompson   | Ure         |
| Urquhart    | Wallace      | Winn       | M. Stephens |

**Voting in the negative were:** Representatives

|         |          |         |           |
|---------|----------|---------|-----------|
| Becker  | Buffmire | Daniels | Dougall   |
| Litvack | McGee    | Morgan  | Shurtliff |

**Absent or not voting were:** Representatives

|         |           |      |
|---------|-----------|------|
| Dillree | McCartney | Moss |
|---------|-----------|------|

**H.B. 119**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

**10th Sub. H.B. 162**, as amended, was transmitted to the House.

\* \* \*

On motion of Representative Curtis, the House voted to adjourn until February 19, 2003, at 9:30 a.m.

# THIRTY–FIRST DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:40 a.m.

Roll call showed all members present except Representative Carol Spackman Moss, excused.

Pledge of Allegiance and prayer by Representative Neal Hendrickson.

### COMMITTEE OF THE WHOLE

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Senator Bob Bennett.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 18, 2003  
The Senate passed **S.B. 66, ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT**, by Senator M. Waddoups, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 66**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 18, 2003  
The President of the Senate has signed **H.B. 174, UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS**, by Representative T. McCartney, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 64, PUBLIC WATER SYSTEMS AMENDMENTS**, by Representative R. Barrus, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 203**, RESIDENTIAL MORTGAGE REGULATORY COMMISSION, by Representative G. Snow, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 12**, RESOLUTION HONORING CREW OF SPACE SHUTTLE COLUMBIA, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 174**, **Sub. H.B. 64**, **H.B. 203**, and **H.C.R. 12** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker: February 18, 2003

The Senate has rejected **H.B. 82**, INITIATIVES – ONE SUBJECT REQUIREMENT, by Representative J. M. Philpot, and it is transmitted for filing.

Annette B. Moore  
Secretary of the Senate

Communication filed. **H.B. 82** was filed.

### UNFINISHED BUSINESS

On motion of Representative Mascaro, the House voted to uncircle **S.B. 35**.

**S.B. 35**, REDEVELOPMENT OF SUPERFUND SITES, was before the House on its final passage.

On motion of Representative Harper, the House voted to circle **S.B. 35**.

### THIRD READING CALENDAR

**S.B. 122**, UTAH ANTIDISCRIMINATION ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 122**.

\* \* \*

**S.B. 115**, THEFT DETECTION SHIELDING DEVICES AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 115** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Aagard     | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Daniels     | Dayton    |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Lockhart     | Mascaro     | McCartney |
| McGee      | Morgan       | Morley      | Murray    |
| Newbold    | Noel         | Pace        | Parker    |
| Philpot    | Seitz        | Shurtliff   | G. Snow   |
| Styler     | Thompson     | Ure         | Urquhart  |
| Wallace    | Winn         | M. Stephens |           |

**Absent or not voting were:** Representatives

|        |      |      |          |
|--------|------|------|----------|
| Curtis | Love | Moss | Peterson |
|--------|------|------|----------|

**S.B. 115** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 90, PRESCRIPTIVE PRACTICE PEER COMMITTEE REPEALER,** read the third time by short title and placed on its final passage.

**S.B. 90** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |
| Bigelow  | Bird   | Biskupski | Bowman   |

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Bryson       | Buffmire    | Bush      | Buttars    |
| Buxton       | Christensen | D. Clark  | S. Clark   |
| D. Cox       | Curtis      | Daniels   | Dayton     |
| Dee          | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | Jones     | King       |
| Kiser        | Last        | Lawrence  | Litvack    |
| Lockhart     | Love        | Mascaro   | McCartney  |
| McGee        | Morgan      | Morley    | Murray     |
| Newbold      | Noel        | Pace      | Parker     |
| Philpot      | Seitz       | Shurtliff | G. Snow    |
| Thompson     | Ure         | Urquhart  | Wallace    |
| Winn         |             |           |            |

**Absent or not voting were:** Representatives

|           |             |      |          |
|-----------|-------------|------|----------|
| Bourdeaux | Dillree     | Moss | Peterson |
| Styler    | M. Stephens |      |          |

**S.B. 90** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Mascaro, the House voted to uncircle **S.B. 35**.

**S.B. 35**, REDEVELOPMENT OF SUPERFUND SITES, was before the House on its final passage.

**S.B. 35**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |
| S. Clark | D. Cox | Curtis      | Daniels   |
| Dayton   | Dee    | Dillree     | Donnelson |

|              |            |           |           |
|--------------|------------|-----------|-----------|
| Duckworth    | Dunnigan   | Ferrin    | Ferry     |
| Goodfellow   | Gowans     | Hansen    | Hardy     |
| Harper       | Hogue      | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson | Jones     | King      |
| Kiser        | Last       | Lawrence  | Litvack   |
| Lockhart     | Love       | Mascaro   | McCartney |
| McGee        | Morgan     | Morley    | Murray    |
| Newbold      | Noel       | Pace      | Parker    |
| Peterson     | Philpot    | Shurtliff | G. Snow   |
| Styler       | Thompson   | Urquhart  | Wallace   |
| Winn         |            |           |           |

**Absent or not voting were:** Representatives

|         |             |      |       |
|---------|-------------|------|-------|
| Dougall | Hendrickson | Moss | Seitz |
| Ure     | M. Stephens |      |       |

**S.B. 35**, as amended, was returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**S.B. 10**, PRENEED FUNERAL ARRANGEMENT AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 10** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Aagard    | Adams        | Alexander   | S. Allen  |
| Anderson  | Barrus       | Becker      | Bennion   |
| Bigelow   | Bird         | Biskupski   | Bourdeaux |
| Bowman    | Bryson       | Buffmire    | Bush      |
| Buttars   | Buxton       | Christensen | D. Clark  |
| S. Clark  | D. Cox       | Curtis      | Daniels   |
| Dayton    | Dee          | Dillree     | Donnelson |
| Dougall   | Duckworth    | Dunnigan    | Ferrin    |
| Ferry     | Goodfellow   | Gowans      | Hardy     |
| Harper    | Hendrickson  | Hogue       | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson  | Jones     |
| King      | Kiser        | Last        | Lawrence  |
| Litvack   | Lockhart     | Love        | Mascaro   |
| McCartney | McGee        | Morgan      | Morley    |
| Murray    | Newbold      | Noel        | Pace      |

|             |          |         |          |
|-------------|----------|---------|----------|
| Parker      | Peterson | Philpot | Seitz    |
| Shurtliff   | G. Snow  | Styler  | Thompson |
| Ure         | Urquhart | Wallace | Winn     |
| M. Stephens |          |         |          |

**Absent or not voting were:** Representatives

|        |      |
|--------|------|
| Hansen | Moss |
|--------|------|

**S.B. 10** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 92**, LAND SURVEYOR AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. S.B. 92** then passed on the following roll call:

**Yeas, 50; Nays, 20; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |           |              |             |
|------------|-----------|--------------|-------------|
| Agard      | Adams     | Alexander    | S. Allen    |
| Anderson   | Barrus    | Becker       | Bigelow     |
| Bird       | Biskupski | Bourdeaux    | Bowman      |
| Buffmire   | Bush      | Buxton       | Christensen |
| D. Clark   | S. Clark  | Daniels      | Dayton      |
| Dee        | Duckworth | Dunnigan     | Ferry       |
| Goodfellow | Hansen    | Hardy        | Hogue       |
| Holdaway   | Hughes    | E. Hutchings | B. Johnson  |
| Jones      | King      | Kiser        | Love        |
| Mascaro    | McCartney | McGee        | Morgan      |
| Murray     | Newbold   | Pace         | Parker      |
| Seitz      | Shurtliff | G. Snow      | Thompson    |
| Ure        | Wallace   |              |             |

**Voting in the negative were:** Representatives

|         |           |             |             |
|---------|-----------|-------------|-------------|
| Bennion | Buttars   | D. Cox      | Curtis      |
| Dillree | Donnelson | Dougall     | Ferrin      |
| Gowans  | Harper    | Hendrickson | Last        |
| Morley  | Noel      | Peterson    | Philpot     |
| Styler  | Urquhart  | Winn        | M. Stephens |

**Absent or not voting were:** Representatives

|        |          |         |          |
|--------|----------|---------|----------|
| Bryson | Lawrence | Litvack | Lockhart |
| Moss   |          |         |          |

**Sub. S.B. 92** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative S. Clark, the House voted to uncircle **S.B. 122**.

**S.B. 122**, UTAH ANTIDISCRIMINATION ACT AMENDMENTS, was before the House on its final passage.

**S.B. 122**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | S. Allen  | Anderson     |
| Barrus      | Becker      | Bennion   | Bigelow      |
| Bird        | Biskupski   | Bourdeaux | Bowman       |
| Bryson      | Buffmire    | Bush      | Buttars      |
| Buxton      | Christensen | S. Clark  | D. Cox       |
| Curtis      | Daniels     | Dayton    | Dee          |
| Dillree     | Donnelson   | Dougall   | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Gowans      | Hansen      | Hardy     | Harper       |
| Hendrickson | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson  | Jones       | King      | Kiser        |
| Last        | Lockhart    | Love      | Mascaro      |
| McCartney   | McGee       | Morgan    | Morley       |
| Murray      | Newbold     | Noel      | Pace         |
| Parker      | Peterson    | Philpot   | Shurtliff    |
| G. Snow     | Styler      | Thompson  | Ure          |
| Urquhart    | Wallace     | Winn      | M. Stephens  |

**Absent or not voting were:** Representatives

|           |          |       |          |
|-----------|----------|-------|----------|
| Alexander | D. Clark | Hogue | Lawrence |
| Litvack   | Moss     | Seitz |          |

**S.B. 122**, as amended, was returned to the Senate for further consideration.

### THIRD READING CALENDAR

**S.B. 107**, CERTIFICATION OF MINES, read the third time by short title and placed on its final passage.

**S.B. 107** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Aagard       | Adams       | Alexander | S. Allen    |
| Anderson     | Barrus      | Bennion   | Bigelow     |
| Bird         | Biskupski   | Bourdeaux | Bowman      |
| Bryson       | Buffmire    | Bush      | Buttars     |
| Buxton       | Christensen | D. Clark  | S. Clark    |
| D. Cox       | Daniels     | Dayton    | Dee         |
| Dillree      | Donnelson   | Dougall   | Duckworth   |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow  |
| Gowans       | Hansen      | Hardy     | Harper      |
| Hendrickson  | Hogue       | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson  | Jones     | King        |
| Kiser        | Last        | Love      | Mascaro     |
| McCartney    | McGee       | Morgan    | Morley      |
| Murray       | Newbold     | Noel      | Pace        |
| Parker       | Peterson    | Philpot   | Seitz       |
| Shurtliff    | G. Snow     | Styler    | Ure         |
| Urquhart     | Wallace     | Winn      | M. Stephens |

**Absent or not voting were:** Representatives

|          |        |          |         |
|----------|--------|----------|---------|
| Becker   | Curtis | Lawrence | Litvack |
| Lockhart | Moss   | Thompson |         |

**S.B. 107** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Styler, the House voted to recess until 11:20 a.m.

Speaker Stephens called the House to order at 11:25 a.m.

### THIRD READING CALENDAR

**Sub. S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. S.B. 7**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 0; Absent or not voting, 17.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Aagard       | Adams       | Alexander | Anderson    |
| Barrus       | Becker      | Bennion   | Bird        |
| Biskupski    | Bourdeaux   | Bowman    | Bryson      |
| Buffmire     | Bush        | Buxton    | Christensen |
| D. Clark     | S. Clark    | D. Cox    | Curtis      |
| Daniels      | Dayton      | Dee       | Dillree     |
| Donnelson    | Dougall     | Dunnigan  | Ferrin      |
| Ferry        | Gowans      | Hansen    | Hardy       |
| Hendrickson  | Hogue       | Holdaway  | Hughes      |
| E. Hutchings | Kiser       | Last      | Litvack     |
| Mascaro      | McCartney   | McGee     | Morgan      |
| Morley       | Murray      | Newbold   | Pace        |
| Parker       | Peterson    | Philpot   | Seitz       |
| Styler       | Ure         | Urquhart  | Wallace     |
| Winn         | M. Stephens |           |             |

**Absent or not voting were:** Representatives

|            |          |            |           |
|------------|----------|------------|-----------|
| S. Allen   | Bigelow  | Buttars    | Duckworth |
| Goodfellow | Harper   | B. Johnson | Jones     |
| King       | Lawrence | Lockhart   | Love      |
| Moss       | Noel     | Shurtliff  | G. Snow   |
| Thompson   |          |            |           |

**Sub. S.B. 7**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 106**, HIGHWAY PATROL USE OF UNMARKED VEHICLES, read the third time by short title and placed on its final passage.

**S.B. 106** then failed to pass on the following roll call:

**Yeas, 29; Nays, 38; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |            |          |             |
|-----------|------------|----------|-------------|
| Aagard    | Alexander  | Becker   | Biskupski   |
| Bourdeaux | Bowman     | Bryson   | Buffmire    |
| Bush      | D. Clark   | S. Clark | Dee         |
| Dougall   | Goodfellow | Hansen   | Hendrickson |

|           |         |          |         |
|-----------|---------|----------|---------|
| Jones     | Last    | Litvack  | Mascaro |
| McCartney | Newbold | Pace     | Parker  |
| Philpot   | Seitz   | Urquhart | Wallace |
| Winn      |         |          |         |

**Voting in the negative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Adams       | S. Allen    | Anderson  | Barrus       |
| Bennion     | Bird        | Buttars   | Buxton       |
| Christensen | Curtis      | Daniels   | Dayton       |
| Dillree     | Donnelson   | Duckworth | Dunnigan     |
| Ferrin      | Ferry       | Hardy     | Harper       |
| Hogue       | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson  | Kiser       | Lawrence  | Love         |
| McGee       | Morgan      | Murray    | Noel         |
| Peterson    | Shurtliff   | G. Snow   | Thompson     |
| Ure         | M. Stephens |           |              |

**Absent or not voting were:** Representatives

|          |        |        |        |
|----------|--------|--------|--------|
| Bigelow  | D. Cox | Gowans | King   |
| Lockhart | Morley | Moss   | Styler |

**S.B. 106** was returned to the Senate for filing.

\* \* \*

**S.J.R. 8**, RESOLUTION RECOGNIZING LIBERTY DAY, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.J.R. 8**.

\* \* \*

**S.B. 55**, PROVISIONAL BALLOT AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 55** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |         |           |             |
|-----------|---------|-----------|-------------|
| Agard     | Adams   | Alexander | Anderson    |
| Barrus    | Becker  | Bird      | Biskupski   |
| Bourdeaux | Bowman  | Bryson    | Buffmire    |
| Bush      | Buttars | Buxton    | Christensen |

|          |              |            |           |
|----------|--------------|------------|-----------|
| D. Clark | S. Clark     | Curtis     | Daniels   |
| Dayton   | Dee          | Dillree    | Donnelson |
| Dougall  | Duckworth    | Dunnigan   | Ferrin    |
| Ferry    | Goodfellow   | Gowans     | Hardy     |
| Harper   | Hendrickson  | Hogue      | Holdaway  |
| Hughes   | E. Hutchings | B. Johnson | Jones     |
| King     | Kiser        | Last       | Lawrence  |
| Love     | Mascaro      | McCartney  | McGee     |
| Morgan   | Morley       | Murray     | Newbold   |
| Noel     | Pace         | Parker     | Peterson  |
| Philpot  | Seitz        | Shurtliff  | G. Snow   |
| Styler   | Ure          | Urquhart   | Wallace   |
| Winn     | M. Stephens  |            |           |

**Absent or not voting were:** Representatives

|          |         |          |        |
|----------|---------|----------|--------|
| S. Allen | Bennion | Bigelow  | D. Cox |
| Hansen   | Litvack | Lockhart | Moss   |
| Thompson |         |          |        |

**S.B. 55** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### **RULES COMMITTEE REPORTS**

Mr. Speaker: February 19, 2003

The House Rules Committee recommends that, under suspension of the rules, and with written request of the sponsor, **H.B. 113**, Insurance Coverage for Unique Medical Services (R. Lockhart), be replaced with **Substitute H.B.113**, Insurance Coverage for Unique Medical Services (R. Lockhart), and further recommends it be assigned to the Business and Labor Standing Committee.

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 19, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

**S.B. 66** Alcoholic Beverage Enforcement and Treatment  
(M. Waddoups)

**GOVERNMENT OPERATIONS**

**H.B. 363** Task Force on Legislative Reform (J. M. Philpot)  
**1st Sub. S.B. 67** Revisions to Boards and Commissions (H. Stephenson)

**HEALTH AND HUMAN SERVICES**

**H.B. 126** Medicaid Benefit Amendments (R. Lockhart)

**JUDICIARY**

**H.B. 230** Parental Relocation Amendments (M. Thompson)  
**1st Sub. S.B. 132** Child Support and Paternity Amendments (L. Hillyard)  
**S.B. 165** Gubernatorial Nominee Amendments (L. Hillyard)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**H.B. 279** Theft of Gasoline (G. Curtis)  
**S.B. 108** Dangerous Weapons Amendments (M. Waddoups)  
**S.B. 109** Education Assistance for National Guard Members  
(P. Knudson)  
**S.B. 136** Guilty and Mentally Ill Sentencing Amendments  
(D. Gladwell)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

**H.B. 274** Rights-of-way Across Federal Land (M. Noel)  
**H.B. 295** State Lands Amendments (M. Noel)

**POLITICAL SUBDIVISION**

**1st Sub. S.B. 141** Local Government Capital Projects (H. Stephenson)

**PUBLIC UTILITIES AND TECHNOLOGY**

**S.B. 61** Public Utility Related Amendments (J. Valentine)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:00 p.m.

Representative Darin Peterson was excused.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: February 19, 2003

The Senate passed, as amended, **S.B. 198**, DIVISION OF REAL ESTATE – DEFINITIONS AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 126**, WORKERS’ COMPENSATION AMENDMENTS, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed **S.B. 133**, REAUTHORIZATION OF THE ENERGY POLICY TASK FORCE, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 157**, REGULATION OF CREDIT UNION SERVICE ORGANIZATIONS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 158**, DIVISION OF CHILD AND FAMILY SERVICES MANAGEMENT INFORMATION SYSTEM AMENDMENTS, by Senator D. C. Butters, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 198, S.B. 126, S.B. 133, S.B. 157, and S.B. 158**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 19, 2003

The Senate passed, **H.B. 102**, ELECTION DAY MATERIALS, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 8**, RESOLUTION SUPPORTING HILL AIR FORCE BASE, by Representative M. Stephens, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 9**, RESOLUTION RECOGNIZING POSITIVE INFLUENCE OF LOCAL BUSINESSES ON STATE ECONOMY, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 16**, RESOLUTION REGARDING THE COLLECTION AND RETENTION OF PERSONAL INFORMATION BY GOVERNMENT ENTITIES, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 102**, **H.C.R. 8**, **H.C.R. 9**, and **H.J.R. 16** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker: February 19, 2003

The Senate passed, as amended, **H.B. 103**, VOTER REGISTRATION AMENDMENTS, by Representative L. Pace, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **H.B. 103**, placed on the calendar for concurrence.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 19, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 260**, 2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS, by Representative W. Harper, and recommends it be placed on the Consent Calendar; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 142**, MANUFACTURED HOME AND MOBILE HOME AMENDMENTS, by Representative W. Harper, with the following amendments:

1. Page 4, Line 96:  
Delete "that section" and add "Section 59-2-309"
2. Page 7, Line 186:  
After "are" delete "not"

3. Page 8, Line 236:  
Delete "commission" and add "State Tax Commission"
4. Page 8, Line 238:  
Delete "commission" and add "State Tax Commission"
5. Page 8, Line 240:  
Delete "division" and add "Motor Vehicle Division of the State Tax Commission"
6. Page 8, Line 241:  
Delete "commission" and add "State Tax Commission"
7. Page 9, Line 257:  
Delete "commission" and add "State Tax Commission"

Wayne A. Harper, Chair

Reports filed. On motion of Representative Styler, the reports of the Revenue and Taxation committee were adopted.

**H.B. 260**, read the second time by short title and placed on the Consent Calendar.

**H.B. 142**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 19, 2003  
The Government Operations Committee reports a favorable recommendation on **1st Sub. S.B. 28**, INITIATIVE AMENDMENTS, by Senator J. Hickman; and

James A. Ferrin, Chair

Report filed. On motion of Representative Hutchings, the report of the Government Operations committee was adopted.

**Sub. S.B. 28**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

#### NOTICE OF BILLS RETURNED TO RULES COMMITTEE

Mr. Speaker: February 19, 2003  
The Government Operations Committee recommends **H.B. 71**, STATE SPENDING LIMITATION AMENDMENTS, by Representative G. Hughes, be

replaced with **1st Sub. H.B. 71**, STATE APPROPRIATIONS AND TAX LIMITATION STUDY, and has returned it to the Rules Committee with a recommendation that it be referred to interim study; and

The Government Operations Committee has returned **H.B. 131**, GOVERNMENTAL IMMUNITY AMENDMENTS, by Representative J. Biskupski, to the Rules Committee.

James A. Ferrin, Chair

Reports filed. On motion of Representative Hutchings, the reports of the Government Operations committee were adopted.

**Sub. H.B. 71**, returned to the Rules Committee for interim study.

**H.B. 131**, returned to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 19, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 342**, PRESIDENTIAL PRIMARY AMENDMENTS, by Representative M. S. Lawrence.

James A. Ferrin, Chair

Report filed. On motion of Representative Hutchings, the report of the Government Operations committee was adopted.

**H.B. 342**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 19, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 272**, REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS, by Representative G. Curtis, with the following amendments:

1. Page 3, Line 69:  
Reinstate “[2002]” and delete “2006”
2. Page 3, Line 70:  
Reinstate “[2002]” and delete “2006”; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.B. 74**, AMENDMENTS TO INTERLOCAL COOPERATION ACT, by Senator D. Gladwell.

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 272**, as amended, and **Sub. S.B. 74**, read the second time by short title and placed on the calendar for third reading.

**INTRODUCTION OF BILL**

**DISCLOSURE OF COMMERCIAL PEST CONTROL  
BUSINESS FINANCIAL RESPONSIBILITY**

**H.B. 259**

*David Clark*

THIS ACT MODIFIES THE AGRICULTURAL CODE BY REQUIRING BUSINESS ENTITIES THAT PROVIDE COMMERCIAL PESTICIDE APPLICATION SERVICES TO DISCLOSE FINANCIAL RESPONSIBILITY INFORMATION, read the first time by short title and referred to the Rules Committee.

**THIRD READING CALENDAR**

**Sub. S.B. 124**, CAPITOL ARTS PLACEMENT COMMISSION, read the third time by short title and placed on its final passage.

**Sub. S.B. 124** then passed on the following roll call:

**Yeas, 64; Nays, 0; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|              |           |             |            |
|--------------|-----------|-------------|------------|
| Aagard       | Alexander | Anderson    | Barrus     |
| Becker       | Bennion   | Bird        | Biskupski  |
| Bourdeaux    | Bryson    | Buffmire    | Bush       |
| Buttars      | Buxton    | Christensen | D. Clark   |
| S. Clark     | D. Cox    | Curtis      | Daniels    |
| Dayton       | Dee       | Dillree     | Dougall    |
| Duckworth    | Dunnigan  | Ferry       | Goodfellow |
| Gowans       | Hansen    | Hardy       | Harper     |
| Hendrickson  | Hogue     | Holdaway    | Hughes     |
| E. Hutchings | Jones     | King        | Kiser      |

|           |           |          |          |
|-----------|-----------|----------|----------|
| Last      | Litvack   | Lockhart | Love     |
| Mascaro   | McCartney | McGee    | Morgan   |
| Morley    | Murray    | Newbold  | Noel     |
| Pace      | Parker    | Philpot  | Seitz    |
| Shurtliff | G. Snow   | Styler   | Thompson |
| Ure       | Urquhart  | Wallace  | Winn     |

**Absent or not voting were:** Representatives

|           |          |             |          |
|-----------|----------|-------------|----------|
| Adams     | S. Allen | Bigelow     | Bowman   |
| Donnelson | Ferrin   | B. Johnson  | Lawrence |
| Moss      | Peterson | M. Stephens |          |

**Sub. S.B. 124** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 75, CRIMINAL BACKGROUND CHECKS BY POLITICAL SUBDIVISIONS OPERATING WATER SYSTEMS**, read the third time by short title and placed on its final passage.

Representative Barrus proposed the following amendment:

1. Page 3, Line 81:  
After “shall” insert “prepare criteria for which criminal activity will preclude employment and shall”

Representative Barrus’ motion to amend passed on a voice vote.

On motion of Representative Urquhart, the House voted to circle **S.B. 75**.

**UNFINISHED BUSINESS**

On motion of Representative Bigelow, the House voted to uncircle **S.J.R. 8**.

**S.J.R. 8, RESOLUTION RECOGNIZING LIBERTY DAY**, was before the House on its final passage.

Representative Philpot proposed the following amendment:

1. Page 2, Line 35:  
Delete “were given” and insert “set forth”

Representative Philpot's motion to amend passed on a voice vote.

**S.J.R. 8**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Aagard     | Adams     | Alexander   | S. Allen     |
| Anderson   | Barrus    | Becker      | Bennion      |
| Bigelow    | Bird      | Biskupski   | Bourdeaux    |
| Bowman     | Bryson    | Buffmire    | Bush         |
| Buttars    | Buxton    | Christensen | D. Clark     |
| S. Clark   | D. Cox    | Daniels     | Dayton       |
| Dee        | Dillree   | Donnelson   | Duckworth    |
| Dunnigan   | Ferrin    | Ferry       | Gowans       |
| Hansen     | Hardy     | Harper      | Hendrickson  |
| Hogue      | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson | Jones     | King        | Kiser        |
| Last       | Lawrence  | Litvack     | Love         |
| Mascaro    | McCartney | McGee       | Morgan       |
| Morley     | Murray    | Newbold     | Noel         |
| Pace       | Parker    | Philpot     | Seitz        |
| Shurtliff  | G. Snow   | Styler      | Thompson     |
| Ure        | Urquhart  | Wallace     | Winn         |

**Absent or not voting were:** Representatives

|        |          |             |          |
|--------|----------|-------------|----------|
| Curtis | Dougall  | Goodfellow  | Lockhart |
| Moss   | Peterson | M. Stephens |          |

**S.J.R. 8**, as amended, was returned to the Senate for further consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Morgan, the House voted to set **H.C.R. 7** for Time Certain on February 24, 2003 at 2:30 p.m.

**THIRD READING CALENDAR**

**S.B. 128**, PROTECTIVE ORDER AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ferry, the House voted to delete **S.B. 128** in title and body and insert **Sub. S.B. 128** in lieu thereof.

Representative Ferry proposed the following amendment:

1. Page 29, Line 875:  
Renumber subsections correctly.

Representative Ferry's motion to amend passed on a voice vote.

On motion of Representative Ferry, the House voted to circle **Sub. S.B. 128**.

\* \* \*

**S.B. 103**, CONCEALED WEAPON PERMIT HOLDER AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **S.B. 103**.

\* \* \*

**S.B. 8**, SENTENCING IN CAPITAL CASES AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 8** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |            |           |            |
|--------------|------------|-----------|------------|
| Agard        | Adams      | Alexander | S. Allen   |
| Anderson     | Barrus     | Bigelow   | Bird       |
| Biskupski    | Bourdeaux  | Bowman    | Bryson     |
| Buffmire     | Bush       | Buttars   | Buxton     |
| Christensen  | D. Clark   | S. Clark  | D. Cox     |
| Curtis       | Daniels    | Dayton    | Dee        |
| Dillree      | Donnelson  | Dougall   | Duckworth  |
| Dunnigan     | Ferrin     | Ferry     | Goodfellow |
| Gowans       | Hansen     | Hardy     | Harper     |
| Hendrickson  | Hogue      | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson | Jones     | King       |
| Kiser        | Last       | Lawrence  | Litvack    |
| Love         | Mascaro    | McCartney | McGee      |
| Morgan       | Morley     | Murray    | Newbold    |
| Noel         | Pace       | Parker    | Philpot    |
| Seitz        | Shurtliff  | G. Snow   | Styler     |
| Thompson     | Urquhart   | Wallace   | Winn       |
| M. Stephens  |            |           |            |

**Absent or not voting were:** Representatives

|          |         |          |      |
|----------|---------|----------|------|
| Becker   | Bennion | Lockhart | Moss |
| Peterson | Ure     |          |      |

**S.B. 8** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 45, LOBBYIST REPORTING REQUIREMENTS**, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

1. Page 7, Line 204b (goldenrod copy):  
Delete "TWO" and insert "FIVE"

Representative Harper's motion to amend passed on a voice vote.

**S.B. 45**, as amended, then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Agard        | Adams       | Alexander | S. Allen   |
| Anderson     | Barrus      | Bird      | Biskupski  |
| Bowman       | Bryson      | Buffmire  | Bush       |
| Buxton       | Christensen | D. Clark  | S. Clark   |
| D. Cox       | Curtis      | Dayton    | Dee        |
| Dillree      | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | Jones     | King       |
| Kiser        | Last        | Lawrence  | Litvack    |
| Lockhart     | Love        | Mascaro   | McCartney  |
| McGee        | Morgan      | Morley    | Murray     |
| Newbold      | Noel        | Pace      | Parker     |
| Philpot      | Seitz       | Shurtliff | G. Snow    |
| Styler       | Thompson    | Urquhart  | Wallace    |
| Winn         | M. Stephens |           |            |

**Absent or not voting were:** Representatives

|         |         |         |           |
|---------|---------|---------|-----------|
| Becker  | Bennion | Bigelow | Bourdeaux |
| Buttars | Daniels | Moss    | Peterson  |
| Ure     |         |         |           |

**S.B. 45**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 86**, PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS, read the third time by short title and placed on its final passage.

Representative Dunnigan proposed the following amendment:

1. Page 1, Line 14:  
Corrected House Committee Amendments 2–17–2003:  
After line 14, insert “15–10–301, Utah Code Annotated 1953”
2. Page 2, Line 51e:  
Corrected House Committee Amendments 2–17–2003  
After line 51e insert:  
“Section 5. Section 15–10–301 is enacted to read:  
Part 3. Exemptions  
15–10–301. Exemptions.  
This chapter does not apply to a contract made pursuant to Title 11, Chapter 13, Interlocal Cooperation Act.”

Representative Dunnigan’s motion to amend passed on a voice vote.

**S.B. 86**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 2; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|              |            |             |            |
|--------------|------------|-------------|------------|
| Aagard       | Adams      | Alexander   | S. Allen   |
| Anderson     | Barrus     | Bird        | Biskupski  |
| Bourdeaux    | Bowman     | Bryson      | Buffmire   |
| Bush         | Buxton     | Christensen | D. Clark   |
| S. Clark     | D. Cox     | Curtis      | Daniels    |
| Dee          | Dillree    | Donnelson   | Duckworth  |
| Dunnigan     | Ferrin     | Ferry       | Goodfellow |
| Gowans       | Hansen     | Hardy       | Harper     |
| Hendrickson  | Hogue      | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | Jones       | King       |

|           |           |          |         |
|-----------|-----------|----------|---------|
| Kiser     | Last      | Lawrence | Litvack |
| Love      | McCartney | McGee    | Morgan  |
| Morley    | Murray    | Newbold  | Noel    |
| Pace      | Parker    | Philpot  | Seitz   |
| Shurtliff | G. Snow   | Styler   | Ure     |
| Urquhart  | Wallace   | Winn     |         |

**Voting in the negative were:** Representatives

|         |          |
|---------|----------|
| Dougall | Thompson |
|---------|----------|

**Absent or not voting were:** Representatives

|          |             |         |         |
|----------|-------------|---------|---------|
| Becker   | Bennion     | Bigelow | Buttars |
| Dayton   | Lockhart    | Mascaro | Moss    |
| Peterson | M. Stephens |         |         |

**S.B. 86**, as amended, was returned to the Senate for further consideration.

**UNFINISHED BUSINESS**

On motion of Representative Donnelson, the House voted to uncircle **S.B. 103**.

**S.B. 103**, CONCEALED WEAPON PERMIT HOLDER AMENDMENTS, was before the House on its final passage.

**S.B. 103** then passed on the following roll call:

**Yeas, 48; Nays, 19; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |            |           |           |
|-------------|------------|-----------|-----------|
| Aagard      | Adams      | Alexander | S. Allen  |
| Anderson    | Barrus     | Bird      | Bowman    |
| Bryson      | Bush       | Buttars   | Buxton    |
| Christensen | D. Clark   | S. Clark  | D. Cox    |
| Curtis      | Dee        | Dillree   | Donnelson |
| Duckworth   | Dunnigan   | Ferrin    | Ferry     |
| Hardy       | Harper     | Hogue     | Holdaway  |
| Hughes      | B. Johnson | King      | Kiser     |
| Last        | Love       | Mascaro   | Morley    |
| Murray      | Newbold    | Noel      | Parker    |
| Philpot     | Seitz      | G. Snow   | Styler    |
| Thompson    | Urquhart   | Wallace   | Winn      |

**Voting in the negative were:** Representatives

|           |            |          |         |
|-----------|------------|----------|---------|
| Biskupski | Bourdeaux  | Buffmire | Daniels |
| Dougall   | Goodfellow | Gowans   | Hansen  |

|             |              |       |          |
|-------------|--------------|-------|----------|
| Hendrickson | E. Hutchings | Jones | Lawrence |
| Litvack     | McCartney    | McGee | Morgan   |
| Pace        | Shurtliff    | Ure   |          |

**Absent or not voting were:** Representatives

|          |         |          |             |
|----------|---------|----------|-------------|
| Becker   | Bennion | Bigelow  | Dayton      |
| Lockhart | Moss    | Peterson | M. Stephens |

**S.B. 103** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Hogue, the House voted to uncircle **S.B. 75**.

**S.B. 75, CRIMINAL BACKGROUND CHECKS BY POLITICAL SUBDIVISIONS OPERATING WATER SYSTEMS**, was before the House on its final passage.

Representative Hutchings proposed the following amendment:

- Page 2, Line 31:  
After “contractor” insert “, and who, after employment, would, in the judgment of the public water utility, be in a position to affect the safety or security of the public owned treatment works or public water system or to affect the safety or well being of patrons of the public water utility”
- Page 2, Line 41:  
After “works” insert “and who, after obtaining access, would, in the judgment of the public water utility, be in a position to affect the safety or security of the public owned treatment works or public water system or to affect the safety or well being of patrons of the public water utility”
- Page 2, Line 55:  
After “check” insert “if, in the judgment of the public water utility, the employee is in a position to affect the safety or security of the public owned treatment works or public water system or to affect the safety or well being of patrons of the public water utility”
- Page 2, Line 58:  
After “employee” insert “described in Subsection (1)(b)”

Representative Hutchings' motion to amend passed on a voice vote.

**S.B. 75**, as amended, then passed on the following roll call:

**Yeas, 65; Nays, 1; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | S. Allen    | Anderson     |
| Barrus      | Bird      | Biskupski   | Bourdeaux    |
| Bowman      | Bryson    | Buffmire    | Bush         |
| Buttars     | Buxton    | Christensen | D. Clark     |
| D. Cox      | Curtis    | Daniels     | Dee          |
| Dillree     | Donnelson | Dougall     | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow  | Gowans       |
| Hansen      | Hardy     | Harper      | Hendrickson  |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Litvack     | Love         |
| Mascaro     | McCartney | McGee       | Morgan       |
| Morley      | Murray    | Newbold     | Noel         |
| Pace        | Parker    | Philpot     | Seitz        |
| Shurtliff   | G. Snow   | Styler      | Thompson     |
| Ure         | Urquhart  | Wallace     | Winn         |
| M. Stephens |           |             |              |

**Voting in the negative was:** Representative Duckworth

**Absent or not voting were:** Representatives

|           |        |          |         |
|-----------|--------|----------|---------|
| Alexander | Becker | Bennion  | Bigelow |
| S. Clark  | Dayton | Lockhart | Moss    |
| Peterson  |        |          |         |

**S.B. 75**, as amended, was returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**Sub. S.B. 93, JUSTICE COURT JUDGES AMENDMENTS**, read the third time by short title and placed on its final passage.

**Sub. S.B. 93** then passed on the following roll call:

**Yeas, 64; Nays, 0; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|            |           |            |              |
|------------|-----------|------------|--------------|
| Agard      | S. Allen  | Anderson   | Barrus       |
| Bird       | Biskupski | Bourdeaux  | Bowman       |
| Bryson     | Buffmire  | Bush       | Buttars      |
| Buxton     | D. Clark  | D. Cox     | Curtis       |
| Daniels    | Dayton    | Dee        | Dillree      |
| Donnelson  | Dougall   | Duckworth  | Dunnigan     |
| Ferrin     | Ferry     | Goodfellow | Gowans       |
| Hansen     | Hardy     | Harper     | Hendrickson  |
| Hogue      | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson | Jones     | King       | Kiser        |
| Last       | Lawrence  | Litvack    | Love         |
| Mascaro    | McCartney | McGee      | Morgan       |
| Morley     | Murray    | Newbold    | Noel         |
| Pace       | Parker    | Philpot    | Seitz        |
| Shurtliff  | G. Snow   | Styler     | Thompson     |
| Ure        | Urquhart  | Wallace    | Winn         |

**Absent or not voting were:** Representatives

|         |             |             |          |
|---------|-------------|-------------|----------|
| Adams   | Alexander   | Becker      | Bennion  |
| Bigelow | Christensen | S. Clark    | Lockhart |
| Moss    | Peterson    | M. Stephens |          |

**Sub. S.B. 93** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 52, ACCESS TO UNINSURED MOTORIST INFORMATION**, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **S.B. 52**.

\* \* \*

**S.B. 143, MOTOR VEHICLE DISCLOSURE REQUIREMENTS – PURCHASER’S RIGHTS**, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **S.B. 143**.

### MISCELLANEOUS BUSINESS

On motion of Representative Styler, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

**THIRD READING CALENDAR**

**H.B. 93, SUSPENSION OF DRIVING PRIVILEGES FOR HABITUAL TRUANTS**, read the third time by short title and placed on its final passage.

Representative Bryson proposed the following amendment:

- 1. House committee report amendments dated 2–10–2003:  
 In item 2, section (3)(b) after “truancy” delete the rest of the sentence and insert “the order expires at the end of 12 months.”

Representative Bryson’s motion to amend passed on a voice vote.

**H.B. 93**, as amended, then passed on the following roll call:

**Yeas, 42; Nays, 27; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |             |             |           |
|--------------|-------------|-------------|-----------|
| Aagard       | S. Allen    | Anderson    | Barrus    |
| Becker       | Bennion     | Bird        | Biskupski |
| Bourdeaux    | Bowman      | Buffmire    | Bush      |
| Buxton       | Daniels     | Dee         | Dillree   |
| Duckworth    | Dunnigan    | Goodfellow  | Gowans    |
| Hansen       | Hardy       | Hendrickson | Holdaway  |
| E. Hutchings | B. Johnson  | Jones       | King      |
| Kiser        | Lawrence    | Litvack     | Mascaro   |
| McCartney    | McGee       | Murray      | Noel      |
| Pace         | Parker      | Seitz       | Shurtliff |
| Styler       | M. Stephens |             |           |

**Voting in the negative were:** Representatives

|             |           |           |          |
|-------------|-----------|-----------|----------|
| Adams       | Alexander | Bryson    | Buttars  |
| Christensen | D. Clark  | S. Clark  | D. Cox   |
| Curtis      | Dayton    | Donnelson | Dougall  |
| Ferrin      | Ferry     | Harper    | Hughes   |
| Last        | Lockhart  | Love      | Morley   |
| Newbold     | Philpot   | G. Snow   | Thompson |
| Urquhart    | Wallace   | Winn      |          |

**Absent or not voting were:** Representatives

|          |       |        |      |
|----------|-------|--------|------|
| Bigelow  | Hogue | Morgan | Moss |
| Peterson | Ure   |        |      |

**H.B. 93**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 100**, STATE RETIREMENT CONVERSION WINDOW, read the third time by short title and placed on its final passage.

**H.B. 100** then passed on the following roll call:

**Yeas, 39; Nays, 31; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |              |             |            |
|-----------|--------------|-------------|------------|
| S. Allen  | Anderson     | Becker      | Bennion    |
| Bigelow   | Biskupski    | Bourdeaux   | Bowman     |
| Buffmire  | S. Clark     | Daniels     | Dee        |
| Dillree   | Donnelson    | Duckworth   | Goodfellow |
| Hansen    | Harper       | Hendrickson | Hogue      |
| Holdaway  | E. Hutchings | Jones       | King       |
| Kiser     | Lawrence     | Litvack     | Love       |
| Mascaro   | McCartney    | McGee       | Murray     |
| Newbold   | Noel         | Pace        | Parker     |
| Shurtliff | Thompson     | Winn        |            |

**Voting in the negative were:** Representatives

|            |             |             |          |
|------------|-------------|-------------|----------|
| Aagard     | Adams       | Alexander   | Barrus   |
| Bird       | Bryson      | Bush        | Buttars  |
| Buxton     | Christensen | D. Clark    | D. Cox   |
| Curtis     | Dayton      | Dougall     | Dunnigan |
| Ferrin     | Ferry       | Hardy       | Hughes   |
| B. Johnson | Last        | Lockhart    | Morley   |
| Philpot    | Seitz       | G. Snow     | Styler   |
| Urquhart   | Wallace     | M. Stephens |          |

**Absent or not voting were:** Representatives

|        |        |      |          |
|--------|--------|------|----------|
| Gowans | Morgan | Moss | Peterson |
| Ure    |        |      |          |

**H.B. 100** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 246**, RETIREMENT OFFICE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the House voted to circle **H.B. 246**.

\* \* \*

**H.R. 7, RESOLUTION URGING CONGRESS TO WITHDRAW THE UNITED STATES FROM THE UNITED NATIONS**, read the third time by short title and placed on its final passage.

On motion of Representative Bush, the House voted to circle **H.R. 7**.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 20, 2003, at 9:30 a.m.

# THIRTY-SECOND DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:40 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Reverend France Davis, Calvary Baptist Church, a guest of Representative Duane Bourdeaux.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 19, 2003  
 The Senate passed, as substituted, **2nd Sub. S.B. 62**, UTAH HOUSE INSPECTION STANDARD OF PRACTICE, by Senator P. Julander, and it is transmitted for consideration; and

The Senate passed **S.B. 142**, AGRICULTURAL COOPERATIVES AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration.

Annette B. Moore  
 Secretary of the Senate

Communications filed. **2nd Sub. S.B. 62** and **S.B. 142**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 19, 2003  
 The Business and Labor Committee recommends **H.B. 290**, EXEMPTIONS RELATED TO EXCHANGE OF SECURITIES, by Representative C. Bennion, be replaced and favorably recommends **1st Sub. H.B. 290**, EXEMPTIONS RELATED TO EXCHANGE OF SECURITIES; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. H.B. 117**, PRELITIGATION PANEL AMENDMENTS, by Representative M. Dayton; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 332, INSURANCE COVERAGE OF HEALTH CARE PROFESSIONALS**, by Representative J. Dunnigan.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**Sub. H.B. 290, Sub. H.B. 117, and H.B. 332**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 19, 2003

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 273, UTILITY COSTS TO HOMEOWNER**, by Representative S. Mascaro.

Stephen H. Urquhart, Chair

Report filed. On motion of Representative Donnelson, the report of the Public Utilities and Technology committee was adopted.

**H.B. 273**, read the second time by short title and placed on the calendar for third reading.

## INTRODUCTION OF BILLS

### EMPLOYMENT RESTRICTIONS ON STATE AGENCY EMPLOYEES

**H.B. 292**

*Scott Daniels*

THIS ACT MODIFIES THE UTAH PUBLIC OFFICERS' AND EMPLOYEES' ETHICS ACT BY PROHIBITING CERTAIN STATE EMPLOYEES FROM NEGOTIATING FOR CURRENT OR FUTURE EMPLOYMENT WITH CERTAIN REGULATED ENTITIES, read the first time by short title and referred to the Rules Committee.

### GOVERNMENT INVESTMENT STANDARDS AMENDMENTS

**H.B. 333**

*Brent H. Goodfellow*

THIS ACT MODIFIES THE STATE MONEY MANAGEMENT ACT BY MODIFYING THE PRUDENT PERSON RULE FOR MANAGING INVESTMENTS, read the first time by short title and referred to the Rules Committee.

## CAPTIVE INSURERS ACT

**H.B. 372**

*James A. Dunnigan*

THIS ACT MODIFIES THE INSURANCE CODE TO ENACT PROVISIONS PROVIDING FOR THE REGULATION AND OPERATION OF CAPTIVE INSURANCE COMPANIES. THE ACT REGULATES THE SCOPE OF BUSINESS, REQUIREMENTS FOR INCORPORATION, CERTIFICATES OF AUTHORITY, FINANCIAL RESPONSIBILITY, AND ANNUAL REPORTS. THE ACT PROVIDES FOR INSPECTIONS AND EXAMINATIONS AND ESTABLISHES GROUNDS FOR SUSPENSION AND REVOCATION. THE ACT ESTABLISHES INVESTMENT REQUIREMENTS AND PREMIUM TAXES, AND PROVIDES PROCEDURES FOR CERTAIN CONVERSIONS AND MERGERS. THE ACT TAKES EFFECT JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

## RESOLUTION ENCOURAGING CONGRESSIONAL FUNDING OF INDIVIDUALS WITH DISABILITIES EDUCATION ACT

**H.C.R. 14**

*Kory M. Holdaway*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR ENCOURAGES THE UNITED STATES CONGRESS TO MAKE FUNDING FOR THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT MANDATORY AND FULFILL ITS COMMITMENT ON A LONG OVERDUE PROMISE TO PROVIDE FUNDING AT THE 40% LEVEL, read the first time by short title and referred to the Rules Committee.

## CONSENT CALENDAR

**H.B. 334**, ENTICING MINORS OVER INTERNET AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 334** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |             |           |          |
|----------|-------------|-----------|----------|
| Aagard   | Adams       | Alexander | S. Allen |
| Anderson | Barrus      | Becker    | Bennion  |
| Bigelow  | Biskupski   | Bourdeaux | Bowman   |
| Bryson   | Buffmire    | Bush      | Buttars  |
| Buxton   | Christensen | D. Clark  | S. Clark |
| D. Cox   | Curtis      | Daniels   | Dee      |

|            |           |          |              |
|------------|-----------|----------|--------------|
| Dillree    | Donnelson | Dougall  | Duckworth    |
| Dunnigan   | Ferrin    | Ferry    | Goodfellow   |
| Gowans     | Hansen    | Hardy    | Hendrickson  |
| Hogue      | Holdaway  | Hughes   | E. Hutchings |
| B. Johnson | Jones     | King     | Kiser        |
| Last       | Litvack   | Lockhart | Love         |
| Mascaro    | McCartney | McGee    | Morgan       |
| Morley     | Moss      | Murray   | Newbold      |
| Noel       | Pace      | Parker   | Peterson     |
| Seitz      | Shurtliff | G. Snow  | Thompson     |
| Ure        | Wallace   | Winn     | M. Stephens  |

**Absent or not voting were:** Representatives

|         |        |          |          |
|---------|--------|----------|----------|
| Bird    | Dayton | Harper   | Lawrence |
| Philpot | Styler | Urquhart |          |

**H.B. 334** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 266**, POLITICAL ISSUES REPORTING AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 266** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Agard        | Adams      | Alexander   | S. Allen  |
| Anderson     | Barrus     | Becker      | Bennion   |
| Bigelow      | Bird       | Biskupski   | Bourdeaux |
| Bowman       | Bryson     | Buffmire    | Bush      |
| Buttars      | Buxton     | Christensen | D. Clark  |
| S. Clark     | D. Cox     | Curtis      | Daniels   |
| Dee          | Dillree    | Donnelson   | Dougall   |
| Duckworth    | Dunnigan   | Ferrin      | Ferry     |
| Goodfellow   | Gowans     | Hansen      | Hardy     |
| Hendrickson  | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Litvack     | Lockhart  |
| Love         | Mascaro    | McCartney   | McGee     |
| Morgan       | Morley     | Moss        | Murray    |
| Newbold      | Noel       | Pace        | Parker    |

|          |             |           |         |
|----------|-------------|-----------|---------|
| Peterson | Seitz       | Shurtliff | G. Snow |
| Thompson | Ure         | Urquhart  | Wallace |
| Winn     | M. Stephens |           |         |

**Absent or not voting were:** Representatives

|        |        |          |         |
|--------|--------|----------|---------|
| Dayton | Harper | Lawrence | Philpot |
| Styler |        |          |         |

**H.B. 266** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Adams, the House voted to uncircle **S.B. 52**.

**S.B. 52**, ACCESS TO UNINSURED MOTORIST INFORMATION, was before the House on its final passage.

**S.B. 52** then passed on the following roll call:

**Yeas, 46; Nays, 24; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |             |           |           |
|----------|-------------|-----------|-----------|
| Aagard   | Adams       | Alexander | S. Allen  |
| Anderson | Barrus      | Becker    | Bigelow   |
| Bird     | Biskupski   | Bourdeaux | Bowman    |
| Buffmire | Bush        | Buxton    | D. Clark  |
| S. Clark | Daniels     | Dee       | Duckworth |
| Ferry    | Goodfellow  | Gowans    | Hansen    |
| Hardy    | Hendrickson | Holdaway  | Jones     |
| King     | Last        | Litvack   | Love      |
| Mascaro  | McCartney   | McGee     | Morgan    |
| Moss     | Murray      | Newbold   | Pace      |
| Parker   | Seitz       | Shurtliff | G. Snow   |
| Thompson | Wallace     |           |           |

**Voting in the negative were:** Representatives

|          |              |            |             |
|----------|--------------|------------|-------------|
| Bennion  | Bryson       | Buttars    | Christensen |
| D. Cox   | Curtis       | Dillree    | Donnelson   |
| Dougall  | Dunnigan     | Ferrin     | Hogue       |
| Hughes   | E. Hutchings | B. Johnson | Kiser       |
| Lockhart | Morley       | Noel       | Peterson    |
| Ure      | Urquhart     | Winn       | M. Stephens |

**Absent or not voting were:** Representatives

|        |        |          |         |
|--------|--------|----------|---------|
| Dayton | Harper | Lawrence | Philpot |
| Styler |        |          |         |

**S.B. 52** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### THIRD READING CALENDAR

**Sub. S.B. 74**, AMENDMENTS TO INTERLOCAL COOPERATION ACT, read the third time by short title and placed on its final passage.

**Sub. S.B. 74** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |              |             |             |
|------------|--------------|-------------|-------------|
| Aagard     | Adams        | Alexander   | S. Allen    |
| Anderson   | Barrus       | Becker      | Bennion     |
| Bigelow    | Bird         | Biskupski   | Bourdeaux   |
| Bowman     | Bryson       | Buffmire    | Bush        |
| Buttars    | Buxton       | Christensen | D. Clark    |
| S. Clark   | D. Cox       | Curtis      | Daniels     |
| Dee        | Dillree      | Donnelson   | Dougall     |
| Duckworth  | Dunnigan     | Ferrin      | Ferry       |
| Goodfellow | Gowans       | Hansen      | Hardy       |
| Harper     | Hendrickson  | Hogue       | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson  | Jones       |
| King       | Kiser        | Last        | Litvack     |
| Lockhart   | Love         | Mascaro     | McCartney   |
| McGee      | Morgan       | Morley      | Moss        |
| Murray     | Newbold      | Noel        | Pace        |
| Parker     | Peterson     | Seitz       | Shurtliff   |
| G. Snow    | Styler       | Thompson    | Ure         |
| Urquhart   | Wallace      | Winn        | M. Stephens |

**Absent or not voting were:** Representatives

|        |          |         |
|--------|----------|---------|
| Dayton | Lawrence | Philpot |
|--------|----------|---------|

**Sub. S.B. 74** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**Sub. H.B. 81**, COMPENSATION STUDY, read the third time by short title and placed on its final passage.

**Sub. H.B. 81**, as amended, then passed on the following roll call:

**Yeas, 71; Nays, 1; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |             |             |           |
|--------------|-------------|-------------|-----------|
| Aagard       | Adams       | Alexander   | S. Allen  |
| Anderson     | Barrus      | Becker      | Bennion   |
| Bigelow      | Bird        | Biskupski   | Bourdeaux |
| Bowman       | Bryson      | Buffmire    | Bush      |
| Buttars      | Buxton      | Christensen | D. Clark  |
| S. Clark     | D. Cox      | Curtis      | Daniels   |
| Dee          | Dillree     | Donnelson   | Dougall   |
| Duckworth    | Dunnigan    | Ferrin      | Ferry     |
| Goodfellow   | Gowans      | Hansen      | Hardy     |
| Harper       | Hendrickson | Hogue       | Holdaway  |
| E. Hutchings | B. Johnson  | Jones       | King      |
| Kiser        | Last        | Lawrence    | Litvack   |
| Lockhart     | Love        | Mascaro     | McCartney |
| McGee        | Morgan      | Morley      | Murray    |
| Newbold      | Noel        | Pace        | Parker    |
| Peterson     | Philpot     | Seitz       | Shurtliff |
| G. Snow      | Thompson    | Ure         | Urquhart  |
| Wallace      | Winn        | M. Stephens |           |

**Voting in the negative was:** Representative  
Hughes

**Absent or not voting were:** Representatives

|        |      |        |
|--------|------|--------|
| Dayton | Moss | Styler |
|--------|------|--------|

**Sub. H.B. 81**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to lift **H.R. 7**, RESOLUTION URGING CONGRESS TO WITHDRAW THE UNITED STATES FROM THE UNITED NATIONS, from the Third Reading Calendar and refer it to the Rules Committee.

**THIRD READING CALENDAR**

**H.B. 158**, INCORPORATION OF CITIES, read the third time by short title and placed on its final passage.

**H.B. 158** then passed on the following roll call:

**Yeas, 68; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |              |             |             |
|-------------|--------------|-------------|-------------|
| Aagard      | Adams        | Alexander   | S. Allen    |
| Anderson    | Barrus       | Becker      | Bigelow     |
| Bird        | Biskupski    | Bowman      | Bryson      |
| Buffmire    | Bush         | Buttars     | Buxton      |
| Christensen | D. Clark     | S. Clark    | D. Cox      |
| Curtis      | Daniels      | Dee         | Dillree     |
| Donnelson   | Dougall      | Duckworth   | Dunnigan    |
| Ferrin      | Ferry        | Gowans      | Hansen      |
| Hardy       | Harper       | Hendrickson | Hogue       |
| Hughes      | E. Hutchings | B. Johnson  | Jones       |
| King        | Kiser        | Last        | Lawrence    |
| Litvack     | Lockhart     | Love        | Mascaro     |
| McCartney   | McGee        | Morgan      | Moss        |
| Murray      | Newbold      | Noel        | Pace        |
| Parker      | Peterson     | Philpot     | Seitz       |
| Shurtliff   | G. Snow      | Styler      | Thompson    |
| Urquhart    | Wallace      | Winn        | M. Stephens |

**Voting in the negative was:** Representative  
Bennion

**Absent or not voting were:** Representatives

|           |        |            |          |
|-----------|--------|------------|----------|
| Bourdeaux | Dayton | Goodfellow | Holdaway |
| Morley    | Ure    |            |          |

**H.B. 158** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Holdaway, the House voted to uncircle **H.B. 212**.

**H.B. 212**, PRIMARY CARE NETWORK AMENDMENTS FOR GENERAL ASSISTANCE RECIPIENTS, was before the House on its final passage.

**H.B. 212** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Aagard    | Adams       | Alexander    | S. Allen   |
| Anderson  | Barrus      | Becker       | Bennion    |
| Bigelow   | Bird        | Biskupski    | Bourdeaux  |
| Bowman    | Bryson      | Buffmire     | Bush       |
| Buttars   | Buxton      | Christensen  | D. Clark   |
| S. Clark  | D. Cox      | Curtis       | Daniels    |
| Dayton    | Dee         | Donnelson    | Dougall    |
| Duckworth | Dunnigan    | Ferrin       | Ferry      |
| Hansen    | Hardy       | Harper       | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Kiser     | Last        | Lawrence     | Litvack    |
| Lockhart  | Love        | McCartney    | McGee      |
| Morgan    | Moss        | Murray       | Newbold    |
| Noel      | Pace        | Parker       | Peterson   |
| Philpot   | Seitz       | Shurtliff    | G. Snow    |
| Styler    | Thompson    | Urquhart     | Wallace    |
| Winn      | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|         |            |         |             |
|---------|------------|---------|-------------|
| Dillree | Goodfellow | Gowans  | Hendrickson |
| Jones   | King       | Mascaro | Morley      |
| Ure     |            |         |             |

**H.B. 212** transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.B. 105, INTERNET PRIVACY AND SECURITY AMENDMENTS**, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

1. Page 3, Line 73:  
After "under" insert ":(a)" and delete "or"
2. Page 3, Line 74:  
Delete "federal" and after "information" insert ":(b) federal law to obtain information including any federal law under which a peace officer or prosecuting authority may obtain information"

Representative Harper’s motion to amend passed on a voice vote.

**H.B. 105**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Aagard     | Adams       | Alexander   | S. Allen     |
| Anderson   | Barrus      | Becker      | Bennion      |
| Bigelow    | Bird        | Biskupski   | Bourdeaux    |
| Bowman     | Bryson      | Buffmire    | Bush         |
| Buttars    | Buxton      | Christensen | D. Clark     |
| S. Clark   | D. Cox      | Curtis      | Daniels      |
| Dayton     | Dee         | Donnelson   | Dougall      |
| Duckworth  | Dunnigan    | Ferrin      | Ferry        |
| Hansen     | Hardy       | Harper      | Hendrickson  |
| Hogue      | Holdaway    | Hughes      | E. Hutchings |
| B. Johnson | King        | Kiser       | Last         |
| Lawrence   | Litvack     | Lockhart    | Love         |
| Mascaro    | McCartney   | McGee       | Morgan       |
| Morley     | Moss        | Murray      | Newbold      |
| Noel       | Pace        | Parker      | Peterson     |
| Philpot    | Seitz       | Shurtliff   | G. Snow      |
| Styler     | Thompson    | Urquhart    | Wallace      |
| Winn       | M. Stephens |             |              |

**Absent or not voting were:** Representatives

|         |            |        |       |
|---------|------------|--------|-------|
| Dillree | Goodfellow | Gowans | Jones |
| Ure     |            |        |       |

**H.B. 105**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 146**, NONTRADITIONAL INSURERS, read the third time by short title and placed on its final passage.

**H.B. 146**, as amended, then passed on the following roll call:

**Yeas, 52; Nays, 21; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |         |           |           |
|----------|---------|-----------|-----------|
| Aagard   | Adams   | Alexander | S. Allen  |
| Anderson | Bennion | Bigelow   | Biskupski |

|           |            |             |            |
|-----------|------------|-------------|------------|
| Bourdeaux | Bowman     | Bryson      | Bush       |
| Buxton    | S. Clark   | D. Cox      | Curtis     |
| Daniels   | Dayton     | Dee         | Dillree    |
| Duckworth | Ferrin     | Ferry       | Goodfellow |
| Gowans    | Harper     | Hendrickson | Holdaway   |
| Hughes    | B. Johnson | Jones       | King       |
| Last      | Lawrence   | Litvack     | Lockhart   |
| Love      | Mascaro    | McCartney   | McGee      |
| Morgan    | Morley     | Moss        | Murray     |
| Pace      | Parker     | Peterson    | Philpot    |
| Seitz     | Shurtliff  | Styler      | Wallace    |

**Voting in the negative were:** Representatives

|             |              |          |           |
|-------------|--------------|----------|-----------|
| Barrus      | Becker       | Bird     | Buffmire  |
| Buttars     | Christensen  | D. Clark | Donnelson |
| Dougall     | Dunnigan     | Hansen   | Hardy     |
| Hogue       | E. Hutchings | Kiser    | Newbold   |
| Noel        | Thompson     | Ure      | Urquhart  |
| M. Stephens |              |          |           |

**Absent or not voting were:** Representatives

|         |      |
|---------|------|
| G. Snow | Winn |
|---------|------|

**H.B. 146**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 149**, SCHOOL DISTRICT ADMINISTRATOR AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Shurtliff proposed the following amendment:

1. Page 2, Line 30–31:  
Restore the deleted language and delete “15,000” and insert “5,000”

Representative Shurtliff’s motion to amend failed on a voice vote.

**H.B. 149** then passed on the following roll call:

**Yeas, 56; Nays, 15; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Bennion   | Bigelow  |

|              |          |             |             |
|--------------|----------|-------------|-------------|
| Bird         | Bowman   | Bryson      | Bush        |
| Buttars      | Buxton   | Christensen | D. Clark    |
| S. Clark     | D. Cox   | Curtis      | Dayton      |
| Dee          | Dillree  | Donnelson   | Dougall     |
| Dunnigan     | Ferrin   | Ferry       | Gowans      |
| Hardy        | Harper   | Hogue       | Holdaway    |
| E. Hutchings | Jones    | Kiser       | Last        |
| Lawrence     | Lockhart | Mascaro     | Morgan      |
| Morley       | Murray   | Newbold     | Noel        |
| Pace         | Parker   | Peterson    | Philpot     |
| Seitz        | G. Snow  | Styler      | Thompson    |
| Ure          | Urquhart | Wallace     | M. Stephens |

**Voting in the negative were:** Representatives

|            |            |           |             |
|------------|------------|-----------|-------------|
| Biskupski  | Bourdeaux  | Buffmire  | Daniels     |
| Duckworth  | Goodfellow | Hansen    | Hendrickson |
| B. Johnson | King       | Litvack   | McCartney   |
| McGee      | Moss       | Shurtliff |             |

**Absent or not voting were:** Representatives

|        |        |      |      |
|--------|--------|------|------|
| Becker | Hughes | Love | Winn |
|--------|--------|------|------|

**H.B. 149** transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recall **S.B. 106** from the Senate.

**THIRD READING CALENDAR**

**H.B. 233**, USE OF EDUCATION REVENUES, read the third time by short title and placed on its final passage.

**H.B. 233** then passed on the following roll call:

**Yeas, 59; Nays, 15; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |         |             |           |
|-----------|---------|-------------|-----------|
| Aagard    | Adams   | S. Allen    | Anderson  |
| Becker    | Bennion | Bigelow     | Biskupski |
| Bourdeaux | Bowman  | Bryson      | Buffmire  |
| Bush      | Buxton  | Christensen | S. Clark  |
| D. Cox    | Daniels | Dee         | Donnelson |

|              |            |             |          |
|--------------|------------|-------------|----------|
| Dougall      | Duckworth  | Ferrin      | Ferry    |
| Goodfellow   | Gowans     | Hansen      | Hardy    |
| Hendrickson  | Hogue      | Holdaway    | Hughes   |
| E. Hutchings | B. Johnson | Jones       | King     |
| Kiser        | Lawrence   | Litvack     | Lockhart |
| Love         | Mascaro    | McCartney   | McGee    |
| Morgan       | Morley     | Moss        | Murray   |
| Newbold      | Pace       | Peterson    | Philpot  |
| Shurtliff    | Styler     | Thompson    | Ure      |
| Wallace      | Winn       | M. Stephens |          |

**Voting in the negative were:** Representatives

|        |         |          |          |
|--------|---------|----------|----------|
| Barrus | Bird    | Buttars  | D. Clark |
| Curtis | Dayton  | Dillree  | Dunnigan |
| Harper | Last    | Noel     | Parker   |
| Seitz  | G. Snow | Urquhart |          |

**Absent or not voting was:** Representative  
Alexander

**H.B. 233** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 222**, CHILD WELFARE PROCEEDINGS AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 222** then passed on the following roll call:

**Yeas, 55; Nays, 18; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |            |           |           |
|--------------|------------|-----------|-----------|
| Aagard       | Adams      | Alexander | S. Allen  |
| Anderson     | Barrus     | Bennion   | Bigelow   |
| Bird         | Bowman     | Bryson    | Bush      |
| Buttars      | Buxton     | D. Clark  | Curtis    |
| Dayton       | Dee        | Dillree   | Donnelson |
| Dougall      | Dunnigan   | Ferrin    | Ferry     |
| Gowans       | Hansen     | Hardy     | Harper    |
| Hendrickson  | Hogue      | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson | King      | Kiser     |
| Last         | Lockhart   | Love      | Mascaro   |
| Morley       | Murray     | Newbold   | Noel      |

|         |          |             |          |
|---------|----------|-------------|----------|
| Parker  | Peterson | Philpot     | Seitz    |
| G. Snow | Styler   | Thompson    | Urquhart |
| Wallace | Winn     | M. Stephens |          |

**Voting in the negative were:** Representatives

|             |           |           |           |
|-------------|-----------|-----------|-----------|
| Becker      | Biskupski | Bourdeaux | Buffmire  |
| Christensen | S. Clark  | Daniels   | Duckworth |
| Goodfellow  | Jones     | Lawrence  | Litvack   |
| McCartney   | McGee     | Morgan    | Moss      |
| Pace        | Shurtliff |           |           |

**Absent or not voting were:** Representatives

|        |     |
|--------|-----|
| D. Cox | Ure |
|--------|-----|

**H.B. 222** transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 6**, SHARED PARENTING BY DIVORCING PARENTS, read the third time by short title and placed on its final passage.

On motion of Representative Thompson, the House voted to circle **Sub. H.B. 6**.

\* \* \*

**Sub. H.B. 201**, JUDICIARY AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Lawrence proposed the following amendment:

1. Page 1, Line 22:  
 After line 22, insert:  
“(4) Bail posted by debit or credit card, less the fee charged by the financial institution, shall be tendered to the courts as payment in full. (5) Bail refunded by the court may be refunded by credit to the debit or credit card, or cash.”

Representative Lawrence’s motion to amend passed on a voice vote.

**Sub. H.B. 201**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 2; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |             |            |              |
|-------------|-------------|------------|--------------|
| Agard       | Adams       | S. Allen   | Anderson     |
| Barrus      | Becker      | Bigelow    | Bird         |
| Biskupski   | Bourdeaux   | Bowman     | Bryson       |
| Buffmire    | Bush        | Buttars    | Buxton       |
| Christensen | D. Clark    | S. Clark   | D. Cox       |
| Curtis      | Daniels     | Dee        | Dillree      |
| Donnelson   | Dougall     | Duckworth  | Dunnigan     |
| Ferrin      | Ferry       | Goodfellow | Gowans       |
| Hansen      | Hardy       | Harper     | Hendrickson  |
| Hogue       | Holdaway    | Hughes     | E. Hutchings |
| B. Johnson  | Jones       | King       | Kiser        |
| Last        | Lawrence    | Litvack    | Lockhart     |
| Love        | Mascaro     | McCartney  | McGee        |
| Morgan      | Morley      | Moss       | Murray       |
| Newbold     | Noel        | Parker     | Peterson     |
| Philpot     | Seitz       | Shurtliff  | G. Snow      |
| Styler      | Thompson    | Urquhart   | Wallace      |
| Winn        | M. Stephens |            |              |

**Voting in the negative were:** Representatives

|        |      |
|--------|------|
| Dayton | Pace |
|--------|------|

**Absent or not voting were:** Representatives

|           |         |     |
|-----------|---------|-----|
| Alexander | Bennion | Ure |
|-----------|---------|-----|

**Sub. H.B. 201**, as amended, transmitted to the Senate for its consideration.

**RULES COMMITTEE REPORTS**

Mr. Speaker:

February 19, 2003

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 75**, Nonresident Tuition for Higher Education Amendments (L. Pace), be replaced with **1st Substitute H.B. 75**, Nonresident Tuition for Higher Education Amendments (L. Pace) and further recommends it be assigned to the Education Standing Committee

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker:

February 20, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills be assigned to standing committees:

**BUSINESS AND LABOR**

**2nd Sub. S.B. 62** Utah House Inspection Standard of Practice (P. Julander)  
**S.B. 198** Division of Real Estate – Definitions Amendments  
(J. Valentine)

**GOVERNMENT OPERATIONS**

**H.B. 304** Bond Election Dates (J. M. Philpot)  
**H.B. 352** Election Law Voter Registration and Election Notice  
Amendments (D. Aagard)

**HEALTH AND HUMAN SERVICES**

**S.B. 158** Division of Child and Family Services Management  
Information System Amendments (D. C. Buttars)

**JUDICIARY**

**H.B. 133** Expedited Child Welfare Procedures (C. Bennion)  
**H.B. 349** Practice of Law Amendments (S. Urquhart)

**NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENT**

**S.B. 142** Agricultural Cooperatives Amendments (L. Blackham)

**POLITICAL SUBDIVISIONS**

**H.B. 278** Municipal Annexations Across County Lines  
(D. G. Buxton)  
**H.B. 358** County Fund Balances (B. Johnson)

**PUBLIC UTILITIES AND TECHNOLOGY**

**H.B. 245** Regulation of Telecommunications Carriers (C. Bennion)  
**S.B. 133** Reauthorization of the Energy Policy Task Force  
(L. Blackham)

**TRANSPORTATION**

**H.B. 291** Special Group License Plates Amendments (J. Dougall)  
**H.B. 353** Vehicle Disclosure Requirements (D. Bowman)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT**

**H.B. 240**

Venture Capital Enhancement Act (P. Wallace)

**S.B. 126**

Workers' Compensation Amendments (E. Mayne)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:20 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker:

February 20, 2003

The Senate requests the return of **H.B. 82, INITIATIVES – ONE SUBJECT REQUIREMENT**, by Representative J. M. Philpot, for reconsideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Philpot, the House voted to return **H.B. 82** to the Senate.

\* \* \*

Mr. Speaker:

February 20, 2003

The Senate passed, as amended, **H.B. 17, AGRICULTURAL PRODUCTS DEALER'S ACT AMENDMENTS**, by Representative C. Buttars, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 168, FILLING MIDTERM VACANCIES IN THE LEGISLATURE**, by Representative R. Becker, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 187, CAMPAIGN CONTRIBUTION RESTRICTIONS**, by Representative N. Hansen, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 17, Senate Sub. H.B. 168, and H.B. 187**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker: February 20, 2003  
The Senate transmits **S.B. 106**, HIGHWAY PATROL USE OF UNMARKED VEHICLES, by Senator C. Bramble, for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed.

\* \* \*

Mr. Speaker: February 20, 2003  
The Senate passed **S.B. 202**, PEACE OFFICER AMENDMENT, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 125**, RESTRICTIONS ON PASSENGERS IN PICKUP TRUCKS, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 202** and **S.B. 125**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 20, 2003  
The Senate concurred in the House amendments and passed **S.B. 35**, REDEVELOPMENT OF SUPERFUND SITES, by Senator D. C. Buttars, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 122**, UTAH ANTIDISCRIMINATION ACT AMENDMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 35** and **S.B. 122** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker: February 20, 2003  
The Senate passed, **H.B. 206**, COUNTY RESPONSIBILITY FOR VOTING PRECINCTS AND POLLING PLACES, by Representative R. Bigelow, which

has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 224**, STATE RECORDS COMMITTEE – MEMBERSHIP AMENDMENTS, by Representative J. Dunnigan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 48**, UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 108**, FULLY INTERACTIVE DRIVING SIMULATORS IN DRIVER EDUCATION, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 192**, OVERSIGHT OF UTAH CLIMATE CENTER BY UTAH STATE UNIVERSITY, by Representative B. Ferry, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 210**, SEXUAL ABUSE OF A CHILD AMENDMENTS, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 234**, ADMINISTRATIVE TREATMENT OF TRAFFIC VIOLATIONS – TECHNICAL AMENDMENTS, by Representative D. Cox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 87**, PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS, by Representative G. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 92**, SCHOOL FUNDS AMENDMENTS, by Representative B. Last, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 90**, EQUIPMENT DEALER WARRANTY REIMBURSEMENT ACT, by Representative D. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 106**, FOSTER CARE GUIDANCE THROUGH PROVIDERS CONTRACTS, by Representative M. Dayton, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 175**, MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 200**, PROPERTY TAXES AND UNIFORM FEES – INTEREST RATES ON DEFERRED OR DELINQUENT TAXES, by Representative L. Christensen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 2**, RESOLUTION REQUESTING STATE AGENCIES TO KEEP LEGISLATORS INFORMED, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 13**, JOINT RESOLUTION SUPPORTING REPEAL OF FEDERAL ESTATE TAX, by Representative C. Buttars, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 206**, **H.B. 224**, **Sub. H.B. 48**, **H.B. 108**, **H.B. 192**, **H.B. 210**, **H.B. 234**, **H.B. 87**, **H.B. 92**, **H.B. 90**, **H.B. 106**, **Sub. H.B. 175**, **Sub. H.B. 200**, **H.J.R. 2**, and **H.J.R. 13** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 20, 2003

The Judiciary Committee reports a favorable recommendation on **H.B. 371**, COURT SECURITY FEE, by Representative D. Hogue, with the following amendments:

1. Page 1, Line 21:  
After “of” delete “\$13” and insert “\$26”
2. Page 1, Line 21:  
After “judgements in” delete “a court” and insert “all courts”; and

The Judiciary Committee recommends **H.B. 307**, CHILD BIGAMY AMENDMENT, by Representative M. S. Lawrence, be replaced and favorably recommends **1st Sub. H.B. 307**, CHILD BIGAMY AMENDMENT; and

The Judiciary Committee reports a favorable recommendation on **Sub. S.B. 29**, LEGISLATIVE ACCESS TO CERTAIN INFORMATION, by Senator M. Dmitrich.

Ben D. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**H.B. 371**, as amended, **Sub. H.B. 307**, and **Sub. S.B. 29**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 20, 2003

The Law Enforcement and Criminal Justice Committee recommends **S.B. 53**, AMENDMENTS TO CONTROLLED SUBSTANCE ACT, by Senator P. Knudson, be replaced and favorably recommends **1st Sub. S.B. 53**, AMENDMENTS TO CONTROLLED SUBSTANCE ACT; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. S.B. 58**, YOUTH CORRECTIONS – DIVISION NAME AMENDMENT, by Senator P. Hellewell, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 112**, GOVERNMENT RECORDS PROTECTIONS FOR FEDERAL MISSION OF NATIONAL GUARD, by Senator P. Knudson, and recommends it be placed on the Consent Calendar.

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**Sub. S.B. 53**, read the second time by short title and placed on the calendar for third reading.

**2nd Sub. S.B. 58** and **S.B. 112**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: February 19, 2003

The Education Committee recommends **H.B. 153**, EDUCATION RESOURCE CONSERVATION PROGRAMS, by Representative R. Becker, be

replaced and favorably recommends **1st Sub. H.B. 153**, EDUCATION RESOURCE CONSERVATION PROGRAMS; and

The Education Committee reports a favorable recommendation on **S.B. 57**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson; and

The Education Committee reports a favorable recommendation on **S.C.R. 3**, RESOLUTION DESIGNATING LEGISLATORS BACK TO SCHOOL WEEK, by Senator H. Stephenson; and

The Education Committee recommends **H.B. 186**, ELEMENTARY SCHOOL VENDING MACHINE SALES, by Representative P. Jones, be replaced and favorably recommends **4th Sub. H.B. 186**, ELEMENTARY SCHOOL VENDING MACHINE SALES.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

**Sub. H.B. 153, S.B. 57, S.C.R. 3, and 4th Sub. H.B. 186**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 19, 2003

The Health and Human Services Committee recommends **H.B. 37**, ELIMINATE SPEND DOWN PROVISION FOR MEDICAID, by Representative R. Lockhart, be replaced and reports a favorable recommendation on **1st Sub. H.B. 37**, ELIMINATE SPEND DOWN PROVISION FOR MEDICAID with the following amendments:

1. Page 1, Line 1:  
Delete "ELIMINATE" and insert "RESTRUCTURE"; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 218**, PROVISION FOR EMERGENCY MEDICAL SERVICES, by Representative P. Wallace, with the following amendments:

1. Page 2, Line 40:  
After "a" insert "i"
2. Page 2, Line 41:  
Delete "i."

3. Page 2, Line 42:  
Delete “(i)”
4. Page 2, Line 48:  
After “(ii)” insert “no later than 3 business days after the municipality files a petition for annexation in accordance with Section 10–2–403.” and after “annexation to” insert “: (A)”
5. Page 2, Line 49:  
After “annexation” insert “: and (B) the department”; and

The Health and Human Services Committee recommends **H.B. 109**, INFORMED CONSENT FOR ELECTROCONVULSIVE TREATMENT AND REPORTING REQUIREMENTS, by Representative K. Bryson, be replaced and reports a favorable recommendation on **1st Sub. H.B. 109**, INFORMED CONSENT FOR ELECTROCONVULSIVE TREATMENT AND REPORTING REQUIREMENTS with the following amendments:

1. Page 6, Line 168:  
After “complaints of” insert “severe and persistent”; and

The Health and Human Services Committee recommends **H.B. 152**, LEGISLATIVE AUDITS OF CHILD WELFARE, by Representative M. Noel, be replaced and reports a favorable recommendation on **1st Sub. H.B. 152**, LEGISLATIVE AUDITS OF CHILD WELFARE and asks that it be placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 248**, PRIVACY OF STATE DATABASE HEALTH RECORDS, by Representative C. Bennion, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 3, Lines 84 and 85:  
After “department’s” insert “use and” after “information” delete the rest of line 84 and line 85 and insert “is not governed by this chapter.”

Mike Thompson, Chair

Reports filed. On motion of Representative Thompson, the reports of the Health and Human Services committee were adopted.

**Sub. H.B. 37**, as amended, **H.B. 218**, as amended, and **Sub. H.B. 109**, as amended, read the second time by short title and placed on the calendar for third reading.

**Sub. H.B. 152** and **H.B. 248**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: February 20, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 65**, RECLAMATION SURETY FOR MINING OPERATIONS, by Senator M. Dmitrich; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. S.B. 123**, INHERENT RISK OF LIVESTOCK ACTIVITIES, by Senator B. Evans; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 264**, DIVISION OF PARKS AND RECREATION – RESTRICTED ACCOUNT, by Representative M. Styler.

Craig W. Butters, Chair

Reports filed. On motion of Representative Butters, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**S.B. 65**, **Sub. S.B. 123**, and **H.B. 264**, read the second time by short title and placed on the calendar for third reading.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to move to the Senate Third Reading Calendar.

\* \* \*

On motion of Representative Noel, under suspension of the rules, the House voted to reconsider its action on **S.B. 106**.

### RECONSIDERATION OF S.B. 106

**S.B. 106**, HIGHWAY PATROL USE OF UNMARKED VEHICLES, was before the House upon its final passage.

Representative Hutchings proposed the following amendment:

1. Page 2, Line 29c:  
Delete “and”

1. Page 2, Line 30 (goldenrod copy):  
Insert a new subsection as follows: “(iii) of a duration of 14 consecutive days or less; and” and renumber accordingly.

Representative Hutchings’ motion to amend passed on the following roll call:

**Yeas, 38; Nays, 32; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |             |         |             |
|--------------|-------------|---------|-------------|
| Adams        | Alexander   | Barrus  | Bigelow     |
| Bush         | Buttars     | Buxton  | Christensen |
| D. Cox       | Curtis      | Dayton  | Dee         |
| Dillree      | Donnelson   | Dougall | Dunnigan    |
| Ferry        | Hardy       | Harper  | Hughes      |
| E. Hutchings | Jones       | Kiser   | Last        |
| Lawrence     | Love        | Mascaro | Morgan      |
| Morley       | Murray      | Newbold | Pace        |
| Parker       | Peterson    | Philpot | G. Snow     |
| Ure          | M. Stephens |         |             |

**Voting in the negative were:** Representatives

|            |           |             |            |
|------------|-----------|-------------|------------|
| Aagard     | S. Allen  | Anderson    | Becker     |
| Bennion    | Bird      | Biskupski   | Bourdeaux  |
| Bowman     | Buffmire  | D. Clark    | S. Clark   |
| Daniels    | Duckworth | Ferrin      | Goodfellow |
| Gowans     | Hansen    | Hendrickson | Holdaway   |
| B. Johnson | King      | Lockhart    | McCartney  |
| McGee      | Moss      | Noel        | Seitz      |
| Shurtliff  | Thompson  | Urquhart    | Wallace    |

**Absent or not voting were:** Representatives

|        |       |         |        |
|--------|-------|---------|--------|
| Bryson | Hogue | Litvack | Styler |
| Winn   |       |         |        |

###

**S.B. 106**, as amended, then passed on the following roll call:

**Yeas, 47; Nays, 23; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |           |          |           |
|-----------|-----------|----------|-----------|
| Aagard    | Alexander | S. Allen | Anderson  |
| Becker    | Bennion   | Bigelow  | Biskupski |
| Bourdeaux | Bowman    | Buffmire | Bush      |

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Buttars      | D. Clark    | D. Cox    | Curtis    |
| Dee          | Dillree     | Dougall   | Duckworth |
| Goodfellow   | Gowans      | Hansen    | Hardy     |
| Harper       | Hendrickson | Hogue     | Holdaway  |
| E. Hutchings | Jones       | King      | Last      |
| Lockhart     | Mascaro     | McCartney | McGee     |
| Moss         | Murray      | Newbold   | Noel      |
| Pace         | Parker      | Philpot   | Seitz     |
| Styler       | Wallace     | Winn      |           |

**Voting in the negative were:** Representatives

|          |           |             |             |
|----------|-----------|-------------|-------------|
| Adams    | Barrus    | Bird        | Christensen |
| S. Clark | Daniels   | Donnelson   | Dunnigan    |
| Ferrin   | Ferry     | Hughes      | Kiser       |
| Lawrence | Love      | Morgan      | Morley      |
| Peterson | Shurtliff | G. Snow     | Thompson    |
| Ure      | Urquhart  | M. Stephens |             |

**Absent or not voting were:** Representatives

|         |        |        |            |
|---------|--------|--------|------------|
| Bryson  | Buxton | Dayton | B. Johnson |
| Litvack |        |        |            |

**S.B. 106**, as amended, was returned to the Senate for further consideration.

**CONCURRENCE CALENDAR**

On motion of Representative Pace, the House voted to concur in the Senate amendments to **H.B. 103**, VOTER REGISTRATION AMENDMENTS.

**H.B. 103**, as amended by the Senate, then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |             |            |             |
|-----------|-------------|------------|-------------|
| Aagard    | Adams       | Alexander  | S. Allen    |
| Anderson  | Barrus      | Becker     | Bennion     |
| Bigelow   | Bird        | Biskupski  | Bourdeaux   |
| Bowman    | Buffmire    | Bush       | Buttars     |
| Buxton    | Christensen | D. Clark   | S. Clark    |
| Daniels   | Dayton      | Dee        | Dillree     |
| Donnelson | Dougall     | Duckworth  | Dunnigan    |
| Ferrin    | Ferry       | Goodfellow | Gowans      |
| Hansen    | Hardy       | Harper     | Hendrickson |

|          |              |             |           |
|----------|--------------|-------------|-----------|
| Hughes   | E. Hutchings | B. Johnson  | Jones     |
| King     | Kiser        | Last        | Lawrence  |
| Litvack  | Love         | Mascaro     | McCartney |
| Morgan   | Morley       | Moss        | Murray    |
| Newbold  | Noel         | Pace        | Parker    |
| Peterson | Philpot      | Seitz       | Shurtliff |
| G. Snow  | Styler       | Thompson    | Ure       |
| Urquhart | Winn         | M. Stephens |           |

**Absent or not voting were:** Representatives

|          |          |        |         |
|----------|----------|--------|---------|
| Bryson   | D. Cox   | Curtis | Hogue   |
| Holdaway | Lockhart | McGee  | Wallace |

**H.B. 103**, as amended by the Senate, transmitted to the Senate for signature of the president.

### UNFINISHED BUSINESS

On motion of Representative Ferry, the House voted to uncircle **Sub. S.B. 128**.

**Sub. S.B. 128**, PROTECTIVE ORDER AMENDMENTS, was before the House on its final passage.

**Sub. S.B. 128**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Agard      | Adams        | Alexander   | S. Allen  |
| Anderson   | Barrus       | Becker      | Bennion   |
| Bigelow    | Bird         | Biskupski   | Bourdeaux |
| Bowman     | Bryson       | Buffmire    | Bush      |
| Buttars    | Buxton       | Christensen | D. Clark  |
| S. Clark   | D. Cox       | Curtis      | Dayton    |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Love         | Mascaro     | McCartney |
| McGee      | Morgan       | Morley      | Moss      |

|             |          |         |          |
|-------------|----------|---------|----------|
| Murray      | Newbold  | Noel    | Pace     |
| Parker      | Peterson | Philpot | Seitz    |
| Shurtliff   | G. Snow  | Styler  | Thompson |
| Ure         | Urquhart | Wallace | Winn     |
| M. Stephens |          |         |          |

**Absent or not voting were:** Representatives  
Daniels                      Lockhart

**Sub. S.B. 128**, as amended, was returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**H.B. 114**, MANAGEMENT, ENHANCEMENT, AND FUNDING OF 911 SYSTEM, read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to delete **H.B. 114** in title and body and insert **2nd Sub. H.B. 114** in lieu thereof.

Representative Dee proposed the following amendment:

- Page 4, Line 106:  
Delete "62" and insert "69"

Representative Dee's motion to amend passed on a voice vote.

**2nd Sub. H.B. 114**, as amended, then passed on the following roll call:

**Yeas, 59; Nays, 12; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |           |           |            |
|-----------|-----------|-----------|------------|
| Aagard    | Adams     | Alexander | S. Allen   |
| Anderson  | Barrus    | Bennion   | Bird       |
| Biskupski | Bourdeaux | Bowman    | Bryson     |
| Buffmire  | Bush      | Buttars   | Buxton     |
| D. Clark  | S. Clark  | D. Cox    | Curtis     |
| Daniels   | Dayton    | Dee       | Dillree    |
| Donnelson | Dougall   | Ferry     | Goodfellow |

|          |           |              |             |
|----------|-----------|--------------|-------------|
| Gowans   | Hansen    | Hardy        | Hendrickson |
| Hogue    | Holdaway  | E. Hutchings | B. Johnson  |
| Jones    | King      | Last         | Lawrence    |
| Litvack  | Love      | Mascaro      | McCartney   |
| McGee    | Morgan    | Moss         | Murray      |
| Newbold  | Noel      | Pace         | Parker      |
| Peterson | Shurtliff | Ure          | Urquhart    |
| Wallace  | Winn      | M. Stephens  |             |

**Voting in the negative were:** Representatives

|          |         |             |           |
|----------|---------|-------------|-----------|
| Becker   | Bigelow | Christensen | Duckworth |
| Dunnigan | Ferrin  | Hughes      | Kiser     |
| Philpot  | Seitz   | Styler      | Thompson  |

**Absent or not voting were:** Representatives

|        |          |        |         |
|--------|----------|--------|---------|
| Harper | Lockhart | Morley | G. Snow |
|--------|----------|--------|---------|

**2nd Sub. H.B. 114**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 3:50 p.m.

Speaker Stephens called the House to order at 4:00 p.m.

### UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **H.B. 246**.

**H.B. 246**, RETIREMENT OFFICE AMENDMENTS, was before the House on its final passage.

**H.B. 246** then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|          |             |           |          |
|----------|-------------|-----------|----------|
| Agard    | Adams       | Alexander | S. Allen |
| Anderson | Barrus      | Becker    | Bennion  |
| Bigelow  | Bird        | Bourdeaux | Bowman   |
| Bryson   | Buffmire    | Bush      | Buttars  |
| Buxton   | Christensen | D. Clark  | S. Clark |
| D. Cox   | Daniels     | Dayton    | Dee      |

|             |           |          |             |
|-------------|-----------|----------|-------------|
| Dillree     | Donnelson | Dougall  | Duckworth   |
| Dunnigan    | Ferrin    | Ferry    | Goodfellow  |
| Gowans      | Hansen    | Hardy    | Hendrickson |
| Hogue       | Holdaway  | Hughes   | B. Johnson  |
| Jones       | King      | Kiser    | Last        |
| Lawrence    | Litvack   | Love     | Mascaro     |
| McGee       | Morgan    | Morley   | Moss        |
| Murray      | Newbold   | Noel     | Pace        |
| Parker      | Philpot   | Seitz    | Shurtliff   |
| Styler      | Ure       | Urquhart | Winn        |
| M. Stephens |           |          |             |

**Absent or not voting were:** Representatives

|           |           |          |              |
|-----------|-----------|----------|--------------|
| Biskupski | Curtis    | Harper   | E. Hutchings |
| Lockhart  | McCartney | Peterson | G. Snow      |
| Thompson  | Wallace   |          |              |

**H.B. 246** transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Bigelow, the House voted to print the following intent language in the House Journal.

#### INTENT LANGUAGE TO H.B. 246

It is the intent of the legislature that during the interim the Utah Retirement Office is directed to review the law governing the purchase of service credit as it relates to individuals called to serve in US Military or Military related operations, and to propose amendments which comply with Federal Law, maximize the members ability to purchase service credit, and conform to sound actuarial principles.

#### UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **H.B. 219**.

**H.B. 219**, WAGES FOR TIPPED EMPLOYEES, was before the House on its final passage.

**H.B. 219** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |            |          |            |
|--------------|------------|----------|------------|
| Agard        | Adams      | S. Allen | Anderson   |
| Barrus       | Becker     | Bennion  | Bird       |
| Biskupski    | Bourdeaux  | Bowman   | Bryson     |
| Buffmire     | Bush       | Buttars  | Buxton     |
| Christensen  | D. Clark   | S. Clark | D. Cox     |
| Curtis       | Daniels    | Dayton   | Dee        |
| Dillree      | Donnelson  | Dougall  | Duckworth  |
| Dunnigan     | Ferrin     | Ferry    | Goodfellow |
| Gowans       | Hansen     | Hardy    | Harper     |
| Hendrickson  | Hogue      | Holdaway | Hughes     |
| E. Hutchings | B. Johnson | Jones    | Kiser      |
| Last         | Lawrence   | Litvack  | Lockhart   |
| Mascaro      | McGee      | Morgan   | Morley     |
| Moss         | Murray     | Newbold  | Noel       |
| Pace         | Parker     | Philpot  | Seitz      |
| Shurtliff    | G. Snow    | Styler   | Thompson   |
| Ure          | Urquhart   | Wallace  | Winn       |
| M. Stephens  |            |          |            |

**Absent or not voting were:** Representatives

|           |          |      |      |
|-----------|----------|------|------|
| Alexander | Bigelow  | King | Love |
| McCartney | Peterson |      |      |

**H.B. 219** transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 21, 2003, at 9:30 a.m.

# THIRTY–THIRD DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:40 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Brad King.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 20, 2003

The Senate passed, as substituted, and amended **1st Sub. S.B. 72**, AMENDMENTS TO SPECIAL DISTRICTS AND LOCAL DISTRICTS FOR EXPANDED FIRE PROTECTION SERVICES, by Senator D. Thomas, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **Sub. S.B. 72**, read the first time by short title and referred to the Rules Committee.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 20, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 296**, MUNICIPAL ANNEXATION AMENDMENTS, by Representative M. S. Lawrence, with the following amendments:

1. Page 1, Line 6:  
After “annexations.” delete the remainder of line 6
2. Page 1, Line 7–8:  
Delete lines 7 and 8
3. Page 2, Lines 39–42:  
Delete lines 39 through 42; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.B. 87**, LIBRARY AMENDMENTS, by Senator M. Waddoups; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.B. 141**, LOCAL GOVERNMENT CAPITAL PROJECTS, by Senator H. Stephenson.

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Barrus, the reports of the Political Subdivisions committee were adopted.

**H.B. 296**, as amended, **Sub. S.B. 87**, and **Sub. S.B. 141**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 20, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. S.B. 131**, INDIVIDUAL INCOME TAX – SUBTRACTIONS FROM FEDERAL TAXABLE INCOME, by Senator C. Bramble; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. S.B. 98**, TAXATION OF MEDICALLY IMPLANTED DEVICES AND PROSTHETICS, by Senator D. C. Buttars.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

**Sub. S.B. 131**, read the second time by short title and placed on the calendar for third reading.

**Sub. S.B. 98**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

\* \* \*

Mr. Speaker: February 20, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 363**, TASK FORCE ON LEGISLATIVE REFORM, by Representative J. M. Philpot; and

The Government Operations Committee recommends **1st Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS, by Senator H. Stephenson, be replaced and favorably recommends **2nd Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS; and

The Government Operations Committee reports a favorable recommendation on **S.B. 68**, VOTER IDENTIFICATION REQUIREMENTS, by Senator D. Eastman.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 363, 2nd Sub. S.B. 67, and S.B. 68**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 20, 2003

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 319**, FAMILY EMPLOYMENT PROGRAM WORK INCENTIVES, by Representative D. Litvack, with the following amendments:

1. Page 1, Line 7:  
After "Program." insert "The act has an October 1, 2003, effective date."
2. Page 2, Line 47:  
After line 47 insert:  
"Section 2. Effective Date.  
This act takes effect October 1, 2003."

David N. Cox, Chair

Report filed. On motion of Representative Cox, the report of the Workforce Services and Community and Economic Development committee was adopted.

**H.B. 319**, as amended, read the second time by short title and placed on the calendar for third reading.

### THIRD READING CALENDAR

**H.B. 244**, MUNICIPAL GOVERNMENT AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

1. Page 1, Line 9:  
After "changes." insert "The act provides a coordination clause."

## 2. Page 64, Line 1963:

After line 1963 insert:

“Section 64. Coordination clause.

(1) If this bill and 10th Substitute H.B. 162, Amendments Related to Financial Institutions, both pass, it is the intent of the Legislature that in preparing the Utah Code database for publication the Office of Legislative Research and General Counsel change the language “city of the third class,” wherever it is found in the underlined portions of 10th Substitute H.B. 162, to read instead “city of the third, fourth, or fifth class.”

(2) If this bill and S.B. 153, Alcoholic Beverage Amendments, both pass, it is the intent of the Legislature that the amendments in S.B. 153 to Sections 32A-2-101, 32A-3-101, 32A-5-101, and 32A-10-201 supercede the amendments in this bill to those same sections, except that in preparing the Utah Code database for publication the Office of Legislative Research and General Counsel shall change the language “city of the third class,” wherever it is found in the underlined portions of S.B. 153, to read instead “city of the third, fourth, or fifth class.”

Representative Harper’s motion to amend passed on a voice vote.

**H.B. 244**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Agard        | Adams       | Alexander | S. Allen  |
| Anderson     | Barrus      | Becker    | Bennion   |
| Bigelow      | Bird        | Biskupski | Bourdeaux |
| Bowman       | Buffmire    | Bush      | Buttars   |
| Buxton       | Christensen | D. Clark  | S. Clark  |
| D. Cox       | Curtis      | Daniels   | Dayton    |
| Dee          | Dillree     | Donnelson | Dougall   |
| Duckworth    | Dunnigan    | Ferrin    | Ferry     |
| Goodfellow   | Hansen      | Hardy     | Harper    |
| Hendrickson  | Hogue       | Holdaway  | Hughes    |
| E. Hutchings | King        | Kiser     | Last      |
| Lawrence     | Litvack     | Love      | McCartney |
| McGee        | Morgan      | Morley    | Moss      |
| Murray       | Newbold     | Noel      | Pace      |
| Parker       | Peterson    | Philpot   | Seitz     |

|             |          |         |          |
|-------------|----------|---------|----------|
| Shurtliff   | G. Snow  | Styler  | Thompson |
| Ure         | Urquhart | Wallace | Winn     |
| M. Stephens |          |         |          |

**Absent or not voting were:** Representatives

|          |         |            |       |
|----------|---------|------------|-------|
| Bryson   | Gowans  | B. Johnson | Jones |
| Lockhart | Mascaro |            |       |

**H.B. 244**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 54**, SPECIAL DISTRICTS AND LOCAL DISTRICTS – ACQUISITION OF REAL PROPERTY, read the third time by short title and placed on its final passage.

On motion of Representative Hughes, the House voted to circle **Sub. H.B. 54**.

\* \* \*

**Sub. H.B. 145**, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. H.B. 145**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Agard      | Adams        | Alexander  | S. Allen    |
| Anderson   | Barrus       | Becker     | Bennion     |
| Bigelow    | Bird         | Biskupski  | Bourdeaux   |
| Bowman     | Buffmire     | Bush       | Buttars     |
| Buxton     | Christensen  | D. Clark   | S. Clark    |
| D. Cox     | Curtis       | Daniels    | Dayton      |
| Dee        | Dillree      | Donnelson  | Dougall     |
| Duckworth  | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Lockhart   | Love         | Mascaro    | McCartney   |
| McGee      | Morgan       | Morley     | Moss        |
| Murray     | Newbold      | Noel       | Pace        |
| Parker     | Peterson     | Philpot    | Seitz       |
| Shurtliff  | G. Snow      | Styler     | Thompson    |
| Urquhart   | Wallace      | Winn       | M. Stephens |

**Absent or not voting were:** Representatives  
 Bryson                      Litvack                      Ure

**Sub. H.B. 145**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**2nd Sub. H.B. 150**, POLL WATCHER AND PRESERVATION OF ELECTION DATE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ferrin, the House voted to circle **2nd Sub. H.B. 150**.

### COMMITTEE OF THE WHOLE

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Congressman Rob Bishop.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

### THIRD READING CALENDAR

**Sub. H.B. 232**, UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Shurtliff proposed the following amendment:

1. Page 8, Line 221:  
 After Line 221 insert:  
“(e) The chair and vice chair of the Utah College of Applied Technology Board of Trustees shall be members of the search committee for the president.”
2. Page 8, Line 223:  
 Delete “direct the Utah College of Applied Technology and”

Representative Shurtliff’s motion to amend passed on a voice vote.

**Sub. H.B. 232**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |             |           |          |
|--------------|-------------|-----------|----------|
| Agard        | Alexander   | S. Allen  | Anderson |
| Barrus       | Becker      | Bennion   | Bigelow  |
| Bird         | Biskupski   | Bourdeaux | Bowman   |
| Bryson       | Buffmire    | Bush      | Buttars  |
| Buxton       | Christensen | D. Clark  | S. Clark |
| D. Cox       | Curtis      | Daniels   | Dayton   |
| Dee          | Dillree     | Donnelson | Dougall  |
| Duckworth    | Dunnigan    | Ferrin    | Ferry    |
| Goodfellow   | Gowans      | Hansen    | Hardy    |
| Harper       | Hendrickson | Hogue     | Holdaway |
| E. Hutchings | Jones       | King      | Kiser    |
| Last         | Lawrence    | Litvack   | Lockhart |
| Love         | Mascaro     | McCartney | Morgan   |
| Morley       | Moss        | Murray    | Newbold  |
| Noel         | Parker      | Peterson  | Philpot  |
| Seitz        | Shurtliff   | G. Snow   | Styler   |
| Thompson     | Urquhart    | Wallace   | Winn     |
| M. Stephens  |             |           |          |

**Voting in the negative was:** Representative  
Pace

**Absent or not voting were:** Representatives

|       |        |            |       |
|-------|--------|------------|-------|
| Adams | Hughes | B. Johnson | McGee |
| Ure   |        |            |       |

**Sub. H.B. 232**, as amended, transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Philpot, the House voted to uncircle **2nd Sub. H.B. 150**.

**2nd Sub. H.B. 150**, POLL WATCHER AND PRESERVATION OF ELECTION DATE AMENDMENTS, was before the House on its final passage.

On motion of Representative Philpot, the House voted to delete **2nd Sub. H.B. 150** in title and body and insert **3rd Sub. H.B. 150** in lieu thereof.

Representative Bigelow proposed the following amendment:

1. Page 3, Line 72:  
After Line 72 insert:

“(d) The election officer shall post the requirements imposed upon counting poll watchers by this Subsection (4) in each counting room and in each room associated with the processing of votes for counting.”

2. Page 5, Line 121:

After Line 121 insert:

“(d) The election officer shall post the requirements imposed upon counting poll watchers by this Subsection (3) in each counting room and in each room associated with the processing of votes for counting.”

3. Page 6, Line 165:

After Line 165 insert:

“(D) The election officer shall post the requirements imposed upon counting poll watchers by this Subsection (2)(d)(i) in each counting room and in each room associated with the processing of votes for counting.”

4. Page 8, Line 220:

After Line 220 insert:

“(e) The election officer shall post the requirements imposed upon inspecting poll watchers by this Subsection (1) in each location where the receipt, inspection, and deposit of ballots and election returns occurs.”

Representative Bigelow’s motion to amend passed on a voice vote.

###

Representative Hendrickson proposed the following amendment:

5. Page 3, Line 62:

Delete “shall” and insert “may”

6. Page 3, Line 63:

Delete “unrestricted”

Representative Hendrickson’s motion to amend failed on a voice vote.

###

**3rd Sub. H.B. 150**, as amended, then passed on the following roll call:

**Yeas, 45; Nays, 25; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Aagard      | Adams        | Alexander  | S. Allen |
| Barrus      | Bennion      | Bigelow    | Bird     |
| Bowman      | Bryson       | Bush       | Buttars  |
| Buxton      | Christensen  | D. Clark   | S. Clark |
| Curtis      | Dayton       | Dee        | Dillree  |
| Donnelson   | Dougall      | Dunnigan   | Ferrin   |
| Ferry       | Hardy        | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Kiser    |
| Lawrence    | Love         | Mascaro    | Morley   |
| Murray      | Newbold      | Noel       | Parker   |
| Philpot     | Styler       | Thompson   | Ure      |
| M. Stephens |              |            |          |

**Voting in the negative were:** Representatives

|          |             |           |            |
|----------|-------------|-----------|------------|
| Anderson | Becker      | Biskupski | Buffmire   |
| D. Cox   | Daniels     | Duckworth | Goodfellow |
| Harper   | Hendrickson | Jones     | King       |
| Last     | Litvack     | McCartney | McGee      |
| Morgan   | Moss        | Pace      | Peterson   |
| Seitz    | Shurtliff   | G. Snow   | Urquhart   |
| Wallace  |             |           |            |

**Absent or not voting were:** Representatives

|           |        |        |          |
|-----------|--------|--------|----------|
| Bourdeaux | Gowans | Hansen | Lockhart |
| Winn      |        |        |          |

**3rd Sub. H.B. 150**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.J.R. 24**, RESOLUTION URGING CONGRESS TO ABOLISH THE ALTERNATIVE MINIMUM TAX, read the third time by short title and placed on its final passage.

On motion of Representative Philpot, the House voted to circle **H.J.R. 24**.

\* \* \*

**H.B. 258**, MOTOR VEHICLE BUSINESS REGULATION – PENALTIES, read the third time by short title and placed on its final passage.

**H.B. 258** then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|          |              |            |           |
|----------|--------------|------------|-----------|
| Aagard   | Adams        | Alexander  | S. Allen  |
| Anderson | Barrus       | Becker     | Bennion   |
| Bigelow  | Bird         | Biskupski  | Bourdeaux |
| Bowman   | Bryson       | Buffmire   | Bush      |
| Buttars  | Christensen  | D. Clark   | S. Clark  |
| D. Cox   | Curtis       | Daniels    | Dayton    |
| Dee      | Dillree      | Dougall    | Duckworth |
| Dunnigan | Ferrin       | Ferry      | Hardy     |
| Harper   | Hendrickson  | Hogue      | Holdaway  |
| Hughes   | E. Hutchings | B. Johnson | Jones     |
| King     | Kiser        | Last       | Lawrence  |
| Litvack  | Lockhart     | Love       | McCartney |
| McGee    | Morgan       | Morley     | Moss      |
| Murray   | Newbold      | Noel       | Pace      |
| Parker   | Peterson     | Philpot    | Seitz     |
| G. Snow  | Thompson     | Ure        | Urquhart  |
| Wallace  |              |            |           |

**Absent or not voting were:** Representatives

|        |             |            |        |
|--------|-------------|------------|--------|
| Buxton | Donnelson   | Goodfellow | Gowans |
| Hansen | Mascaro     | Shurtliff  | Styler |
| Winn   | M. Stephens |            |        |

**H.B. 258** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 310**, TRANSPORTATION PLANNING TASK FORCE, read the third time by short title and placed on its final passage.

Representative Becker proposed the following amendment:

1. Page 2, Line 34:  
Delete "and"
2. Page 2, Line 36:  
After "country" insert a semi-colon.
3. Page 2, After line 36:  
Insert two new subsections as follows: "(d) effects of transportation systems on communities and neighborhoods; and  
(e) alternative modes to meet transportation needs"

Representative Becker’s motion to amend passed on a voice vote.

**H.B. 310**, as amended, then passed on the following roll call:

**Yeas, 59; Nays, 8; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Aagard       | Adams      | Alexander   | S. Allen  |
| Anderson     | Barrus     | Becker      | Bennion   |
| Bigelow      | Bird       | Biskupski   | Bourdeaux |
| Bryson       | Buffmire   | Christensen | D. Clark  |
| D. Cox       | Curtis     | Daniels     | Dayton    |
| Dee          | Dillree    | Dougall     | Dunnigan  |
| Ferrin       | Ferry      | Goodfellow  | Hardy     |
| Harper       | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Litvack   |
| Lockhart     | Love       | Mascaro     | McCartney |
| McGee        | Morgan     | Morley      | Murray    |
| Newbold      | Noel       | Parker      | Peterson  |
| Philpot      | G. Snow    | Styler      | Thompson  |
| Urquhart     | Wallace    | Winn        |           |

**Voting in the negative were:** Representatives

|      |         |           |             |
|------|---------|-----------|-------------|
| Bush | Buttars | Duckworth | Hendrickson |
| Moss | Pace    | Seitz     | Ure         |

**Absent or not voting were:** Representatives

|        |        |           |             |
|--------|--------|-----------|-------------|
| Bowman | Buxton | S. Clark  | Donnelson   |
| Gowans | Hansen | Shurtliff | M. Stephens |

**H.B. 310**, as amended, transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Holdaway, the House voted to uncircle **Sub. H.B. 237**.

**Sub. H.B. 237**, LEGISLATIVE EVALUATION OF APPROVAL OF RADIOACTIVE WASTE FACILITY, was before the House on its final passage.

Representative Holdaway proposed the following amendment:

1. Page 1, Line 8:  
After “waste.” insert “This act also requires a two-thirds vote by the

Legislature to approve a facility that accepts class B or C radioactive waste. “

2. Page 1, Line 24:  
After “, but” insert “.”
3. Page 1, Line 25:  
Before “only after it” insert “(A)”
4. Page 2, Line 26:  
After Line 26 insert:  
“(B) if the approval is for a facility to accept class B or C radioactive waste, the legislative approval shall be by a two-thirds vote of the members elected to each house of the Legislature; and”

Representative Morgan made a substitute motion to delete **Sub. H.B. 237** in title and body and insert **2nd Sub. H.B. 237** in lieu thereof.

Representative Morgan’s substitute motion to substitute the bill failed on a voice vote.

Representative Holdaway’s motion to amend failed on the following roll call:

**Yeas, 33; Nays, 38; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |            |           |             |
|--------------|------------|-----------|-------------|
| Barrus       | Becker     | Bigelow   | Biskupski   |
| Bourdeaux    | Buffmire   | Bush      | Christensen |
| Curtis       | Daniels    | Duckworth | Dunnigan    |
| Hardy        | Harper     | Hogue     | Holdaway    |
| E. Hutchings | B. Johnson | Jones     | King        |
| Lawrence     | McCartney  | McGee     | Morgan      |
| Moss         | Murray     | Pace      | Parker      |
| Philpot      | Seitz      | Shurtliff | Thompson    |
| Ure          |            |           |             |

**Voting in the negative were:** Representatives

|           |         |             |            |
|-----------|---------|-------------|------------|
| Aagard    | Adams   | Alexander   | S. Allen   |
| Anderson  | Bennion | Bird        | Bowman     |
| Bryson    | Buttars | Buxton      | D. Clark   |
| S. Clark  | D. Cox  | Dayton      | Dee        |
| Donnelson | Dougall | Ferry       | Goodfellow |
| Gowans    | Hansen  | Hendrickson | Hughes     |
| Kiser     | Last    | Lockhart    | Love       |

|          |             |          |         |
|----------|-------------|----------|---------|
| Mascaro  | Morley      | Newbold  | Noel    |
| Peterson | G. Snow     | Urquhart | Wallace |
| Winn     | M. Stephens |          |         |

**Absent or not voting were:** Representatives

|         |        |         |        |
|---------|--------|---------|--------|
| Dillree | Ferrin | Litvack | Styler |
|---------|--------|---------|--------|

###

**Sub. H.B. 237**, as amended, then passed on the following roll call:

**Yeas, 66; Nays, 6; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Aagard       | Adams       | S. Allen  | Barrus      |
| Bennion      | Bigelow     | Bird      | Biskupski   |
| Bourdeaux    | Bowman      | Bryson    | Buffmire    |
| Bush         | Buttars     | Buxton    | Christensen |
| D. Clark     | S. Clark    | D. Cox    | Curtis      |
| Daniels      | Dayton      | Dee       | Donnelson   |
| Dougall      | Duckworth   | Dunnigan  | Ferrin      |
| Ferry        | Goodfellow  | Hansen    | Hardy       |
| Harper       | Hogue       | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson  | Jones     | King        |
| Kiser        | Last        | Lawrence  | Litvack     |
| Lockhart     | Mascaro     | McCartney | McGee       |
| Morgan       | Morley      | Moss      | Murray      |
| Newbold      | Noel        | Pace      | Parker      |
| Peterson     | Philpot     | Seitz     | Shurtliff   |
| Thompson     | Ure         | Urquhart  | Wallace     |
| Winn         | M. Stephens |           |             |

**Voting in the negative were:** Representatives

|             |          |        |        |
|-------------|----------|--------|--------|
| Alexander   | Anderson | Becker | Gowans |
| Hendrickson | G. Snow  |        |        |

**Absent or not voting were:** Representatives

|         |      |        |
|---------|------|--------|
| Dillree | Love | Styler |
|---------|------|--------|

**Sub. H.B. 237**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Bourdeaux, the House voted to allow a bill file be opened concerning American born children of working illegal immigrants.

\* \* \*

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

### AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 21, 2003

The Senate refuses to concur with the House Amendments to **1st Sub. S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS, by Senator C. Walker, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Wallace, the House voted to refuse to recede and authorize the Speaker to appoint a conference committee.

\* \* \*

Mr. Speaker: February 21, 2003

The Senate concurred in the House amendments and passed **S.B. 45**, LOBBYIST REPORTING REQUIREMENTS, by Senator P. Arent, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 75**, CRIMINAL BACKGROUND CHECKS BY POLITICAL SUBDIVISIONS OPERATING WATER SYSTEMS, by Senator C. Walker, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 45** and **S.B. 75** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker: February 21, 2003

The Senate passed, **H.B. 57**, EXPANSION OF PROTECTIVE ORDER, by Representative L. Shurtliff, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 103**, VOTER REGISTRATION AMENDMENTS, by Representative L. Pace, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 121**, LEAVE OF ABSENCE FOR DISABLED EMPLOYEES, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 10**, RESOLUTION ENCOURAGING SHARING EXHIBITS WITH HISTORY MUSEUM, by Representative D. Clark, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 15**, RESOLUTION SUPPORTING EFFORTS TO BUILD AND DEPLOY NATIONAL MISSILE DEFENSE SYSTEM, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 104**, DISPOSAL OF EVIDENCE IN CRIMINAL PROCEEDINGS, by Representative J. S. Adams, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 209**, SENTENCING FOR USE OF DANGEROUS WEAPON, by Representative G. Hughes, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 57**, **H.B. 103**, **H.B. 121**, **H.J.R. 10**, **H.J.R. 15**, **H.B. 104**, and **H.B. 209** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker:

February 21, 2003

The Senate passed **S.B. 187**, EMINENT DOMAIN AMENDMENTS, by Senator P. Hellewell, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 187**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker:

February 21, 2003

The Senate passed, as amended, **1st Sub. H.B. 40**, NOTICE OF INTENT TO SELL NONPUBLIC PERSONAL INFORMATION, by Representative D. Aagard, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. **Sub. H.B. 40**, placed on the calendar for concurrence.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 21, 2003

The Education Committee reports a favorable recommendation on **H.B. 77**, HIGH SCHOOL GRADUATION REQUIREMENTS – FINANCIAL LITERACY, by Representative D. Hogue, with the following amendments:

1. Page 1, Line 17:

Delete “bankruptcy education” and insert “the use of credit, debt management, and personal financial responsibility”; and

The Education Committee reports a favorable recommendation on **H.C.R. 11**, RESOLUTION PROMOTING MODERATELY SIZED SCHOOLS, by Representative D. Cox; and

The Education Committee reports a favorable recommendation on **H.B. 257**, PUBLIC EDUCATION LEGISLATIVE TASK FORCE, by Representative K. Holdaway, with the following amendments:

1. Page 2, Line 36:

Delete “changing” and insert “considering”

2. Page 2, Line 39:

After line 39 insert the following: “(f) effects of and incorporation of the No Child Left Behind legislation;”

3. Page 2, Line 40:

Delete “(f)” and insert “(g)” and delete “expanding” and insert “considering”

4. Page 2, Line 41:

Delete “(g)” and insert “(h)” and after “task force” insert “including the merits of available prior studies and reports done by others”; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 75**, NONRESIDENT TUITION FOR HIGHER EDUCATION AMENDMENTS, by Representative L. Pace, with the following amendments:

1. Page 1, Lines 22–23:  
Delete lines 22–23
2. Page 1, Line 24:  
Delete “(b)” and insert “(a)”
3. Page 2, Line 26:  
Delete “(c)” and insert “(b)”
4. Page 2, Line 27:  
Delete “(d)” and insert “(c)”
5. Page 2, Line 52:  
After line 52 insert the following:  
“(5) This section applies to tuition scholarships and not the individual admission standards of higher education.”; and

The Education Committee reports a favorable recommendation on **H.J.R. 26**, RESOLUTION RECOGNIZING COMPETITIVE ACADEMIC ACHIEVEMENT AMONG HIGH SCHOOLS IN UTAH, by Representative B. Last, and recommends it be placed on the Consent Calendar.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

**H.B. 77**, as amended, **H.C.R. 11**, **H.B. 257**, as amended, and **Sub. H.B. 75**, as amended, read the second time by short title and placed on the calendar for third reading.

**H.J.R. 26**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker:

February 21, 2003

The Health and Human Services Committee reports a favorable recommendation on **H.B. 348**, LIMITATION ON ALIMONY, by Representative W. Harper, with the following amendments:

1. Page 4, Line 101:  
After “(h)” insert “(i)”
2. Page 4, Line 104:  
After line 104, insert:  
“(ii) The payor spouse shall provide written notice via certified mail, return receipt requested, to a recipient spouse of the intention to discontinue alimony payments not less than six months before payments will cease.  
(iii) If the recipient spouse does not object or reply, alimony shall be discontinued at the end of the six month period, and the payor spouse shall file an affidavit with copies of the original written notice and return receipt with the court. Copies of all documents filed with the court shall be delivered to the recipient spouse via certified mail, return receipt requested.  
(iv) If the recipient spouse objects, either party may file a petition with the court to continue or discontinue alimony. The burden before the court to prove that extenuating circumstances exist justifying the continuance of alimony payments shall be upon the recipient spouse. If a petition is filed, alimony shall continue until the court makes a determination.”; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 323**, DONATION OF SURPLUS COMPUTERS TO PERSONS WITH A DISABILITY, by Representative C. Bird, with the following amendments:

1. Page 1, Line 1:  
Before “DONATION” INSERT:  
“BARRY CLEMENT—WENDELL JOHNSON”; and

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 2**, RESOLUTION REGARDING CLINICAL TRIALS FOR WOMEN’S HEALTH CARE, by Senator P. Julander; and

The Health and Human Services Committee recommends **H.B. 335**, REDISTRIBUTION OF TOBACCO FUND AMENDMENTS, by Representative R. McGee, be replaced and favorably recommends **1st Sub. H.B. 335**, REDISTRIBUTION OF TOBACCO FUND AMENDMENTS; and

The Health and Human Services Committee reports a favorable recommendation on **3rd Sub. S.B. 27**, SUSAN GALL INVOLUNTARY COMMITMENT AMENDMENTS, by Senator L. Blackham, et al; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 308**, HEALTH AND HUMAN SERVICES BOARDS AND COMMISSION AMENDMENT, by Representative J. Seitz, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 8, Line 220:  
Delete "conduct court ordered drug screening tests for" insert "refer"
2. Page 8, Lines 221 – 222:  
After "division" insert "to the local substance abuse authority or other private or public resource for court-ordered drug screening test" after "individual to" delete lines 221 and 222 and insert "pay all costs of the tests unless:"

Mike Thompson, Chair

Reports filed. On motion of Representative Mascaro, the reports of the Health and Human Services committee were adopted.

**H.B. 348**, as amended, **H.B. 323**, as amended, **S.C.R. 2**, and **Sub. H.B. 335**, read the second time by short title and placed on the calendar for third reading.

**3rd Sub. S.B. 27**, read the second time by short title and returned to the Rules Committee due to fiscal impact.

**H.B. 308**, as amended, read the second time by short title and placed on the Consent Calendar.

## INTRODUCTION OF BILL

### WASTE TAX AND FEE AMENDMENTS

#### **H.B. 286**

*David Ure*

THIS ACT MODIFIES THE ENVIRONMENTAL QUALITY CODE AND THE REVENUE AND TAXATION CODE TO INCREASE FEES ON RADIOACTIVE WASTE AND HAZARDOUS WASTE, MODIFY TAXES PAID BY RADIOACTIVE WASTE FACILITIES, AND IMPOSE TAXES ON HAZARDOUS WASTE FACILITIES AND NONHAZARDOUS SOLID WASTE FACILITIES. THIS ACT INCREASES A REGULATORY FEE ON RADIOACTIVE WASTE RECEIVED AT A RADIOACTIVE WASTE FACILITY AND INCREASES A REGULATORY FEE ON HAZARDOUS WASTE RECEIVED AT A HAZARDOUS WASTE FACILITY FOR TREATMENT AND DISPOSAL. THIS ACT ELIMINATES A TAX IMPOSED ON RADIOACTIVE WASTE AND IMPOSES A TAX ON RADIOACTIVE

WASTE FACILITIES. THIS ACT IMPOSES A TAX ON HAZARDOUS WASTE FACILITIES AND NONHAZARDOUS SOLID WASTE FACILITIES BASED ON GROSS RECEIPTS DERIVED FROM THE TREATMENT, STORAGE, OR DISPOSAL OF HAZARDOUS WASTE AND NONHAZARDOUS SOLID WASTE, read the first time by short title and referred to the Rules Committee.

### CONSENT CALENDAR

**H.B. 253**, POWERSPORT DEALER ASSOCIATION AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 253** then passed on the following roll call:

**Yeas, 66; Nays, 4; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |             |            |            |
|-------------|-------------|------------|------------|
| Aagard      | Adams       | Alexander  | S. Allen   |
| Anderson    | Barrus      | Becker     | Bennion    |
| Bigelow     | Bird        | Biskupski  | Bourdeaux  |
| Buffmire    | Bush        | Buttars    | Buxton     |
| Christensen | D. Clark    | S. Clark   | D. Cox     |
| Curtis      | Daniels     | Dayton     | Dillree    |
| Donnelson   | Dougall     | Duckworth  | Dunnigan   |
| Ferrin      | Ferry       | Goodfellow | Hardy      |
| Harper      | Hogue       | Hughes     | B. Johnson |
| Jones       | King        | Kiser      | Last       |
| Lawrence    | Litvack     | Lockhart   | Love       |
| Mascaro     | McCartney   | McGee      | Morgan     |
| Morley      | Moss        | Murray     | Newbold    |
| Noel        | Pace        | Parker     | Philpot    |
| Seitz       | Shurtliff   | G. Snow    | Styler     |
| Thompson    | Ure         | Urquhart   | Wallace    |
| Winn        | M. Stephens |            |            |

**Voting in the negative were:** Representatives

|        |        |             |              |
|--------|--------|-------------|--------------|
| Gowans | Hansen | Hendrickson | E. Hutchings |
|--------|--------|-------------|--------------|

**Absent or not voting were:** Representatives

|          |        |     |          |
|----------|--------|-----|----------|
| Bowman   | Bryson | Dee | Holdaway |
| Peterson |        |     |          |

**H.B. 253** transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Pace, the House voted to set **Sub. H.B. 75** for Time Certain on February 26, 2003 at 3:30 p.m.

### CONCURRENCE CALENDAR

On motion of Representative Buttars, the House voted to concur in the Senate amendments to **H.B. 17**, AGRICULTURAL PRODUCTS DEALER'S ACT AMENDMENTS.

**H.B. 17**, as amended by the Senate, then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Agard       | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Becker      | Bigelow      |
| Bird        | Biskupski | Bourdeaux   | Bowman       |
| Buffmire    | Bush      | Buttars     | Buxton       |
| Christensen | D. Clark  | S. Clark    | D. Cox       |
| Curtis      | Daniels   | Dayton      | Dee          |
| Dillree     | Donnelson | Dougall     | Duckworth    |
| Dunnigan    | Ferrin    | Ferry       | Goodfellow   |
| Gowans      | Hansen    | Hardy       | Harper       |
| Hendrickson | Hogue     | Hughes      | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Litvack     | Lockhart     |
| Love        | Mascaro   | McCartney   | McGee        |
| Morgan      | Morley    | Moss        | Murray       |
| Newbold     | Noel      | Pace        | Parker       |
| Philpot     | Seitz     | Shurtliff   | G. Snow      |
| Styler      | Thompson  | Ure         | Urquhart     |
| Wallace     | Winn      | M. Stephens |              |

**Absent or not voting were:** Representatives

|         |        |          |          |
|---------|--------|----------|----------|
| Bennion | Bryson | Holdaway | Peterson |
|---------|--------|----------|----------|

**H.B. 17**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Becker, the House voted to concur in the Senate amendments to **Sub. H.B. 168**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE.

**Sub. H.B. 168**, as amended by the Senate, then passed on the following roll call:

**Yeas, 66; Nays, 4; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |              |            |           |
|------------|--------------|------------|-----------|
| Aagard     | Adams        | S. Allen   | Anderson  |
| Barrus     | Becker       | Bigelow    | Bird      |
| Biskupski  | Bourdeaux    | Bowman     | Buffmire  |
| Bush       | Buttars      | Buxton     | D. Clark  |
| S. Clark   | Curtis       | Daniels    | Dayton    |
| Dee        | Dillree      | Donnelson  | Dougall   |
| Duckworth  | Dunnigan     | Ferrin     | Ferry     |
| Goodfellow | Gowans       | Hansen     | Hardy     |
| Harper     | Hendrickson  | Hogue      | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson | Jones     |
| King       | Kiser        | Last       | Lawrence  |
| Litvack    | Lockhart     | Love       | Mascaro   |
| McCartney  | McGee        | Morgan     | Morley    |
| Moss       | Murray       | Newbold    | Noel      |
| Parker     | Philpot      | Seitz      | Shurtliff |
| G. Snow    | Styler       | Ure        | Urquhart  |
| Wallace    | M. Stephens  |            |           |

**Voting in the negative were:** Representatives

|             |        |      |          |
|-------------|--------|------|----------|
| Christensen | D. Cox | Pace | Thompson |
|-------------|--------|------|----------|

**Absent or not voting were:** Representatives

|           |         |        |          |
|-----------|---------|--------|----------|
| Alexander | Bennion | Bryson | Peterson |
| Winn      |         |        |          |

**Sub. H.B. 168**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Hansen, the House voted to concur in the Senate amendments to **H.B. 187**, CAMPAIGN CONTRIBUTION RESTRICTIONS.

**H.B. 187**, as amended by the Senate, then passed on the following roll call:

**Yeas, 65; Nays, 2; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|        |        |          |          |
|--------|--------|----------|----------|
| Aagard | Adams  | S. Allen | Anderson |
| Barrus | Becker | Bennion  | Bigelow  |

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Bird        | Biskupski    | Bourdeaux   | Bowman    |
| Buffmire    | Bush         | Buttars     | Buxton    |
| D. Clark    | S. Clark     | D. Cox      | Curtis    |
| Daniels     | Dayton       | Dee         | Donnelson |
| Dougall     | Duckworth    | Dunnigan    | Ferrin    |
| Ferry       | Goodfellow   | Gowans      | Hansen    |
| Hardy       | Harper       | Hendrickson | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Morley    |
| Moss        | Murray       | Newbold     | Noel      |
| Parker      | Seitz        | Shurtliff   | G. Snow   |
| Styler      | Thompson     | Urquhart    | Wallace   |
| M. Stephens |              |             |           |

**Voting in the negative were:** Representatives

Christensen          Pace

**Absent or not voting were:** Representatives

|           |         |         |       |
|-----------|---------|---------|-------|
| Alexander | Bryson  | Dillree | Hogue |
| Peterson  | Philpot | Ure     | Winn  |

**H.B. 187**, as amended by the Senate, transmitted to the Senate for signature of the president.

### **THIRD READING CALENDAR**

**H.B. 280**, MOTOR VEHICLE ACCIDENTS – ACCESS TO POLICE REPORTS, read the third time by short title and placed on its final passage.

Representative Christensen proposed the following amendment:

1. Page 1, Line 10b  
House Committee Amendments 2–14–2003:  
After “charge a” insert “reasonable”
2. Page 1, Line 10c  
House Committee Amendments 2–14–2003:  
After “incurred” delete “for” and insert “in”
3. Page 3, Line 84b  
House Committee Amendments 2–14–2003:  
After “charge a” insert “reasonable”

4. Page 3, Line 84c  
House Committee Amendments 2–14–2003:  
After “incurred” delete “for” and insert “in”
5. Page 3, Line 84d  
House Committee Amendments 2–14–2003:  
Delete “this section” and insert “Subsections (3)(a) and (b)”
6. Page 1, Line 10a  
House Committee Amendments 2–14–2003:  
Delete “requires” and insert “allows”
7. Page 3, Line 84b  
House Committee Amendments 2–14–2003:  
After “officer” delete “shall” and insert “may”

Representative Christensen’s motion to amend passed on a voice vote.

**H.B. 280**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | S. Allen  | Anderson     |
| Barrus      | Becker      | Bennion   | Bigelow      |
| Bird        | Biskupski   | Bourdeaux | Bowman       |
| Bryson      | Buffmire    | Bush      | Buttars      |
| Buxton      | Christensen | D. Clark  | S. Clark     |
| D. Cox      | Curtis      | Daniels   | Dayton       |
| Dee         | Donnelson   | Dougall   | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Gowans      | Hansen      | Hardy     | Harper       |
| Hogue       | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson  | Jones       | King      | Kiser        |
| Last        | Lawrence    | Litvack   | Lockhart     |
| Love        | Mascaro     | McCartney | McGee        |
| Morgan      | Moss        | Murray    | Newbold      |
| Noel        | Pace        | Parker    | Philpot      |
| Seitz       | Shurtliff   | G. Snow   | Styler       |
| Thompson    | Urquhart    | Wallace   | Winn         |
| M. Stephens |             |           |              |

**Absent or not voting were:** Representatives

|           |         |             |        |
|-----------|---------|-------------|--------|
| Alexander | Dillree | Hendrickson | Morley |
| Peterson  | Ure     |             |        |

**H.B. 280**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 3:20 p.m.

Speaker Stephens called the House to order at 3:25 p.m.

### UNFINISHED BUSINESS

On motion of Representative Philpot, the House voted to uncircle **H.J.R. 24**.

**H.J.R. 24**, RESOLUTION URGING CONGRESS TO ABOLISH THE ALTERNATIVE MINIMUM TAX, was before the House on its final passage.

**H.J.R. 24** then passed on the following roll call:

**Yeas, 57; Nays, 12; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |              |            |             |
|-------------|--------------|------------|-------------|
| Adams       | Alexander    | S. Allen   | Barrus      |
| Becker      | Bennion      | Bigelow    | Bird        |
| Bourdeaux   | Bowman       | Bryson     | Buffmire    |
| Bush        | Buttars      | Buxton     | Christensen |
| D. Clark    | S. Clark     | D. Cox     | Curtis      |
| Dayton      | Dee          | Dillree    | Donnelson   |
| Dougall     | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow  | Hardy        | Harper     | Hogue       |
| Holdaway    | E. Hutchings | B. Johnson | Jones       |
| Kiser       | Last         | Lawrence   | Lockhart    |
| Love        | Mascaro      | Morgan     | Morley      |
| Murray      | Newbold      | Noel       | Pace        |
| Parker      | Philpot      | Shurtliff  | G. Snow     |
| Styler      | Thompson     | Ure        | Urquhart    |
| M. Stephens |              |            |             |

**Voting in the negative were:** Representatives

|          |           |             |           |
|----------|-----------|-------------|-----------|
| Anderson | Biskupski | Daniels     | Duckworth |
| Gowans   | Hansen    | Hendrickson | King      |
| Litvack  | McCartney | McGee       | Moss      |

**Absent or not voting were:** Representatives

|         |        |          |       |
|---------|--------|----------|-------|
| Agard   | Hughes | Peterson | Seitz |
| Wallace | Winn   |          |       |

**H.J.R. 24** transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.B. 242**, PROTECTION OF RIGHTS–OF–WAY – GATES ON COUNTY ROADS, read the third time by short title and placed on its final passage.

**H.B. 242**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |            |              |             |
|-----------|------------|--------------|-------------|
| Agard     | Adams      | Alexander    | S. Allen    |
| Anderson  | Barrus     | Becker       | Bennion     |
| Bigelow   | Bird       | Biskupski    | Bourdeaux   |
| Bowman    | Bryson     | Buffmire     | Bush        |
| Buttars   | Buxton     | Christensen  | D. Clark    |
| S. Clark  | D. Cox     | Curtis       | Daniels     |
| Dayton    | Dee        | Dillree      | Donnelson   |
| Dougall   | Duckworth  | Dunnigan     | Ferrin      |
| Ferry     | Goodfellow | Gowans       | Hansen      |
| Hardy     | Harper     | Hendrickson  | Hogue       |
| Holdaway  | Hughes     | E. Hutchings | B. Johnson  |
| Jones     | King       | Kiser        | Last        |
| Lawrence  | Lockhart   | Love         | Mascaro     |
| McCartney | McGee      | Morgan       | Morley      |
| Moss      | Murray     | Newbold      | Noel        |
| Pace      | Parker     | Philpot      | Shurtliff   |
| G. Snow   | Styler     | Thompson     | Ure         |
| Urquhart  | Wallace    | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|         |          |       |
|---------|----------|-------|
| Litvack | Peterson | Seitz |
|---------|----------|-------|

**H.B. 242**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 130**, DAMAGE ON PRIVATE LAND BY BIG GAME ANIMALS, read the third time by short title and placed on its final passage.

**H.B. 130** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |            |              |             |
|-----------|------------|--------------|-------------|
| Aagard    | Adams      | Alexander    | S. Allen    |
| Anderson  | Barrus     | Becker       | Bennion     |
| Bigelow   | Bird       | Biskupski    | Bourdeaux   |
| Bowman    | Bryson     | Buffmire     | Bush        |
| Buttars   | Buxton     | Christensen  | D. Clark    |
| S. Clark  | D. Cox     | Curtis       | Daniels     |
| Dayton    | Dee        | Dillree      | Donnelson   |
| Dougall   | Duckworth  | Dunnigan     | Ferrin      |
| Ferry     | Goodfellow | Gowans       | Hansen      |
| Hardy     | Harper     | Hendrickson  | Hogue       |
| Holdaway  | Hughes     | E. Hutchings | B. Johnson  |
| Jones     | King       | Kiser        | Last        |
| Lawrence  | Lockhart   | Love         | Mascaro     |
| McCartney | McGee      | Morgan       | Morley      |
| Moss      | Murray     | Newbold      | Noel        |
| Pace      | Parker     | Philpot      | Shurtliff   |
| G. Snow   | Styler     | Thompson     | Ure         |
| Urquhart  | Wallace    | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|         |          |       |
|---------|----------|-------|
| Litvack | Peterson | Seitz |
|---------|----------|-------|

**H.B. 130** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 309**, SPECIAL FUNCTION OFFICERS FOR DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING, read the third time by short title and placed on its final passage.

**H.B. 309** then passed on the following roll call:

**Yeas, 66; Nays, 6; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |           |           |          |
|-----------|-----------|-----------|----------|
| Aagard    | Adams     | Alexander | S. Allen |
| Anderson  | Becker    | Bennion   | Bigelow  |
| Bird      | Biskupski | Bourdeaux | Bowman   |
| Bryson    | Bush      | Buttars   | Buxton   |
| D. Clark  | S. Clark  | D. Cox    | Curtis   |
| Daniels   | Dayton    | Dee       | Dillree  |
| Donnelson | Dougall   | Duckworth | Dunnigan |

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Ferrin       | Ferry       | Hansen    | Hardy     |
| Harper       | Hogue       | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Kiser        | Last        | Lawrence  | Litvack   |
| Lockhart     | Love        | Mascaro   | McCartney |
| McGee        | Morgan      | Morley    | Moss      |
| Murray       | Newbold     | Noel      | Pace      |
| Parker       | Philpot     | Shurtliff | G. Snow   |
| Thompson     | Ure         | Urquhart  | Wallace   |
| Winn         | M. Stephens |           |           |

**Voting in the negative were:** Representatives

|             |          |             |        |
|-------------|----------|-------------|--------|
| Barrus      | Buffmire | Christensen | Gowans |
| Hendrickson | Styler   |             |        |

**Absent or not voting were:** Representatives

|            |          |       |
|------------|----------|-------|
| Goodfellow | Peterson | Seitz |
|------------|----------|-------|

**H.B. 309** was held for possible reconsideration.

\* \* \*

**H.B. 255**, REGISTERING FOR PRIMARY ELECTIONS, read the third time by short title and placed on its final passage.

On motion of Representative Allen, the House voted to delete **H.B. 255** in title and body and insert **Sub. H.B. 255** in lieu thereof.

**Sub. H.B. 255** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Agard        | Adams       | Alexander | S. Allen   |
| Anderson     | Barrus      | Becker    | Bennion    |
| Bigelow      | Bird        | Biskupski | Bourdeaux  |
| Bowman       | Buffmire    | Bush      | Buttars    |
| Buxton       | Christensen | D. Clark  | S. Clark   |
| D. Cox       | Curtis      | Daniels   | Dayton     |
| Dee          | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | Jones     | Kiser      |

|             |           |         |          |
|-------------|-----------|---------|----------|
| Last        | Lawrence  | Litvack | Love     |
| Mascaro     | McCartney | McGee   | Morgan   |
| Morley      | Moss      | Murray  | Newbold  |
| Noel        | Pace      | Parker  | Peterson |
| Philpot     | Shurtliff | G. Snow | Thompson |
| Ure         | Urquhart  | Wallace | Winn     |
| M. Stephens |           |         |          |

**Absent or not voting were:** Representatives

|        |         |      |          |
|--------|---------|------|----------|
| Bryson | Dillree | King | Lockhart |
| Seitz  | Styler  |      |          |

**Sub. H.B. 255** transmitted to the Senate for its consideration.

\* \* \*

**H.J.R. 1, EXECUTIVE APPROPRIATION COMMITTEE PROCESS AMENDMENTS**, read the third time by short title and placed on its final passage.

Representative Ferrin proposed the following amendment:

1. Page 1, Line 8:  
Delete “January 1, 2004” and insert “July 1, 2003”
2. Page 5, Line 130:  
Delete “January 1, 2004” and insert “July 1, 2003”

Representative Ferrin’s motion to amend passed on a voice vote.

**H.J.R. 1**, as amended, then passed on the following roll call:

**Yeas, 62; Nays, 5; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|              |            |           |           |
|--------------|------------|-----------|-----------|
| Aagard       | Adams      | Alexander | Barrus    |
| Becker       | Bennion    | Bigelow   | Bird      |
| Biskupski    | Bourdeaux  | Bowman    | Bryson    |
| Buffmire     | Bush       | Buttars   | Buxton    |
| Christensen  | D. Clark   | Curtis    | Daniels   |
| Dayton       | Dee        | Dillree   | Donnelson |
| Dougall      | Duckworth  | Dunnigan  | Ferrin    |
| Ferry        | Hansen     | Hardy     | Harper    |
| Hendrickson  | Hogue      | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson | Jones     | Last      |

|          |             |          |           |
|----------|-------------|----------|-----------|
| Lawrence | Litvack     | Lockhart | Love      |
| Mascaro  | McCartney   | Morgan   | Morley    |
| Murray   | Newbold     | Noel     | Pace      |
| Parker   | Peterson    | Philpot  | Shurtliff |
| G. Snow  | Styler      | Thompson | Wallace   |
| Winn     | M. Stephens |          |           |

**Voting in the negative were:** Representatives

|          |            |      |       |
|----------|------------|------|-------|
| S. Clark | Goodfellow | King | McGee |
| Moss     |            |      |       |

**Absent or not voting were:** Representatives

|          |          |        |          |
|----------|----------|--------|----------|
| S. Allen | Anderson | D. Cox | Gowans   |
| Kiser    | Seitz    | Ure    | Urquhart |

**H.J.R. 1**, as amended, transmitted to the Senate for its consideration.

## INTRODUCTION OF BILL

### INSURANCE LAW REVISIONS

**H.B. 373**

*James A. Ferrin*

THIS ACT MODIFIES THE INSURANCE CODE AND MAKES TECHNICAL CHANGES. THIS ACT ADDRESSES WHEN ORDERS OF THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE ARE STAYED. THE ACT ADDRESSES PAYMENT OF TAX. THE ACT ADDRESSES CERTIFICATES OF AUTHORITY. THE ACT ADDRESSES FILING REQUIREMENTS RELATED TO THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS. THE ACT ADDRESSES MATERIAL TRANSACTIONS BY INSURERS WHICH ARE PART OF A HOLDING COMPANY SYSTEM. THE ACT ADDRESSES QUALIFIED ASSETS. THE ACT ADDRESSES WHAT CONSTITUTES INSURANCE FRAUD. THE ACT ADDRESSES CONTINUANCE OF COVERAGE. THE ACT INCREASES ASSESSMENTS ON INSURERS. THIS ACT LIMITS THE USE OF CERTAIN CLAUSES IN POLICIES. THE ACT PROVIDES FOR FILING OF FORMS PROCEDURES. THE ACT REQUIRES EXACT NAME OF INSURER ON GROUP AND BLANKET POLICIES. THE ACT CLARIFIES PROVISIONS RELATING TO PREMIUM INCREASES FOR NEW OR RENEWAL MOTOR VEHICLE COVERAGE AND HOUSEHOLD EXCLUSION PROCEDURES AS TO MOTOR VEHICLE COVERAGE. THIS ACT CLARIFIES RIGHT OF RETURN. THE ACT SPECIFIES NEWBORN ENROLLMENT PROCEDURES. THE ACT SPECIFIES PARAMETERS OF INSURANCE

ADJUSTORS COMPENSATION. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **RULES COMMITTEE REPORT**

Mr. Speaker: February 21, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

#### **BUSINESS AND LABOR**

- H.B. 299** Trust Law Amendments (D. Clark)  
**H.B. 312** Email Marketing (K. Bryson)  
**H.B. 362** Amendments to Construction Contracts Regarding Unreasonable Delays (E. Hutchings)  
**H.B. 372** Captive Insurers Act (J. Dunnigan)

#### **EDUCATION**

- H.B. 297** Special Education Amendments (K. Holdaway)  
**H.C.R. 14** Resolution Encouraging Congressional Funding of Individuals with Disabilities Education Act (K. Holdaway)

#### **GOVERNMENT OPERATIONS**

- H.B. 294** County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities Amendments (S. Allen)  
**H.B. 333** Government Investment Standards Amendments (B. Goodfellow)  
**H.B. 373** Insurance Law Revisions (J. Ferrin)

#### **JUDICIARY**

- H.B. 324** Jury System Amendments (G. Curtis)  
**H.B. 360** Child Support Obligations – Use of Utah Data (E. Hutchings)

#### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- H.B. 134** Law Enforcement – Reporting Hazardous Materials Relating to Controlled Substances (E. Hutchings)  
**H.B. 269** Conditions for Release after Notice Regarding Arrest for Domestic Violence (P. Wallace)  
**H.B. 284** Traffic Accident Response (E. Hutchings)

**H.B. 343** Amendments Regarding Illegal Drugs in Correctional Facilities (L. Christensen)

**S.B. 202** Peace Officer Amendment (M. Waddoups)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

**H.B. 259** Disclosure of Commercial Pest Control Business Financial Responsibility (D. Clark)

**H.B. 305** Individual Income Tax Contribution – Wolf Depredation and Management Restricted Account (D. Peterson)

**POLITICAL SUBDIVISIONS**

**1st Sub. S.B. 72** Amendments to Special Districts and Local Districts for Expanded Fire Protection Services (D. Thomas)

**REVENUE AND TAXATION**

**H.B. 286** Waste Tax and Fee Amendments (D. Ure)

**H.B. 300** Tax of Sexually Explicit Materials (D. Bourdeaux)

**TRANSPORTATION**

**H.B. 136** County Option Sales and Use Tax for Highways, Fixed Guideways, or Systems for Public Transit (J. Alexander)

**H.B. 143** High Level Nuclear Shipment Safety Provisions (K. Morgan)

**H.B. 328** Recovery of Administrative Fee for Damages Sustained to a Rental Motor Vehicle (R. Lockhart)

**H.R. 8** Motor Carrier and Tour Bus Safety Resolution (L. Shurtliff)

**S.B. 125** Restrictions on Passengers in Pickup Trucks (C. Bramble)

**H.B. 346** OUTDOOR ADVERTISING AMENDMENTS (B. Goodfellow)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 24, 2003, at 10:00 a.m.

# THIRTY-SIXTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:45 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative Rebecca Lockhart.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 21, 2003  
The Senate passed, as amended, **S.B. 138**, MEDICAL MALPRACTICE AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 221**, UTAH NATIONAL PARKS LICENSE PLATES, by Senator T. Hatch, and it is transmitted for consideration; and

The Senate passed **S.B. 176**, EDUCATION SUPPORT LICENSE PLATE, by Senator J. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **H.B. 98**, MUNICIPAL DISCONNECTION AMENDMENTS, by Representative A. Hardy, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 138**, **S.B. 221**, and **S.B. 176**, read the first time by short title and referred to the Rules Committee.

Communication filed. **H.B. 98**, placed on the calendar for concurrence.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 21, 2003  
The Transportation Committee reports a favorable recommendation on **H.B. 330**, VETERANS GROUP LICENSE PLATE REVISIONS, by Representative S. Mascaro, with the following amendments:

1. Page 1, Line 9:  
Delete “instead of” and insert “after”

2. Page 1, Line 21:

After “(ii)” insert “\$25 one-time donation and thereafter”; and

The Transportation Committee reports a favorable recommendation on **H.B. 353**, VEHICLE DISCLOSURE REQUIREMENTS, by Representative D. Bowman.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 330**, as amended, and **H.B. 353**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 1, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 274**, RIGHTS-OF-WAY ACROSS FEDERAL LAND, by Representative M. Noel, with the following amendments:

1. Page 6, Line 156:

After “law” insert “.”

2. Page 7, Line 187:

Delete “direct” and insert “servient estate or dominant estate”

3. Page 7, Line 196:

Delete “the owner of the servient estate” and insert “a person with a servient estate or dominate estate claim to the right-of-way”; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 295**, STATE LANDS AMENDMENTS, by Representative M. Noel; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 142**, AGRICULTURAL COOPERATIVES AMENDMENTS, by Senator L. Blackham.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.B. 274**, as amended, **H.B. 295**, and **S.B. 142**, read the second time by short title and placed on the calendar for third reading.

**INTRODUCTION OF BILL**  
**INSURANCE PRODUCERS AMENDMENTS**

**H.B. 374***James A. Dunnigan*

THIS ACT MODIFIES THE INSURANCE CODE. THE ACT PROVIDES DEFINITIONS AND SUBSTITUTES THE TERM PRODUCER FOR THE TERMS AGENT AND BROKER WITH RESPECT TO CERTAIN INSURANCE LICENSES. THE ACT RENUMBERS AND MODIFIES THE CHAPTER OF THE INSURANCE CODE DEALING WITH INSURANCE MARKETING AND LICENSING. THE ACT FURTHER MODIFIES INSURANCE LICENSING AND APPLICATION PROCEDURES, LICENSING REQUIREMENTS, AND LICENSE TYPES. THE ACT MODIFIES GUIDELINES FOR TERMINATION, LAPSING, PROBATION, OR SURRENDER WITH RESPECT TO A LICENSE. THE ACT ENACTS GUIDELINES FOR THE APPOINTMENT AND LISTING OF AN INDIVIDUAL OR AGENCY PRODUCER OR MANAGING GENERAL AGENT. THE ACT MODIFIES CERTAIN CONTINUING EDUCATION AND TRAINING PERIOD REQUIREMENTS. THE ACT MODIFIES PROVISIONS RELATING TO AN AGENCY LICENSE AND DESIGNATION. THE ACT DESIGNATES CERTAIN FAILURES TO FORWARD A PREMIUM TO AN INSURED AS INSURANCE FRAUD. THE ACT MODIFIES GUIDELINES FOR LICENSEE COMPENSATION. THE ACT MAKES TECHNICAL CHANGES. THIS ACT PROVIDES AN EFFECTIVE DATE. THIS ACT CONTAINS A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

**THIRD READING CALENDAR**

**H.B. 350**, FISCAL YEAR APPROPRIATION LIMIT, read the third time by short title and placed on its final passage.

**H.B. 350** then passed on the following roll call:

**Yeas, 57; Nays, 12; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |          |         |
|-------------|-----------|----------|---------|
| Aagard      | Adams     | S. Allen | Barrus  |
| Becker      | Bennion   | Bigelow  | Bird    |
| Biskupski   | Bourdeaux | Bowman   | Bryson  |
| Buffmire    | Bush      | Buttars  | Buxton  |
| Christensen | D. Clark  | Curtis   | Daniels |

|              |          |           |          |
|--------------|----------|-----------|----------|
| Dayton       | Dee      | Donnelson | Dougall  |
| Duckworth    | Dunnigan | Ferrin    | Hansen   |
| Hardy        | Harper   | Holdaway  | Hughes   |
| E. Hutchings | Jones    | Kiser     | Last     |
| Lawrence     | Litvack  | Lockhart  | Love     |
| McCartney    | Morley   | Murray    | Newbold  |
| Noel         | Pace     | Parker    | Peterson |
| Philpot      | Seitz    | G. Snow   | Styler   |
| Thompson     | Ure      | Urquhart  | Wallace  |
| M. Stephens  |          |           |          |

**Voting in the negative were:** Representatives

|          |             |        |            |
|----------|-------------|--------|------------|
| Anderson | S. Clark    | D. Cox | Goodfellow |
| Gowans   | Hendrickson | Hogue  | King       |
| McGee    | Morgan      | Moss   | Shurtliff  |

**Absent or not voting were:** Representatives

|           |         |       |            |
|-----------|---------|-------|------------|
| Alexander | Dillree | Ferry | B. Johnson |
| Mascaro   | Winn    |       |            |

**H.B. 350** transmitted to the Senate for its consideration.

\* \* \*

**H.J.R. 18**, RESOLUTION AMENDING LEGISLATIVE APPROPRIATIONS PROCESS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to delete **H.J.R. 18** in title and body and insert **Sub. H.J.R. 18** in lieu thereof.

On motion of Representative Holdaway, the House voted to circle **Sub. H.J.R. 18**.

### UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **H.B. 179**.

**H.B. 179**, IMPOUNDING UNINSURED MOTORIST VEHICLE, was before the House on its final passage.

Representative Dougall proposed the following amendment:

1. Page 2, Line 32  
House Committee Amendments 1-22-2003:

Delete "Subsection (3)(a) does" insert "Subsections (3)(a)(ii) and (iii) regarding seizing or taking possession of the vehicle do"

Representative Dougall's motion to amend passed on a voice vote.

# # #

Representative Bird proposed the following amendment:

1. Page 1, Lines 7–7a  
House Committee Amendments 1–22–2003:  
Delete "unless the peace officer estimates that the cost of repair of the vehicle exceeds its value"
2. Page 2, Line 28  
House Committee Amendments 1–22–2003:  
Reinstate "If" and Delete "Except as provided under Subsection (3)(b), if"
3. Page 2, Lines 32–32b  
House Committee Amendments 1–22–2003:  
Delete lines 32 through 32b
4. Page 2, Line 32c  
House Committee Amendments 1–22–2003:  
Delete "(c)" and insert "(b)"
5. Page 2, Line 33  
House Floor Amendment 4 dated January 28, 2003  
Item #3:  
Delete "(d)" and insert "(c)"
6. Page 2, Line 33  
House Committee Amendments 1–22–2003:  
After line 33 insert  
"(d) The procedures established under Subsection (3)(c) shall provide that if a peace officer cites a person under Subsection (3)(a), in lieu of seizing or taking possession of a vehicle under Subsection (3)(a), a peace officer may allow a person to swear or affirm in writing made in the presence of and witnessed by the peace officer, that the vehicle is covered by owner's or operator's security."
7. Page 3, Line 73:  
Delete "\$100" and insert "\$400"

8. Page 3, Line 76:

After “department” insert “or to a peace officer”

Representative McCartney moved to divide the motion. Representative Bird’s motion to amend items 1–5 passed on a voice vote. Items 6–8 failed on a voice vote.

###

**H.B. 179**, as amended, then passed on the following roll call:

**Yeas, 59; Nays, 12; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |            |             |           |
|-----------|------------|-------------|-----------|
| Agard     | Adams      | Alexander   | S. Allen  |
| Anderson  | Barrus     | Becker      | Bennion   |
| Bigelow   | Biskupski  | Bourdeaux   | Bowman    |
| Bryson    | Buffmire   | Bush        | Buttars   |
| Buxton    | D. Clark   | S. Clark    | Curtis    |
| Daniels   | Dee        | Dillree     | Donnelson |
| Dougall   | Duckworth  | Dunnigan    | Gowans    |
| Hansen    | Hardy      | Hendrickson | Holdaway  |
| Hughes    | B. Johnson | Jones       | King      |
| Kiser     | Last       | Lawrence    | Lockhart  |
| Love      | Mascaro    | McCartney   | McGee     |
| Moss      | Murray     | Newbold     | Pace      |
| Parker    | Peterson   | Philpot     | Seitz     |
| Shurtliff | G. Snow    | Styler      | Thompson  |
| Urquhart  | Wallace    | Winn        |           |

**Voting in the negative were:** Representatives

|              |             |        |        |
|--------------|-------------|--------|--------|
| Bird         | Christensen | D. Cox | Dayton |
| Ferry        | Goodfellow  | Harper | Hogue  |
| E. Hutchings | Morgan      | Morley | Noel   |

**Absent or not voting were:** Representatives

|        |         |     |             |
|--------|---------|-----|-------------|
| Ferrin | Litvack | Ure | M. Stephens |
|--------|---------|-----|-------------|

**H.B. 179**, as amended, transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**Sub. H.B. 19**, EMPLOYMENT SECURITY ACT MODIFICATIONS, read the third time by short title and placed on its final passage.

**Sub. H.B. 19**, as amended, then passed on the following roll call:

**Yeas, 55; Nays, 0; Absent or not voting, 20.**

**Voting in the affirmative were:** Representatives

|              |            |             |          |
|--------------|------------|-------------|----------|
| Aagard       | Adams      | Alexander   | S. Allen |
| Barrus       | Becker     | Bigelow     | Bird     |
| Biskupski    | Bourdeaux  | Bowman      | Bryson   |
| Buttars      | Buxton     | Christensen | D. Cox   |
| Curtis       | Dee        | Donnelson   | Dougall  |
| Duckworth    | Dunnigan   | Goodfellow  | Gowans   |
| Hardy        | Harper     | Holdaway    | Hughes   |
| E. Hutchings | B. Johnson | Jones       | King     |
| Kiser        | Last       | Lockhart    | Love     |
| Mascaro      | McGee      | Morgan      | Morley   |
| Moss         | Murray     | Newbold     | Noel     |
| Pace         | Parker     | Peterson    | Philpot  |
| Shurtliff    | G. Snow    | Styler      | Thompson |
| Urquhart     | Wallace    | M. Stephens |          |

**Absent or not voting were:** Representatives

|             |          |          |         |
|-------------|----------|----------|---------|
| Anderson    | Bennion  | Buffmire | Bush    |
| D. Clark    | S. Clark | Daniels  | Dayton  |
| Dillree     | Ferrin   | Ferry    | Hansen  |
| Hendrickson | Hogue    | Lawrence | Litvack |
| McCartney   | Seitz    | Ure      | Winn    |

**Sub. H.B. 19**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**2nd Sub. H.B. 122**, LOCAL GOVERNMENT AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Murray proposed the following amendment:

1. Page 3, Line 80:  
After “disposition” insert “at least 14 days before the opportunity for public comment under Subsection (4)(a)(ii)”
2. Page 6, Line 174:  
After “disposition” insert “at least 14 days before the opportunity for public comment under Subsection (4)(a)(ii)”

Representative Murray's motion to amend passed on a voice vote.

Representative Becker declared a conflict of interest because he did work on the Weber County Plan and reviewed the appellant briefs.

**2nd Sub. H.B. 122**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 4; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Aagard    | Adams       | Alexander    | S. Allen   |
| Anderson  | Barrus      | Becker       | Bennion    |
| Bigelow   | Bird        | Biskupski    | Bowman     |
| Bryson    | Buffmire    | Bush         | Buttars    |
| Buxton    | Christensen | D. Clark     | S. Clark   |
| D. Cox    | Curtis      | Daniels      | Dayton     |
| Dee       | Dillree     | Donnelson    | Dougall    |
| Duckworth | Dunnigan    | Ferrin       | Goodfellow |
| Gowans    | Hardy       | Harper       | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |
| Lawrence  | Litvack     | Lockhart     | Love       |
| Mascaro   | McCartney   | McGee        | Morley     |
| Moss      | Murray      | Newbold      | Noel       |
| Pace      | Parker      | Peterson     | Philpot    |
| Seitz     | Shurtliff   | G. Snow      | Styler     |
| Thompson  | Ure         | Urquhart     | Wallace    |
| Winn      |             |              |            |

**Voting in the negative were:** Representatives

|       |        |             |        |
|-------|--------|-------------|--------|
| Ferry | Hansen | Hendrickson | Morgan |
|-------|--------|-------------|--------|

**Absent or not voting were:** Representatives

|           |             |
|-----------|-------------|
| Bourdeaux | M. Stephens |
|-----------|-------------|

**2nd Sub. H.B. 122**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 277**, RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 277** then passed on the following roll call:

**Yeas, 70; Nays, 1; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |             |           |            |
|-------------|-------------|-----------|------------|
| Aagard      | Adams       | Alexander | S. Allen   |
| Anderson    | Barrus      | Becker    | Bennion    |
| Bigelow     | Bird        | Biskupski | Bowman     |
| Bryson      | Buffmire    | Bush      | Buttars    |
| Buxton      | Christensen | D. Clark  | S. Clark   |
| D. Cox      | Curtis      | Daniels   | Dayton     |
| Dee         | Donnelson   | Dougall   | Duckworth  |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow |
| Gowans      | Hansen      | Hardy     | Harper     |
| Hendrickson | Hogue       | Holdaway  | Hughes     |
| B. Johnson  | Jones       | King      | Kiser      |
| Last        | Lawrence    | Litvack   | Lockhart   |
| Love        | Mascaro     | McCartney | McGee      |
| Morley      | Moss        | Murray    | Newbold    |
| Noel        | Pace        | Parker    | Peterson   |
| Philpot     | Seitz       | Shurtliff | G. Snow    |
| Styler      | Thompson    | Urquhart  | Wallace    |
| Winn        | M. Stephens |           |            |

**Voting in the negative was:** Representative

E. Hutchings

**Absent or not voting were:** Representatives

|           |         |        |     |
|-----------|---------|--------|-----|
| Bourdeaux | Dillree | Morgan | Ure |
|-----------|---------|--------|-----|

**H.B. 277** transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 302, PRIVATIZATION POLICY BOARD AMENDMENTS,** read the third time by short title and placed on its final passage.

**Sub. H.B. 302,** as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |           |           |          |
|----------|-----------|-----------|----------|
| Aagard   | Adams     | Alexander | S. Allen |
| Anderson | Barrus    | Becker    | Bigelow  |
| Bird     | Biskupski | Bowman    | Bryson   |
| Buffmire | Bush      | Buttars   | Buxton   |

|              |            |          |             |
|--------------|------------|----------|-------------|
| Christensen  | D. Clark   | S. Clark | D. Cox      |
| Curtis       | Daniels    | Dayton   | Dee         |
| Dillree      | Donnelson  | Dougall  | Duckworth   |
| Dunnigan     | Ferrin     | Ferry    | Goodfellow  |
| Gowans       | Hansen     | Hardy    | Harper      |
| Hendrickson  | Hogue      | Holdaway | Hughes      |
| E. Hutchings | B. Johnson | Jones    | King        |
| Kiser        | Last       | Lawrence | Litvack     |
| Lockhart     | Love       | Mascaro  | McCartney   |
| McGee        | Morley     | Moss     | Murray      |
| Newbold      | Noel       | Pace     | Parker      |
| Peterson     | Philpot    | Seitz    | Shurtliff   |
| G. Snow      | Styler     | Thompson | Ure         |
| Urquhart     | Wallace    | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

Bennion                      Bourdeaux                      Morgan

**Sub. H.B. 302**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 239**, PARENT-TIME ASSISTANCE OFFICE, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **H.B. 239**.

\* \* \*

**Sub. H.J.R. 3**, RESOLUTION ON OFFERS FOR SETTLEMENT OF CASES, read the third time by short title and placed on its final passage.

Representative Dougall proposed the following amendment:

1. Page 1, Line 7:  
After "Procedure by" delete "providing for"
2. Page 1, Lines 8 – 9:  
Delete lines 8 and 9
3. Page 1, Line 10:  
At the beginning of the line, delete "settlement. This act" and insert "allowing the offer of judgment before trial to include costs and attorneys fees. The act also defines adjusted award and"

- 4. Page 2, Line 30:  
Delete "reasonable"
- 5. Page 2, Line 39:  
Delete "reasonable"
- 6. Page 2, Line 44:  
At the beginning of the line, delete "reasonable"
- 7. Page 2, Line 45:  
At the end of the line, delete "reasonable"

Representative Dougall’s motion to amend passed on a voice vote.

**Sub. H.J.R. 3**, as amended, then passed on the following roll call:

**Yeas, 60; Nays, 14; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |              |            |             |
|----------|--------------|------------|-------------|
| Aagard   | Adams        | Alexander  | S. Allen    |
| Anderson | Barrus       | Bennion    | Bigelow     |
| Bird     | Bryson       | Bush       | Buttars     |
| Buxton   | Christensen  | D. Clark   | S. Clark    |
| D. Cox   | Curtis       | Dayton     | Dee         |
| Dillree  | Donnelson    | Dougall    | Duckworth   |
| Dunnigan | Ferrin       | Ferry      | Goodfellow  |
| Hardy    | Harper       | Hogue      | Holdaway    |
| Hughes   | E. Hutchings | B. Johnson | King        |
| Kiser    | Last         | Lawrence   | Lockhart    |
| Love     | Mascaro      | Morgan     | Morley      |
| Murray   | Newbold      | Noel       | Pace        |
| Parker   | Peterson     | Philpot    | Seitz       |
| G. Snow  | Styler       | Thompson   | Ure         |
| Urquhart | Wallace      | Winn       | M. Stephens |

**Voting in the negative were:** Representatives

|         |           |           |             |
|---------|-----------|-----------|-------------|
| Becker  | Biskupski | Bourdeaux | Buffmire    |
| Daniels | Gowans    | Hansen    | Hendrickson |
| Jones   | Litvack   | McCartney | McGee       |
| Moss    | Shurtliff |           |             |

**Absent or not voting was:** Representative  
Bowman

**Sub. H.J.R. 3**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 213, COVENANT MARRIAGE OPTION**, read the third time by short title and placed on its final passage.

**H.B. 213**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 1; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |            |             |             |
|--------------|------------|-------------|-------------|
| Aagard       | Adams      | Alexander   | S. Allen    |
| Anderson     | Barrus     | Becker      | Bennion     |
| Bigelow      | Bird       | Biskupski   | Bourdeaux   |
| Bowman       | Bryson     | Buffmire    | Bush        |
| Buttars      | Buxton     | Christensen | D. Clark    |
| S. Clark     | D. Cox     | Daniels     | Dee         |
| Dillree      | Donnelson  | Dougall     | Duckworth   |
| Dunnigan     | Ferrin     | Ferry       | Goodfellow  |
| Gowans       | Hansen     | Hardy       | Harper      |
| Hendrickson  | Hogue      | Holdaway    | Hughes      |
| E. Hutchings | B. Johnson | Jones       | King        |
| Kiser        | Last       | Lawrence    | Litvack     |
| Lockhart     | Mascaro    | McCartney   | McGee       |
| Morgan       | Morley     | Moss        | Murray      |
| Newbold      | Noel       | Pace        | Parker      |
| Peterson     | Philpot    | Seitz       | Shurtliff   |
| G. Snow      | Styler     | Thompson    | Ure         |
| Urquhart     | Wallace    | Winn        | M. Stephens |

**Voting in the negative was:** Representative Curtis

**Absent or not voting were:** Representatives Dayton Love

**H.B. 213**, as amended, transmitted to the Senate for its consideration.

**RULES COMMITTEE REPORT**

Mr. Speaker: February 24, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**BUSINESS AND LABOR**

- H.B. 368**                    Bottling Amendments (T. McCartney)
- H.B. 374**                    Insurance Producers Amendments (J. Dunnigan)

**GOVERNMENT OPERATIONS**

- H.B. 347**                    State Government Retirement Amendments (B. Dee)

**HEALTH AND HUMAN SERVICES**

- H.B. 293**                    Disclosure of Meth Labs on Rental Property (D. Litvack)
- S.B. 138**                    Medical Malpractice Amendments (L. Blackham)

**JUDICIARY**

- H.B. 326**                    Parent–time Schedule Amendments (S. Daniels)
- S.B. 187**                    Eminent Domain Amendments (P. Hellewell)

**TRANSPORTATION**

- S.B. 176**                    Education Support License Plate (J. Evans)
- S.B. 221**                    Utah National Parks License Plates (T. Hatch)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT**

- H.B. 316**                    Aerospace and Aviation Development Zone (B. Dee)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: February 24, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 300, TAX OF SEXUALLY EXPLICIT MATERIALS**, by Representative D. Bourdeaux, with the following amendments:

1. Page 3, Line 83:  
After line 83 insert:  
“(4) The commission shall administer this chapter in accordance with Chapter 12, Part 1, Tax Collection.”.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Revenue and Taxation committee was adopted.

**H.B. 300**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 24, 2003

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 126**, WORKERS' COMPENSATION AMENDMENTS, by Senator E. Mayne; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 240**, VENTURE CAPITAL ENHANCEMENT ACT, by Representative P. Wallace.

David N. Cox, Chair

Reports filed. On motion of Representative Cox, the reports of the Workforce Services and Community and Economic Development committee were adopted.

**S.B. 126** and **H.B. 240**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 24, 2003

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 278**, MUNICIPAL ANNEXATIONS ACROSS COUNTY LINES, by Representative D. G. Buxton; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 358**, COUNTY FUND BALANCES, by Representative B. Johnson; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.B. 72**, AMENDMENTS TO SPECIAL DISTRICTS AND LOCAL DISTRICTS FOR EXPANDED FIRE PROTECTION SERVICES, by Senator D. Thomas, with the following amendments:

1. Page 22, Line 656:  
After "Subsection" delete "10-2-117(3)(b)" and insert "10-1-117(3)(b)"
2. Page 22, Line 658:  
After "Subsection" delete "10-2-117(3)(b)" and insert "10-1-117(3)(b)"

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 278, H.B. 358, and Sub. S.B. 72**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 24, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 373**, INSURANCE LAW REVISIONS, by Representative J. Ferrin; and

The Government Operations Committee reports a favorable recommendation on **H.B. 352**, ELECTION LAW VOTER REGISTRATION AND ELECTION NOTICE AMENDMENTS, by Representative D. Aagard, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **H.B. 333**, GOVERNMENT INVESTMENT STANDARDS AMENDMENTS, by Representative B. Goodfellow, and recommends it be placed on the Consent Calendar.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.B. 373**, read the second time by short title and placed on the calendar for third reading.

**H.B. 352 and H.B. 333**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: February 21, 2003

The Judiciary Committee recommends **H.B. 137**, RESIDENTIAL FACILITIES FOR THE DISABLED AMENDMENTS, by Representative G. Curtis, be replaced and reports a favorable recommendation on **1st Sub. H.B. 137**, RESIDENTIAL FACILITIES FOR THE DISABLED AMENDMENTS with the following amendments:

1. Page 2, Line 46:  
After "local" delete "school district and"
2. Page 4, Line 91:  
After "local" delete "school district and"; and

The Judiciary Committee reports a favorable recommendation on **H.B. 349**, PRACTICE OF LAW AMENDMENTS, by Representative S. Urquhart, with the following amendments:

1. Page 1, Line 13:  
After “advocate” insert “in any criminal proceeding or”; and

The Judiciary Committee recommends **H.B. 230**, PARENTAL RELOCATION AMENDMENTS, by Representative M. Thompson, be replaced and reports a favorable recommendation on **1st Sub. H.B. 230**, PARENTAL RELOCATION AMENDMENTS with the following amendments:

1. Page 1, Lines 6–7:  
After “state.” delete “The notice shall be signed and acknowledged by both parents.”
2. Page 3, Line 74:  
After “provide” insert “60 days”
3. Page 3, Line 75:  
At the beginning of the line reinstate “advance”
4. Page 3, Lines 81–82:  
Delete lines 81 through 82 and renumber subsection (1) accordingly;  
and

The Judiciary Committee reports a favorable recommendation on **H.B. 325**, COURT-ORDERED COUNSELING, by Representative G. Donnelson; and

The Judiciary Committee reports a favorable recommendation on **S.B. 165**, GUBERNATORIAL NOMINEE AMENDMENTS, by Senator L. Hillyard; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 132**, CHILD SUPPORT AND PATERNITY AMENDMENTS, by Senator L. Hillyard.

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**Sub. H.B. 137**, as amended, **H.B. 349**, as amended, **Sub. H.B. 230**, as amended, **H.B. 325**, **S.B. 165**, and **Sub. S.B. 132**, read the second time by short title and placed on the calendar for third reading.

**MISCELLANEOUS BUSINESS**

Speaker Stephens appointed Representatives Christensen, Wallace, and Biskupski as the Conference Committee to meet with a like committee from the Senate to discuss **Sub. S.B. 7**.

\* \* \*

On motion of Representative Morgan, the House voted to print the Citation that was presented to Wayne Owen's family and the remarks of Representative Buffmire in the House Journal.

**UTAH STATE LEGISLATURE  
OFFICIAL CITATION  
HONORING WAYNE OWENS**

AN OFFICIAL CITATION OF THE UTAH STATE LEGISLATURE  
HONORING THE LIFE AND SERVICE OF WAYNE OWENS.

Be it known to all by the Utah State Legislature:

WHEREAS, Wayne Owens was born May 2, 1937 in Panguitch, Utah;

WHEREAS, as a boy, Wayne Owens dreamed of serving in the United States Congress;

WHEREAS, in 1948, at age 11, Wayne Owens chalked campaign slogans all over Panguitch in support of Harry Truman's presidential bid;

WHEREAS, Wayne Owens was a member of the Church of Jesus Christ of Latter-day Saints and served as a missionary in France from 1957-1960;

WHEREAS, in 1962, Wayne Owens served as campaign staff director for the Cal Rampton for Senator Committee;

WHEREAS, Wayne Owens graduated from the University of Utah College of Law in 1964;

WHEREAS, while practicing law in Salt Lake City, Wayne Owens also served as state administrative assistant to Senator Frank E. Moss;

WHEREAS, Wayne Owens later served as administrative assistant to Senate Majority Whip Edward Kennedy;

WHEREAS, Wayne Owens was elected to the United States House of Representatives for Utah's Second Congressional District in 1972;

WHEREAS, Wayne Owens served his church as a mission president in Montreal, Canada from 1975–1978;

WHEREAS, after his mission to Canada, Wayne Owens returned to his law practice and was an adjunct law professor at Brigham Young University Law School;

WHEREAS, Wayne Owens remained active in politics and was elected to the United States House of Representatives for Utah's Second Congressional District in 1986;

WHEREAS, during his three terms in Congress in the 1980's and early 1990's, Wayne Owens championed environmental issues;

WHEREAS, in 1993, Wayne Owens created the Center for Middle East Peace & Economic Cooperation as part of his lifelong mission to help bring peace to the troubled region;

WHEREAS, Wayne Owens exuded enthusiasm and hope that the future was filled with solutions to the problems in communities, nations, and the world;

WHEREAS, Wayne Owens was direct but civil, knew what he wanted and pursued it without offending others, and displayed an ingratiating sense of humor;

WHEREAS, as a politician, Wayne Owens was a master at harmonizing various communities, cultures, and people;

WHEREAS, Wayne Owens is remembered as a statesman who performed well under pressure, held to his principles, and argued passionately for high ideals;

WHEREAS, many Utahns who are active in public affairs, regardless of political affiliation, were brought to their commitment by Wayne Owens' example, friendship, and generosity;

WHEREAS, whether in the United States House of Representatives, in the practice of law, in his church, or with his family, Wayne Owens gave of himself for the good of all; and

WHEREAS, Wayne Owens nobly served the citizens of the state of Utah and will be remembered for his untiring desire to help rising generations to sense their power for good:

NOW, THEREFORE, BE IT KNOWN that the Legislature of the state of Utah recognizes the immense contribution Wayne Owens made to the citizens of

Utah and for his leadership qualities that inspired so many Utahns to hope for a better future and get involved to make the hope a reality.

BE IT FURTHER KNOWN that a copy of this citation be sent to the Wayne Owens Family and the members of Utah's congressional delegation.

### **REMARKS BY REPRESENTATIVE JUDY ANN BUFFMIRE**

Douglas Wayne Owens, born in Panguitch, Utah, where he first started his life long love and respect for politics. At 11 years of age, he spent his summer "chalking" campaign slogans all over town in support of Harry Truman's campaign for president. He never lost that passion for politics, his belief in our democracy and in our government.

I first met Wayne working on his 1972 congressional campaign when he walked 711 miles across Utah to meet with, talk to, and ask citizens he met along the way, for their vote. He was elected! He had a smile that just radiated. He was young, energetic and treated everyone with respect. His love of, and for, people was unconditional. He always believed that serving in our government was one of the most honored of professions, and he never blemished that profession in all of his years in government, in any way.

Wayne was a lawyer, a missionary, a loving father and husband, a courageous congressman, and a servant for peace. He was also a life long Democrat.

He and his wife, Marleen, were married in the Salt Lake LDS Temple and enjoyed 41 years of happiness together, in a true partnership. They had 5 children.

While in Congress, Wayne worked on the impeachment procedures and investigation of President Richard Nixon. He considered that the highlight of his career was during his first term when he and other freshmen congressmen helped force a vote that ended the Vietnam War. He ran for the Senate in 1974 and lost that election. He then served as Missionary President in the Canadian Montreal Mission for 3 years. He then ran again for Congress and was re-elected to his old House seat in 1986 and twice won re-election, by ever increasing margins.

He championed the cause for compensation to Utah downwinders who were ill from the fallout at the nuclear testing – he fought to preserve Utah Red Rock wilderness.

In 1992, he lost his second bid for the senate. He then co-founded, with his friend Danny Abraham, "The Center for Middle East Peace and Economic Development." He spent the next ten years trying to bring peace to that region making monthly trips to meet with leaders and to build bridges to peace in a cause

bigger than himself. He died in that effort December 18, 2002, of an apparent heart attack while in Tel Aviv, Israel where he was just completing a 9 nation, peace seeking trip with several members of Congress.

Wayne spent his life and died that way – serving the four things he loved most: his church, his family, his country and his belief that peace could and must come to world. I know where ever he is – his smile will be lighting the sky and, according to Matthew 5, verse 9, if “peace makers shall be called the children of God”, Wayne Owens will be among, if not leading, them with smiles, his energy and his devotion to peace.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

### AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 24, 2003

The President of the Senate has appointed a Conference Committee consisting of Senators Walker, Gladwell, and Allen to meet with a like committee from the House of Representatives to consider or amend **1st Sub. S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS, by Senator C. Walker.

Annette B. Moore  
Secretary of the Senate

Communication filed.

\* \* \*

Mr. Speaker: February 24, 2003

The Senate passed, as amended, **S.B. 162**, MEDICAL BENEFITS RECOVERY ACT AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 153**, ALCOHOLIC BEVERAGE AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 129**, STATE AND LOCAL AGENCIES CRITERIA IN AWARDDING BIDS, by Senator J. Evans, and it is transmitted for consideration; and

The Senate passed **S.B. 163**, DRIVER LICENSE SUSPENSION REQUIREMENTS, by Senator R. Allen, and it is transmitted for consideration; and

The Senate passed **S.B. 195**, OBSTRUCTION OF JUSTICE AND TAMPERING WITH EVIDENCE, by Senator D. Thomas, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 207**, IDENTITY FRAUD AMENDMENTS, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **2nd Sub. S.B. 59**, AMENDMENTS TO UNSOLICITED COMMERCIAL AND SEXUALLY EXPLICIT EMAIL ACT, by Senator P. Arent, and it is transmitted for consideration; and

The Senate passed **S.B. 127**, APPEARANCE OF DRIVER LICENSE AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 76**, UTAH FIREWORKS ACT AMENDMENTS, by Senator D. Eastman, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 162, Sub. S.B. 153, Sub. S.B. 129, S.B. 163, S.B. 195, Sub. S.B. 207, 2nd Sub. S.B. 59, S.B. 127, and 2nd Sub. S.B. 76**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker:

February 24, 2003

The Senate refuses to concur with the House Amendments to **S.B. 86**, PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS, by Senator M. Waddoups, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Dunnigan, the House voted to refuse to recede with the Senate amendments to **S.B. 86** and to request the Speaker appoint a conference committee. The Speaker appointed Representatives Dunnigan, Kiser, and Biskupski.

\* \* \*

Mr. Speaker:

February 24, 2003

The Senate concurred in the House amendments and passed **1st Sub. S.B. 128**, PROTECTIVE ORDER AMENDMENTS, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.J.R. 8**, RESOLUTION RECOGNIZING LIBERTY DAY, by Senator E. Mayne, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 204**, FELONY MURDER AMENDMENTS, by Representative K. Morgan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 168**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, by Representative R. Becker, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 17**, AGRICULTURAL PRODUCTS DEALER'S ACT AMENDMENTS, by Representative C. Buttars, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 187**, CAMPAIGN CONTRIBUTION RESTRICTIONS, by Representative N. Hansen, and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **Sub. S.B. 128** and **S.J.R. 8** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communications filed. **H.B. 204**, **Sub. H.B. 168**, **H.B. 17**, and **H.B. 187** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### CONSENT CALENDAR

**H.B. 260**, 2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 260** then passed on the following roll call:

**Yeas, 65; Nays, 2; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Aagard      | S. Allen  | Anderson     | Barrus     |
| Becker      | Bennion   | Bigelow      | Bird       |
| Biskupski   | Bourdeaux | Bowman       | Bryson     |
| Buffmire    | Bush      | Buttars      | Buxton     |
| Christensen | D. Clark  | S. Clark     | D. Cox     |
| Curtis      | Daniels   | Dayton       | Dee        |
| Dillree     | Donnelson | Dougall      | Dunnigan   |
| Ferrin      | Ferry     | Gowans       | Hansen     |
| Hardy       | Harper    | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Litvack     | Lockhart  | Love         | McGee      |
| Morgan      | Morley    | Moss         | Murray     |
| Newbold     | Noel      | Pace         | Parker     |
| Peterson    | Seitz     | Shurtliff    | G. Snow    |
| Ure         | Urquhart  | Wallace      | Winn       |
| M. Stephens |           |              |            |

**Voting in the negative were:** Representatives

|         |          |
|---------|----------|
| Philpot | Thompson |
|---------|----------|

**Absent or not voting were:** Representatives

|          |           |           |            |
|----------|-----------|-----------|------------|
| Adams    | Alexander | Duckworth | Goodfellow |
| Lawrence | Mascaro   | McCartney | Styler     |

**H.B. 260** transmitted to the Senate for its consideration.

\* \* \*

**2nd Sub. S.B. 58, YOUTH CORRECTIONS – DIVISION NAME AMENDMENT**, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, under suspension of the rules, the House voted to lift **2nd Sub. S.B. 58** from the Consent Calendar and place it at the top of the Third Reading Calendar.

\* \* \*

**S.B. 112, GOVERNMENT RECORDS PROTECTIONS FOR FEDERAL MISSION OF NATIONAL GUARD**, read the third time by short title and placed on its final passage.

**S.B. 112** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |             |             |          |
|--------------|-------------|-------------|----------|
| Aagard       | Adams       | S. Allen    | Anderson |
| Barrus       | Becker      | Bennion     | Bigelow  |
| Bird         | Biskupski   | Bourdeaux   | Bowman   |
| Bryson       | Buffmire    | Bush        | Buttars  |
| Buxton       | Christensen | D. Clark    | S. Clark |
| D. Cox       | Curtis      | Daniels     | Dayton   |
| Dee          | Dillree     | Donnelson   | Dougall  |
| Duckworth    | Dunnigan    | Ferrin      | Ferry    |
| Goodfellow   | Hansen      | Hardy       | Harper   |
| Hendrickson  | Hogue       | Holdaway    | Hughes   |
| E. Hutchings | B. Johnson  | Jones       | King     |
| Kiser        | Last        | Lawrence    | Litvack  |
| Lockhart     | Love        | Mascaro     | McGee    |
| Morgan       | Moss        | Murray      | Newbold  |
| Noel         | Pace        | Parker      | Peterson |
| Philpot      | Seitz       | Shurtliff   | G. Snow  |
| Styler       | Thompson    | Ure         | Urquhart |
| Wallace      | Winn        | M. Stephens |          |

**Absent or not voting were:** Representatives

|           |        |           |        |
|-----------|--------|-----------|--------|
| Alexander | Gowans | McCartney | Morley |
|-----------|--------|-----------|--------|

**S.B. 112** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. H.B. 152, LEGISLATIVE AUDITS OF CHILD WELFARE**, read the third time by short title and placed on its final passage.

**Sub. H.B. 152**, as amended, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|        |           |          |          |
|--------|-----------|----------|----------|
| Aagard | Adams     | S. Allen | Anderson |
| Barrus | Becker    | Bennion  | Bigelow  |
| Bird   | Bourdeaux | Bowman   | Bryson   |

|              |            |          |             |
|--------------|------------|----------|-------------|
| Buffmire     | Bush       | Buttars  | Buxton      |
| Christensen  | D. Clark   | S. Clark | D. Cox      |
| Curtis       | Daniels    | Dayton   | Dee         |
| Dillree      | Donnelson  | Dougall  | Duckworth   |
| Dunnigan     | Ferrin     | Ferry    | Goodfellow  |
| Gowans       | Hansen     | Hardy    | Harper      |
| Hendrickson  | Hogue      | Holdaway | Hughes      |
| E. Hutchings | B. Johnson | Jones    | King        |
| Kiser        | Last       | Lawrence | Litvack     |
| Lockhart     | Love       | Mascaro  | McGee       |
| Morgan       | Morley     | Moss     | Murray      |
| Newbold      | Noel       | Pace     | Parker      |
| Peterson     | Philpot    | Seitz    | Shurtliff   |
| G. Snow      | Styler     | Thompson | Ure         |
| Urquhart     | Wallace    | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|           |           |           |
|-----------|-----------|-----------|
| Alexander | Biskupski | McCartney |
|-----------|-----------|-----------|

**Sub. H.B. 162**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 248**, PRIVACY OF STATE DATABASE HEALTH RECORDS, read the third time by short title and placed on its final passage.

**H.B. 248** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Aagard    | Adams        | S. Allen   | Anderson    |
| Barrus    | Becker       | Bennion    | Bigelow     |
| Bird      | Bourdeaux    | Bowman     | Bryson      |
| Bush      | Buttars      | Buxton     | Christensen |
| D. Clark  | S. Clark     | D. Cox     | Curtis      |
| Daniels   | Dayton       | Dee        | Dillree     |
| Donnelson | Dougall      | Dunnigan   | Ferrin      |
| Ferry     | Goodfellow   | Hansen     | Hardy       |
| Harper    | Hendrickson  | Hogue      | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson | Jones       |
| King      | Kiser        | Last       | Lawrence    |
| Litvack   | Love         | Mascaro    | McGee       |

|          |         |          |             |
|----------|---------|----------|-------------|
| Morgan   | Morley  | Moss     | Murray      |
| Newbold  | Noel    | Pace     | Parker      |
| Peterson | Philpot | Seitz    | Shurtliff   |
| G. Snow  | Styler  | Thompson | Ure         |
| Urquhart | Wallace | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|           |           |           |           |
|-----------|-----------|-----------|-----------|
| Alexander | Biskupski | Buffmire  | Duckworth |
| Gowans    | Lockhart  | McCartney |           |

**H.B. 248** transmitted to the Senate for its consideration.

\* \* \*

**H.J.R. 26**, RESOLUTION RECOGNIZING COMPETITIVE ACADEMIC ACHIEVEMENT AMONG HIGH SCHOOLS IN UTAH, read the third time by short title and placed on its final passage.

**H.J.R. 26** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Aagard      | Adams        | S. Allen   | Anderson |
| Barrus      | Becker       | Bennion    | Bigelow  |
| Bird        | Biskupski    | Bourdeaux  | Bowman   |
| Bryson      | Buffmire     | Bush       | Buttars  |
| Buxton      | Christensen  | D. Clark   | S. Clark |
| D. Cox      | Curtis       | Daniels    | Dayton   |
| Dee         | Dillree      | Donnelson  | Dougall  |
| Duckworth   | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow  | Gowans       | Hansen     | Hardy    |
| Harper      | Hendrickson  | Hogue      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |
| Litvack     | Lockhart     | Love       | Mascaro  |
| McGee       | Morgan       | Morley     | Moss     |
| Murray      | Newbold      | Noel       | Pace     |
| Parker      | Peterson     | Philpot    | Seitz    |
| Shurtliff   | G. Snow      | Styler     | Thompson |
| Ure         | Urquhart     | Wallace    | Winn     |
| M. Stephens |              |            |          |

**Absent or not voting were:** Representatives

Alexander                      McCartney

**H.J.R. 26** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 308, HEALTH AND HUMAN SERVICES BOARDS AND COMMISSION AMENDMENT**, read the third time by short title and placed on its final passage.

**H.B. 308**, as amended, then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |             |              |            |
|----------|-------------|--------------|------------|
| Aagard   | Adams       | Alexander    | S. Allen   |
| Anderson | Barrus      | Becker       | Bennion    |
| Bigelow  | Bird        | Biskupski    | Bourdeaux  |
| Bowman   | Bryson      | Buffmire     | Bush       |
| Buttars  | Buxton      | Christensen  | D. Clark   |
| S. Clark | D. Cox      | Curtis       | Daniels    |
| Dayton   | Dee         | Dillree      | Donnelson  |
| Dougall  | Duckworth   | Dunnigan     | Ferrin     |
| Ferry    | Goodfellow  | Gowans       | Hansen     |
| Hardy    | Harper      | Hendrickson  | Hogue      |
| Holdaway | Hughes      | E. Hutchings | B. Johnson |
| Jones    | King        | Kiser        | Last       |
| Lawrence | Litvack     | Lockhart     | Love       |
| Mascaro  | McGee       | Morgan       | Morley     |
| Moss     | Murray      | Newbold      | Noel       |
| Pace     | Parker      | Peterson     | Philpot    |
| Seitz    | Shurtliff   | G. Snow      | Styler     |
| Thompson | Ure         | Urquhart     | Wallace    |
| Winn     | M. Stephens |              |            |

**Absent or not voting was:** Representative

McCartney

**H.B. 308**, as amended, transmitted to the Senate for its consideration.

**CONCURRENCE CALENDAR**

On motion of Representative Aagard, the House voted to concur in the Senate amendments to **Sub. H.B. 40, NOTICE OF INTENT TO SELL NONPUBLIC PERSONAL INFORMATION.**

**Sub. H.B. 40**, as amended by the Senate, then passed on the following roll call:

**Yeas, 67; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Aagard      | Adams        | Alexander   | S. Allen  |
| Anderson    | Barrus       | Becker      | Bigelow   |
| Bird        | Biskupski    | Bowman      | Bryson    |
| Buffmire    | Bush         | Buttars     | Buxton    |
| Christensen | D. Clark     | S. Clark    | D. Cox    |
| Curtis      | Daniels      | Dee         | Dillree   |
| Donnelson   | Duckworth    | Dunnigan    | Ferry     |
| Goodfellow  | Gowans       | Hansen      | Hardy     |
| Harper      | Hendrickson  | Hogue       | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Lockhart    | Love         | Mascaro     | McGee     |
| Morgan      | Morley       | Moss        | Murray    |
| Newbold     | Noel         | Pace        | Parker    |
| Peterson    | Philpot      | Seitz       | Shurtliff |
| G. Snow     | Thompson     | Ure         | Urquhart  |
| Wallace     | Winn         | M. Stephens |           |

**Voting in the negative was:** Representative

Dougall

**Absent or not voting were:** Representatives

|         |           |        |        |
|---------|-----------|--------|--------|
| Bennion | Bourdeaux | Dayton | Ferrin |
| Litvack | McCartney | Styler |        |

**Sub. H.B. 40**, as amended by the Senate, transmitted to the Senate for signature of the president.

### THIRD READING CALENDAR

**H.B. 45**, REAUTHORIZATION OF ADMINISTRATIVE RULES, read the third time by short title and placed on its final passage.

**H.B. 45** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|            |              |             |             |
|------------|--------------|-------------|-------------|
| Bigelow    | Bird         | Biskupski   | Bourdeaux   |
| Bowman     | Bryson       | Buffmire    | Bush        |
| Buttars    | Buxton       | Christensen | D. Clark    |
| S. Clark   | D. Cox       | Curtis      | Daniels     |
| Dayton     | Dee          | Dillree     | Donnelson   |
| Dougall    | Duckworth    | Dunnigan    | Ferry       |
| Goodfellow | Gowans       | Hansen      | Hardy       |
| Harper     | Hendrickson  | Hogue       | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson  | Jones       |
| King       | Kiser        | Last        | Lawrence    |
| Litvack    | Love         | Mascaro     | McGee       |
| Morgan     | Morley       | Moss        | Murray      |
| Newbold    | Noel         | Pace        | Parker      |
| Peterson   | Philpot      | Seitz       | Shurtliff   |
| G. Snow    | Styler       | Thompson    | Ure         |
| Urquhart   | Wallace      | Winn        | M. Stephens |

**Absent or not voting were:** Representatives

|        |          |           |
|--------|----------|-----------|
| Ferrin | Lockhart | McCartney |
|--------|----------|-----------|

**H.B. 45** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 241**, PARTIAL BIRTH ABORTION AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Buffmire proposed the following amendment:

1. Page 2, Line 31:  
After "life" insert "or health"
2. Page 4, Line 94:  
After "whose life" insert "or health"

Representative Buffmire's motion to amend failed on a voice vote.

###

Representative Morgan proposed to refer **H.B. 241** to the Rules Committee.

Representative Morgan's motion to refer to the Rules Committee failed on the following roll call:

**Yeas, 17; Nays, 56; Absent or not voting, 2.****Voting in the affirmative were:** Representatives

|           |             |            |          |
|-----------|-------------|------------|----------|
| Anderson  | Biskupski   | Bourdeaux  | Buffmire |
| Daniels   | Duckworth   | Goodfellow | Gowans   |
| Hansen    | Hendrickson | Jones      | Litvack  |
| McCartney | McGee       | Morgan     | Moss     |
| Shurtliff |             |            |          |

**Voting in the negative were:** Representatives

|          |             |              |             |
|----------|-------------|--------------|-------------|
| Aagard   | Adams       | Alexander    | S. Allen    |
| Barrus   | Bennion     | Bigelow      | Bird        |
| Bowman   | Bryson      | Bush         | Buttars     |
| Buxton   | Christensen | D. Clark     | S. Clark    |
| D. Cox   | Curtis      | Dayton       | Dee         |
| Dillree  | Donnelson   | Dunnigan     | Ferrin      |
| Ferry    | Hardy       | Harper       | Hogue       |
| Holdaway | Hughes      | E. Hutchings | B. Johnson  |
| King     | Kiser       | Last         | Lawrence    |
| Lockhart | Love        | Mascaro      | Morley      |
| Murray   | Newbold     | Noel         | Pace        |
| Parker   | Peterson    | Philpot      | Seitz       |
| G. Snow  | Styler      | Thompson     | Ure         |
| Urquhart | Wallace     | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

|        |         |
|--------|---------|
| Becker | Dougall |
|--------|---------|

###

**H.B. 241** then passed on the following roll call:

**Yeas, 66; Nays, 8; Absent or not voting, 1.****Voting in the affirmative were:** Representatives

|            |          |             |          |
|------------|----------|-------------|----------|
| Aagard     | Adams    | Alexander   | S. Allen |
| Anderson   | Barrus   | Bennion     | Bigelow  |
| Bird       | Bowman   | Bryson      | Bush     |
| Buttars    | Buxton   | Christensen | D. Clark |
| S. Clark   | D. Cox   | Curtis      | Dayton   |
| Dee        | Dillree  | Donnelson   | Dougall  |
| Duckworth  | Dunnigan | Ferrin      | Ferry    |
| Goodfellow | Gowans   | Hansen      | Hardy    |

|          |              |            |          |
|----------|--------------|------------|----------|
| Harper   | Hendrickson  | Hogue      | Holdaway |
| Hughes   | E. Hutchings | B. Johnson | Jones    |
| King     | Kiser        | Last       | Lawrence |
| Lockhart | Love         | Mascaro    | Morgan   |
| Morley   | Murray       | Newbold    | Noel     |
| Pace     | Parker       | Peterson   | Philpot  |
| Seitz    | Shurtliff    | G. Snow    | Styler   |
| Thompson | Ure          | Urquhart   | Wallace  |
| Winn     | M. Stephens  |            |          |

**Voting in the negative were:** Representatives

|           |           |          |         |
|-----------|-----------|----------|---------|
| Biskupski | Bourdeaux | Buffmire | Daniels |
| Litvack   | McCartney | McGee    | Moss    |

**Absent or not voting was:** Representative  
Becker

**H.B. 241** transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 3:50 p.m.

Speaker Stephens called the House to order at 3:55 p.m.

**THIRD READING CALENDAR**

**H.B. 123**, PROHIBITION OF PUBLIC FUNDING FOR ABORTION, read the third time by short title and placed on its final passage.

On motion of Representative Bird, the House voted to circle **H.B. 123**.

**INTRODUCTION OF BILL**

**RESOLUTION SUPPORTING PRESIDENT  
AND ADMINISTRATION REGARDING IRAQ**

**H.C.R. 15**

*Chad E. Bennion*

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR EXPRESSES SUPPORT FOR THE PRESIDENT OF THE UNITED STATES AND HIS ADMINISTRATION IN TAKING THOSE ACTIONS HE DEEMS NECESSARY TO DEFEND THE SECURITY OF THE UNITED STATES AGAINST THE CONTINUING THREAT POSED BY IRAQ, read the first time by short title and referred to the Rules Committee.

## RULES COMMITTEE REPORT

Mr. Speaker:

February 24, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

### **BUSINESS AND LABOR**

- 1st Sub. S.B. 153** Alcoholic Beverage Amendments (J. Valentine)  
**S.B. 157** Regulation of Credit Union Service Organizations  
(L. Hillyard)

### **HEALTH AND HUMAN SERVICES**

- S.B. 162** Medical Benefits Recovery Act Amendments (D. Steele)

### **JUDICIARY**

- H.B. 289** Human Resource Management Amendments  
(J. M. Philpot)  
**H.B. 344** Changing Statutory Presumption (C. Bennion)  
**H.B. 357** Amendments to Utah Arbitration Statute (L. Christensen)  
**H.C.R. 15** Resolution Supporting President and Administration  
Regarding Iraq (C. Bennion)

### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

- 2nd Sub. S.B. 76** Utah Fireworks Act Amendments (D. Eastman)  
**S.B. 195** Obstruction of Justice and Tampering with Evidence  
(D. Thomas)  
**1st Sub. S.B. 207** Identity Fraud Amendments (P. Knudson)

### **PUBLIC UTILITIES AND TECHNOLOGY**

- 2nd Sub. S.B. 59** Amendments to Unsolicited Commercial and Sexually  
Explicit Email Act (P. Arent)

### **TRANSPORTATION**

- S.B. 127** Appearance of Driver License Amendments (J. Valentine)  
**S.B. 163** Driver License Suspension Requirements (R. Allen)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to lift the following bills and circled bills from the House Third Reading Calendar and refer them to the Rules Committee. The Consent Calendar, Senate Third Reading Calendar, Time Certain Calendar, and Concurrence Calendar are not affected by this motion:

**H.B. 191, H.B. 184, H.B. 110, H.C.R. 13, Sub. H.B. 6, Sub. H.B. 54, Sub. H.J.R. 18, H.B. 239, H.B. 123, H.B. 111, H.C.R. 10, Sub. H.B. 10, H.B. 247, 2nd Sub. H.B. 112, H.B. 85, H.B. 238, H.B. 301, H.B. 142, H.B. 342, H.B. 272, Sub. H.B. 290, Sub. H.B. 117, H.B. 332, H.B. 273, H.B. 371, Sub. H.B. 307, Sub. H.B. 153, 4th Sub. H.B. 186, Sub. H.B. 37, H.B. 218, Sub. H.B. 109, H.B. 264, H.B. 296, H.B. 363, H.B. 319, H.B. 77, H.C.R. 11, H.B. 257, H.B. 348, H.B. 323, Sub. H.B. 335, H.B. 330, H.B. 353, H.B. 274, H.B. 295, H.B. 300, H.B. 240, H.B. 278, H.B. 358, H.B. 373, Sub. H.B. 137, H.B. 349, Sub. H.B. 230, and H.B. 325.**

### RULES COMMITTEE REPORT

Mr. Speaker:

February 24, 2003

The Rules Committee recommends that the following bills and resolutions, having been read for the second time, be placed on the Third Reading Calendar:

- |                          |  |
|--------------------------|--|
| <b>1st Sub. H.B. 37</b>  | Restructure Spend Down Provision for Medicaid<br>(R. Lockhart)         |
| <b>H.B. 123</b>          | Prohibition of Public Funding for Abortion (J. M. Philpot)             |
| <b>H.B. 142</b>          | Manufactured Home and Mobile Home Amendments<br>(W. Harper)            |
| <b>4th Sub. H.B. 186</b> | Elementary School Vending Machine Sales (P. Jones)                     |
| <b>H.B. 273</b>          | Utility Costs to Homeowner (S. Mascaro)                                |
| <b>H.B. 301</b>          | Motor Vehicle Purchase Amendments (D. Bush)                            |
| <b>H.B. 371</b>          | Court Security Fee (D. Hogue)  |
| <b>H.C.R. 10</b>         | Resolution Approving Deep Creek – Tender of Judgment<br>(G. Curtis)    |
| <b>H.B. 77</b>           | High School Graduation Requirements – Financial<br>Literacy (D. Hogue) |
| <b>1st Sub. H.B. 153</b> | Education Resource Conservation Programs (R. Becker)                   |
| <b>H.B. 272</b>          | Redevelopment Agencies – Tax Increment Amendments<br>(G. Curtis)       |
| <b>H.B. 319</b>          | Family Employment Program Work Incentives<br>(D. Litvack)              |
| <b>H.B. 247</b>          | Power of Attorney in Relation to a Trust (M. Newbold)                  |
| <b>1st Sub. H.B. 307</b> | Child Bigamy Amendment (M. S. Lawrence)                                |

- H.B. 348** Limitation on Alimony (W. Harper)  
**1st Sub. H.B. 109** Informed Consent for Electroconvulsive Treatment and Reporting Requirements (K. Bryson)  
**H.B. 332** Insurance Coverage of Health Care Professionals (J. Dunnigan)  
**H.B. 295** State Lands Amendments (M. Noel)  
**1st Sub. H.B. 290** Exemptions Related to Exchange of Securities (C. Bennion)  
**H.B. 349** Practice of Law Amendments (S. Urquhart)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

### MISCELLANEOUS BUSINESS

On motion of Representative Dillree, the House voted to lift **Sub. H.B. 137** from the Rules Committee and place it at the bottom of the Third Reading Calendar.

\* \* \*

On motion of Representative Hendrickson, the House voted to lift **H.C.R. 10** from the Third Reading Calendar, refer it back to the Rules Committee and place **Sub. H.B. 137** in its place.

\* \* \*

On motion of Representative Curtis, the House voted to adjourn until February 25, 2003, at 9:00 a.m.

# THIRTY-SEVENTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:15 a.m.

Roll call showed all members present except Representative Neal Hansen, excused.

Prayer by Ron Holdsworth, Granger Community Christian Church, and Pledge of Allegiance by Representative Brent H. Goodfellow.

National Anthem performed by Bonneville Elementary Band students.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 24, 2003

The Senate passed, as substituted, and amended **1st Sub. S.B. 164**, COUNTY AMENDMENTS, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.J.R. 11**, RESOLUTION ENCOURAGING CONGRESS TO ENACT MEDICARE PRESCRIPTION DRUG BENEFIT, by Senator G. Davis, and it is transmitted for consideration; and

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. S.B. 164** and **S.J.R. 11**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 25, 2003

The President of the Senate has appointed a Conference Committee consisting of Senators Waddoups, Thomas, and Arent to meet with a like committee from the House of Representatives to consider or amend **S.B. 86**, PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS, by Senator M. Waddoups.

Annette B. Moore  
Secretary of the Senate

Communication filed.

### MISCELLANEOUS BUSINESS

On motion of Representative Dillree, the House voted that for the balance of the session, House bills and House resolutions recommended favorably by standing committees be considered read for the second time, and returned to the Rules Committee for prioritization. This motion will not affect Senate bills and bills recommended for the Consent Calendar.

\* \* \*

On motion of Representative Ure, the House voted to reconsider its action on **H.B. 45**.

### RECONSIDERATION OF H.B. 45

**H.B. 45**, REAUTHORIZATION OF ADMINISTRATIVE RULES, was read the second and third times by short title and before the House upon its reconsideration.

**H.B. 45** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Aagard      | Adams     | S. Allen     | Anderson   |
| Barrus      | Bennion   | Bigelow      | Bird       |
| Biskupski   | Bourdeaux | Bowman       | Bryson     |
| Buffmire    | Bush      | Buttars      | Buxton     |
| Christensen | D. Clark  | D. Cox       | Curtis     |
| Daniels     | Dayton    | Dee          | Dillree    |
| Donnelson   | Dougall   | Duckworth    | Dunnigan   |
| Ferrin      | Ferry     | Goodfellow   | Gowans     |
| Hardy       | Harper    | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Litvack   | Lockhart     | Love       |
| Mascaro     | McCartney | McGee        | Morgan     |
| Morley      | Moss      | Murray       | Newbold    |
| Noel        | Pace      | Parker       | Peterson   |
| Philpot     | Seitz     | Shurtliff    | G. Snow    |
| Styler      | Thompson  | Ure          | Urquhart   |
| Wallace     | Winn      | M. Stephens  |            |

**Absent or not voting were:** Representatives

|           |        |          |        |
|-----------|--------|----------|--------|
| Alexander | Becker | S. Clark | Hansen |
|-----------|--------|----------|--------|

**H.B. 45** transmitted to the Senate for its consideration.

**CONCURRENCE CALENDAR**

On motion of Representative Hardy, the House voted to concur in the Senate amendments to **H.B. 98, MUNICIPAL DISCONNECTION AMENDMENTS.**

**H.B. 98**, as amended by the Senate, then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Aagard    | Adams        | Alexander   | S. Allen  |
| Anderson  | Barrus       | Becker      | Bennion   |
| Bigelow   | Bird         | Biskupski   | Bourdeaux |
| Bowman    | Bryson       | Buffmire    | Bush      |
| Buttars   | Buxton       | Christensen | D. Clark  |
| S. Clark  | D. Cox       | Curtis      | Daniels   |
| Dayton    | Dee          | Dillree     | Donnelson |
| Dougall   | Duckworth    | Dunnigan    | Ferrin    |
| Ferry     | Goodfellow   | Gowans      | Hardy     |
| Harper    | Hendrickson  | Hogue       | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson  | Jones     |
| King      | Kiser        | Last        | Lawrence  |
| Litvack   | Lockhart     | Love        | Mascaro   |
| McCartney | McGee        | Morgan      | Morley    |
| Moss      | Murray       | Newbold     | Noel      |
| Pace      | Parker       | Peterson    | Philpot   |
| Seitz     | Shurtliff    | G. Snow     | Styler    |
| Thompson  | Ure          | Urquhart    | Wallace   |
| Winn      | M. Stephens  |             |           |

**Absent or not voting was:** Representative Hansen

**H.B. 98**, as amended by the Senate, transmitted to the Senate for signature of the president.

**THIRD READING CALENDAR**

**Sub. H.B. 37, RESTRUCTURE SPEND DOWN PROVISION FOR MEDICAID**, read the second and third times by short title and placed on its final passage.

**Sub. H.B. 37** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |             |             |
|-------------|-----------|-------------|-------------|
| Aagard      | Alexander | S. Allen    | Anderson    |
| Barrus      | Becker    | Bennion     | Bird        |
| Biskupski   | Bourdeaux | Bowman      | Bryson      |
| Buffmire    | Bush      | Buttars     | Buxton      |
| Christensen | D. Clark  | S. Clark    | D. Cox      |
| Curtis      | Daniels   | Dayton      | Dee         |
| Dillree     | Donnelson | Dougall     | Duckworth   |
| Dunnigan    | Ferrin    | Ferry       | Goodfellow  |
| Gowans      | Hardy     | Harper      | Hendrickson |
| Hogue       | Holdaway  | Hughes      | B. Johnson  |
| Jones       | King      | Kiser       | Last        |
| Lawrence    | Litvack   | Lockhart    | Love        |
| Mascaro     | McCartney | McGee       | Morgan      |
| Morley      | Moss      | Murray      | Newbold     |
| Noel        | Pace      | Parker      | Peterson    |
| Philpot     | Seitz     | Shurtliff   | G. Snow     |
| Styler      | Thompson  | Ure         | Urquhart    |
| Wallace     | Winn      | M. Stephens |             |

**Absent or not voting were:** Representatives

|       |         |        |              |
|-------|---------|--------|--------------|
| Adams | Bigelow | Hansen | E. Hutchings |
|-------|---------|--------|--------------|

**Sub. H.B. 37** transmitted to the Senate for its consideration.

### COMMUNICATION FROM THE SENATE

Mr. Speaker:

February 24, 2003

The Senate passed, as substituted, and amended **3rd Sub. S.B. 154**, PUBLIC EDUCATION AMENDMENTS, by Senator T. Hatch, and it is transmitted for consideration; and

Annette B. Moore

Secretary of the Senate

Communications filed. **3rd Sub. S.B. 154**, read the first time by short title and referred to the Rules Committee.

### THIRD READING CALENDAR

**H.B. 123**, PROHIBITION OF PUBLIC FUNDING FOR ABORTION, read the third time by short title and placed on its final passage.

On motion of Representative Philpot, the House voted to circle **H.B. 123**.

\* \* \*

**H.B. 142**, MANUFACTURED HOME AND MOBILE HOME AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to delete **H.B. 142** in title and body and insert **Sub. H.B. 142** in lieu thereof.

**Sub. H.B. 142** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | S. Allen  |
| Anderson     | Barrus      | Becker    | Bennion   |
| Bird         | Biskupski   | Bourdeaux | Bowman    |
| Bryson       | Buffmire    | Bush      | Buttars   |
| Buxton       | Christensen | D. Clark  | S. Clark  |
| D. Cox       | Curtis      | Daniels   | Dayton    |
| Dee          | Dillree     | Donnelson | Dougall   |
| Duckworth    | Dunnigan    | Ferrin    | Ferry     |
| Goodfellow   | Gowans      | Hardy     | Harper    |
| Hendrickson  | Hogue       | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Kiser        | Last        | Lawrence  | Litvack   |
| Lockhart     | Love        | Mascaro   | McCartney |
| McGee        | Morgan      | Morley    | Moss      |
| Murray       | Newbold     | Noel      | Pace      |
| Parker       | Peterson    | Philpot   | Seitz     |
| Shurtliff    | G. Snow     | Styler    | Thompson  |
| Ure          | Urquhart    | Wallace   | Winn      |
| M. Stephens  |             |           |           |

**Absent or not voting were:** Representatives

|         |        |
|---------|--------|
| Bigelow | Hansen |
|---------|--------|

**Sub. H.B. 142** transmitted to the Senate for its consideration.

\* \* \*

**4th Sub. H.B. 186**, ELEMENTARY SCHOOL VENDING MACHINE SALES, read the third time by short title and placed on its final passage.

Representative Hardy proposed the following amendment:

1. Page 1, Line 20:  
Delete "the first to occur of the"
2. Page 1, Line 21:  
Delete line 21.
3. Page 1, Line 22:  
Delete "(a)"
4. Page 1, Line 23:  
Delete "; or" and insert a period.
5. Page 1, Line 24:  
Delete line 24.

Representative Hardy's motion to amend passed on a voice vote.

**4th Sub. H.B. 186**, as amended, then passed on the following roll call:

**Yeas, 49; Nays, 21; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |            |              |             |
|-------------|------------|--------------|-------------|
| S. Allen    | Barrus     | Becker       | Bird        |
| Biskupski   | Bourdeaux  | Bowman       | Buffmire    |
| Bush        | Buttars    | Buxton       | Christensen |
| D. Clark    | S. Clark   | D. Cox       | Daniels     |
| Dee         | Dillree    | Donnelson    | Duckworth   |
| Dunnigan    | Goodfellow | Gowans       | Hardy       |
| Hendrickson | Holdaway   | E. Hutchings | Jones       |
| King        | Kiser      | Last         | Lawrence    |
| Litvack     | Love       | Mascaro      | McCartney   |
| McGee       | Morgan     | Moss         | Murray      |
| Parker      | Seitz      | Shurtliff    | G. Snow     |
| Styler      | Thompson   | Ure          | Winn        |
| M. Stephens |            |              |             |

**Voting in the negative were:** Representatives

|         |          |           |          |
|---------|----------|-----------|----------|
| Agard   | Adams    | Alexander | Anderson |
| Bennion | Bryson   | Curtis    | Dayton   |
| Dougall | Ferrin   | Ferry     | Harper   |
| Hughes  | Lockhart | Morley    | Newbold  |
| Pace    | Peterson | Philpot   | Urquhart |
| Wallace |          |           |          |

**Absent or not voting were:** Representatives

Bigelow

Hansen

Hogue

B. Johnson

Noel

**4th Sub. H.B. 186**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 273**, UTILITY COSTS TO HOMEOWNER, read the third time by short title and placed on its final passage.

Representative Snow proposed the following amendment:

1. Page 1, Line 5:  
After "Code" insert "and provisions relating to special districts and local districts" and after "municipality" insert ", a special district, and a local district"
2. Page 1, Line 7:  
After "owner." insert "The act authorizes special districts and local districts that own or control a water system to discontinue providing water if the property owner fails to pay for water previously furnished."
3. Page 1, Line 13:  
After line 13 insert:  
"17A-1-103, Utah Code Annotated 1953  
17B-2-103, Utah Code Annotated 1953"
4. Page 4, Line 95:  
After line 95 insert:  
"Section 3. Section 17A-1-103 is enacted to read:  
17A-1-103. Authority to require written application for water service and to terminate service for failure to pay -- Limitations.  
(1) A special district that owns or controls a system for furnishing water may:  
(a) before furnishing water to a property, require the property owner or an authorized agent to submit a written application, signed by the owner or an authorized agent, agreeing to pay for all water furnished to the property, whether occupied by the owner or by a tenant or other occupant, according to rules, regulations, or resolutions adopted by the special district; and  
(b) if an owner fails to pay for water furnished to the owner's property,

discontinue furnishing water to the property until all amounts for water furnished are paid, subject to Subsection (2).

(2)(a) A special district may not use an owner's failure to pay for water furnished to the owner's property as a basis for not furnishing water to the property after ownership of the property is transferred to a subsequent owner.

(b) A special district may not require an owner to pay for water that was furnished to the property before the owner's ownership.

Section 4. Section 17B-2-103 is enacted to read:

17B-2-103. Authority to require written application for water service and to terminate service for failure to pay -- Limitations.

(1) A local district that owns or controls a system for furnishing water may:

(a) before furnishing water to a property, require the property owner or an authorized agent to submit a written application, signed by the owner or an authorized agent, agreeing to pay for all water furnished to the property, whether occupied by the owner or by a tenant or other occupant, according to rules, regulations, or resolutions adopted by the local district; and

(b) if an owner fails to pay for water furnished to the owner's property, discontinue furnishing water to the property until all amounts for water furnished are paid, subject to Subsection (2).

(2)(a) A local district may not use an owner's failure to pay for water furnished to the owner's property as a basis for not furnishing water to the property after ownership of the property is transferred to a subsequent owner.

(b) A local district may not require an owner to pay for water that was furnished to the property before the owner's ownership."

Renumber remaining sections accordingly.

Representative Snow's motion to amend passed on a voice vote.

**H.B. 273**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|             |           |          |          |
|-------------|-----------|----------|----------|
| Aagard      | Adams     | S. Allen | Anderson |
| Barrus      | Becker    | Bennion  | Bird     |
| Biskupski   | Bourdeaux | Bowman   | Bryson   |
| Buffmire    | Bush      | Buttars  | Buxton   |
| Christensen | D. Clark  | S. Clark | D. Cox   |
| Curtis      | Dayton    | Dee      | Dillree  |

|           |              |             |          |
|-----------|--------------|-------------|----------|
| Donnelson | Dougall      | Duckworth   | Dunnigan |
| Ferrin    | Ferry        | Goodfellow  | Gowans   |
| Hardy     | Harper       | Hendrickson | Holdaway |
| Hughes    | E. Hutchings | Jones       | Kiser    |
| Last      | Litvack      | Lockhart    | Mascaro  |
| McCartney | McGee        | Morley      | Moss     |
| Murray    | Newbold      | Parker      | Peterson |
| Philpot   | Seitz        | Shurtliff   | G. Snow  |
| Styler    | Thompson     | Ure         | Urquhart |
| Wallace   | Winn         | M. Stephens |          |

**Absent or not voting were:** Representatives

|           |            |         |          |
|-----------|------------|---------|----------|
| Alexander | Bigelow    | Daniels | Hansen   |
| Hogue     | B. Johnson | King    | Lawrence |
| Love      | Morgan     | Noel    | Pace     |

**H.B. 273**, as amended, transmitted to the Senate for its consideration.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: February 24, 2003

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 136**, GUILTY AND MENTALLY ILL SENTENCING AMENDMENTS, by Senator D. Gladwell; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 109**, EDUCATION ASSISTANCE FOR NATIONAL GUARD MEMBERS, by Senator P. Knudson; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 108**, DANGEROUS WEAPONS AMENDMENTS, by Senator M. Waddoups; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 279**, THEFT OF GASOLINE, by Representative G. Curtis, with the following amendments:

1. Page 8, Line 214:  
After “penalties” insert “and the possible suspension of the driver’s license”

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Aagard, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**S.B. 136**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

**S.B. 109** and **S.B. 108**, read the second time by short title and placed on the calendar for third reading.

**H.B. 279**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

\* \* \*

Mr. Speaker: February 24, 2003

The Education Committee reports a favorable recommendation on **S.B. 32**, DRIVER EDUCATION COURSES, by Senator C. Walker, with the following amendments:

Reverse all Senate Committee and Floor amendments to restore the original language of the bill; and

The Education Committee reports a favorable recommendation on **H.B. 297**, SPECIAL EDUCATION AMENDMENTS, by Representative K. Holdaway; and

The Education Committee reports a favorable recommendation on **H.C.R. 14**, RESOLUTION ENCOURAGING CONGRESSIONAL FUNDING OF INDIVIDUALS WITH DISABILITIES EDUCATION ACT, by Representative K. Holdaway, and recommends it be placed on the Consent Calendar.

Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

**S.B. 32**, as amended, read the second time by short title and placed on the calendar for third reading.

**H.B. 297**, read the second time by short title and referred to the Rules Committee for prioritization.

**H.C.R. 14**, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker: February 24, 2003

The Business and Labor Committee reports a favorable recommendation on **H.B. 374**, INSURANCE PRODUCERS AMENDMENTS, by Representative J. Dunnigan, with the following amendments:

1. Page 82, Line 2512:  
After “Part” delete “6” and insert “7”
2. Page 83, Line 2568:  
After “Subsection” delete “(19)” and insert “(6)”
3. Page 89, Line 2734:  
Delete “Subsection 63–2–302(1)(a)(vii)” and insert “Title 63, Chapter 2, Government Records Access and Management Act”
4. Page 104, Line 3213:  
Delete “31A–23a–301” and insert “31A–23a–302”
5. Page 127, Line 3912:  
After “(4)” delete “(a)”
6. Page 127, Line 3917:  
Delete “(i)” and insert “(a)”
7. Page 127, Line 3918:  
Delete “(A)” and insert “(i)”
8. Page 127, Line 3919:  
Delete “(B)” and insert “(ii)”
9. Page 127, Line 3920:  
Delete “(ii)” and insert “(b)”
10. Page 127, Lines 3921–3922:  
Delete lines 3921–3922; and

The Business and Labor Committee recommends **H.B. 249**, LICENSING MORTGAGE LOAN OFFICERS, by Representative B. Parker, be replaced and favorably recommends **2nd Sub. H.B. 249**, LICENSING MORTGAGE LOAN OFFICERS; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 372**, CAPTIVE INSURERS ACT, by Representative J. Dunnigan; and

The Business and Labor Committee recommends **H.B. 306**, CONSTRUCTION LIEN AMENDMENTS, by Representative S. Clark, be replaced and favorably recommends **1st Sub. H.B. 306**, CONSTRUCTION LIEN AMENDMENTS; and

The Business and Labor Committee recommends **H.B. 299**, TRUST LAW AMENDMENTS, by Representative D. Clark, be replaced and reports a favorable recommendation on **1st Sub. H.B. 299**, TRUST LAW AMENDMENTS with the following amendments:

1. Page 5, Line 138:

Delete "Subsection (2)(b)" and insert "Subsection (2)(c)"; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 362**, AMENDMENTS TO CONSTRUCTION CONTRACTS REGARDING UNREASONABLE DELAYS, by Representative E. Hutchings.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**H.B. 374**, as amended, **2nd Sub. H.B. 249**, **H.B. 372**, **Sub. H.B. 306**, **Sub. H.B. 299**, as amended, and **H.B. 362**, read the second time by short title and referred to the Rules Committee for prioritization.

\* \* \*

Mr. Speaker:

February 24, 2003

The Health and Human Services Committee reports a favorable recommendation on **S.B. 121**, FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT COMPLIANCE AMENDMENTS, by Senator P. Knudson; and

The Health and Human Services Committee recommends **H.B. 126**, MEDICAID BENEFIT AMENDMENTS, by Representative R. Lockhart, be replaced and favorably recommends **1st Sub. H.B. 126**, MEDICAID BENEFIT AMENDMENTS.

Mike Thompson, Chair

Reports filed. On motion of Representative Thompson, the reports of the Health and Human Services committee were adopted.

**S.B. 121**, read the second time by short title and placed on the calendar for third reading.

**Sub. H.B. 126**, read the second time by short title and referred to the Rules Committee for prioritization.

\* \* \*

Mr. Speaker:

February 25, 2003

The Transportation Committee reports a favorable recommendation on **H.R. 8**, MOTOR CARRIER AND TOUR BUS SAFETY RESOLUTION, by Representative L. Shurtliff; and

The Transportation Committee reports a favorable recommendation on **H.B. 136**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT, by Representative J. Alexander; and

The Transportation Committee reports a favorable recommendation on **H.B. 143**, HIGH LEVEL NUCLEAR SHIPMENT SAFETY PROVISIONS, by Representative K. Morgan; and

The Transportation Committee reports a favorable recommendation on **H.B. 346**, OUTDOOR ADVERTISING AMENDMENTS, by Representative B. Goodfellow, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 4, Line 108:  
Delete "an arena or convention facility" and insert "a convention facility as defined under Section 59-12-602 and"
2. Page 7, Lines 192-193:  
Delete "activities, products, or services occurring or provided at the facility" and insert "products or services offered on the property and activities conducted on the property"
3. Page 7, Line 196:  
Delete "activities, products, or services sold at the facility" and insert "products or services sold at the facility and activities conducted on the property"

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.R. 8, H.B. 136, H.B. 143**, read the second time by short title and referred to the Rules Committee for prioritization.

**H.B. 346**, as amended, read the second time by short title and placed on the Consent Calendar.

\* \* \*

Mr. Speaker:

February 25, 2003

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 259**, DISCLOSURE OF COMMERCIAL PEST CONTROL BUSINESS FINANCIAL RESPONSIBILITY, by Representative D. Clark; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 305**, INDIVIDUAL INCOME TAX CONTRIBUTION – WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT, by Representative D. Peterson.

Craig W. Buttars, Chair

Reports filed. On motion of Representative Buttars, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.B. 259** and **H.B. 305**, read the second time by short title and referred to the Rules Committee for prioritization.

### THIRD READING CALENDAR

**H.B. 301**, MOTOR VEHICLE PURCHASE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 301** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|          |             |              |             |
|----------|-------------|--------------|-------------|
| Aagard   | Adams       | Alexander    | S. Allen    |
| Anderson | Barrus      | Becker       | Bennion     |
| Bird     | Biskupski   | Bourdeaux    | Bowman      |
| Bryson   | Buffmire    | Bush         | Buttars     |
| Buxton   | Christensen | D. Clark     | S. Clark    |
| D. Cox   | Curtis      | Dayton       | Dee         |
| Dillree  | Donnelson   | Dougall      | Duckworth   |
| Dunnigan | Ferrin      | Ferry        | Goodfellow  |
| Gowans   | Hardy       | Harper       | Hendrickson |
| Holdaway | Hughes      | E. Hutchings | Jones       |
| King     | Kiser       | Last         | Lawrence    |
| Lockhart | Love        | Mascaro      | McCartney   |
| McGee    | Morley      | Moss         | Murray      |
| Newbold  | Noel        | Pace         | Parker      |

|         |          |             |          |
|---------|----------|-------------|----------|
| Philpot | Seitz    | Shurtliff   | G. Snow  |
| Styler  | Thompson | Ure         | Urquhart |
| Wallace | Winn     | M. Stephens |          |

**Absent or not voting were:** Representatives

|            |         |        |          |
|------------|---------|--------|----------|
| Bigelow    | Daniels | Hansen | Hogue    |
| B. Johnson | Litvack | Morgan | Peterson |

**H.B. 301** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 371**, COURT SECURITY FEE, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 371**.

\* \* \*

**Sub. H.B. 137**, RESIDENTIAL FACILITIES FOR THE , read the third time by short title and placed on its final passage.

Representative Moss proposed the following amendment:

1. Page 2, Line 33:  
After "et seq." insert "and all relevant state and federal law"
2. Page 3, Line 78:  
After "et seq." insert "and all relevant state and federal law"

Representative Moss' motion to amend failed on a voice vote.

**Sub. H.B. 137**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 7; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |          |             |          |
|-----------|----------|-------------|----------|
| Aagard    | Adams    | Alexander   | S. Allen |
| Anderson  | Barrus   | Becker      | Bennion  |
| Bird      | Bowman   | Bryson      | Bush     |
| Buttars   | Buxton   | Christensen | D. Clark |
| S. Clark  | D. Cox   | Curtis      | Dayton   |
| Dee       | Dillree  | Donnelson   | Dougall  |
| Duckworth | Dunnigan | Ferrin      | Ferry    |

|             |          |             |              |
|-------------|----------|-------------|--------------|
| Goodfellow  | Gowans   | Hardy       | Harper       |
| Hendrickson | Holdaway | Hughes      | E. Hutchings |
| Jones       | King     | Kiser       | Last         |
| Lawrence    | Lockhart | Love        | Mascaro      |
| Morgan      | Morley   | Murray      | Newbold      |
| Noel        | Pace     | Parker      | Peterson     |
| Philpot     | Seitz    | Shurtliff   | G. Snow      |
| Styler      | Thompson | Ure         | Urquhart     |
| Wallace     | Winn     | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |           |          |         |
|-----------|-----------|----------|---------|
| Biskupski | Bourdeaux | Buffmire | Litvack |
| McCartney | McGee     | Moss     |         |

**Absent or not voting were:** Representatives

|            |         |        |       |
|------------|---------|--------|-------|
| Bigelow    | Daniels | Hansen | Hogue |
| B. Johnson |         |        |       |

**Sub. H.B. 137**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 77**, HIGH SCHOOL GRADUATION REQUIREMENTS – FINANCIAL LITERACY, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 77**.

\* \* \*

**Sub. H.B. 153**, EDUCATION RESOURCE CONSERVATION PROGRAMS, read the third time by short title and placed on its final passage.

Representative Lockhart proposed the following amendment:

1. Page 1, Line 9:  
Delete “and charter school”
2. Page 3, Lines 74, 76, 80, 82:  
Delete “and charter schools”
3. Page 4, Line 88:  
Delete “and charter school”

- 4. Page 4, Line 92 and 95:  
Delete "or charter school"
- 5. Page 4, Line 94 and 97:  
Delete "or charter school's"

Representative Lockhart's motion to amend passed on a voice vote.

###

Representative Pace proposed the following amendment:

- 6. Page 3, Line 76:  
Delete "shall" and insert "are encourage to"
- 7. Page 4, Line 88:  
Delete "shall" and insert "is encouraged to"
- 8. Page 4, Line 90:  
Delete "shall" and insert "is encouraged to"

Representative Pace's motion to amend passed on a voice vote.

###

Representative Cox proposed the following amendment:

- 9. Page 4, Line 98–104:  
Delete lines 98 through 104.

Representative Cox's motion to amend passed on a voice vote.

**Sub. H.B. 153**, as amended, then failed to pass on the following roll call:

**Yeas, 30; Nays, 41; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |            |              |
|------------|-------------|------------|--------------|
| Becker     | Bird        | Biskupski  | Bourdeaux    |
| Bowman     | Buffmire    | Curtis     | Dougall      |
| Duckworth  | Ferrin      | Goodfellow | Gowans       |
| Hardy      | Hendrickson | Hogue      | E. Hutchings |
| B. Johnson | Jones       | King       | Kiser        |
| Lawrence   | Litvack     | Mascaro    | McCartney    |
| McGee      | Morgan      | Moss       | Newbold      |
| Shurtliff  | Thompson    |            |              |

**Voting in the negative were:** Representatives

|             |          |           |           |
|-------------|----------|-----------|-----------|
| Agard       | Adams    | Alexander | S. Allen  |
| Anderson    | Barrus   | Bennion   | Bigelow   |
| Bryson      | Bush     | Buttars   | Buxton    |
| Christensen | D. Clark | S. Clark  | D. Cox    |
| Dayton      | Dee      | Dillree   | Donnelson |
| Dunnigan    | Ferry    | Harper    | Holdaway  |
| Hughes      | Last     | Lockhart  | Love      |
| Morley      | Murray   | Noel      | Pace      |
| Parker      | Peterson | Philpot   | Seitz     |
| G. Snow     | Ure      | Urquhart  | Winn      |
| M. Stephens |          |           |           |

**Absent or not voting were:** Representatives

|         |        |        |         |
|---------|--------|--------|---------|
| Daniels | Hansen | Styler | Wallace |
|---------|--------|--------|---------|

**Sub. H.B. 153**, as amended, was filed.

**RULES COMMITTEE REPORTS**

Mr. Speaker:

February 25, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

**JUDICIARY**

**H.J.R. 19** Resolution Reaffirming Protection of Liberties and Civil Rights of Citizens of Utah (E. Hutchings)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

**S.J.R. 11** Resolution Encouraging Congress to Enact Medicare Prescription Drug Benefit (G. Davis)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

**3rd Sub. S.B. 154** Public Education Amendments (T. Hatch)

**TRANSPORTATION**

**1st Sub. S.B. 164** County Amendments (D. Gladwell)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker:

February 25, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

- H.B. 240** Venture Capital Enhancement Act (P. Wallace)  
**H.B. 274** Rights-of-way Across Federal Land (M. Noel)  
**H.B. 353** Vehicle Disclosure Requirements (D. Bowman)  
**H.B. 358** County Fund Balances (B. Johnson)  
**1st Sub. H.B. 230** Parental Relocation Amendments (M. Thompson)  
**H.C.R. 10** Resolution Approving Deep Creek – Tender of Judgment (G. Curtis)  
**2nd Sub. H.B. 249** Licensing Mortgage Loan Officers (B. Parker)  
**H.B. 330** Veterans Group License Plate Revisions (S. Mascaro)  
**H.B. 373** Insurance Law Revisions (J. Ferrin)  
**H.B. 374** Insurance Producers Amendments (J. Dunnigan)  
**H.B. 372** Captive Insurers Act (J. Dunnigan)  
**1st Sub. H.B. 299** Trust Law Amendments (D. Clark)  
**2nd Sub. H.B. 112** County Correctional Facility Reimbursement (B. Dee)  
**H.B. 239** Parent-time Assistance Office (C. Bennion)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

### AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:10 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

February 25, 2003

The Senate passed **S.B. 240**, TERM LIMIT REPEAL, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **3rd Sub. S.B. 179**, NOTICE OF CLAIM OF GOVERNMENTAL IMMUNITY, by Senator D. Gladwell, and it is transmitted for consideration; and

The Senate passed **S.B. 196**, ELECTION LAW – DISCLOSURE REQUIREMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 200**, STATE AUDITOR – EXPANSION OF DUTIES, by Senator M. Waddoups, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 240**, **3rd Sub. S.B. 179**, **S.B. 196**, and **S.B. 200**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 25, 2003

The Senate passed, **H.B. 46**, HONORARY CONSULATE – SPECIAL GROUP LICENSE PLATES, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 106**, HIGHWAY PATROL USE OF UNMARKED VEHICLES, by Senator C. Bramble, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 46** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**S.B. 106** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 25, 2003

The Judiciary Committee reports a favorable recommendation on **H.B. 360**, CHILD SUPPORT OBLIGATIONS – USE OF UTAH DATA, by Representative E. Hutchings; and

The Judiciary Committee recommends **H.B. 285**, FALSE ALLEGATIONS IN DIVORCE PROCEEDINGS, by Representative N. Hendrickson, be replaced and reports a favorable recommendation on **1st Sub. H.B. 285**, FALSE ALLEGATIONS IN DIVORCE PROCEEDINGS with the following amendments:

1. Page 2, Line 28:  
After “merit” insert “by the Division of Child and Family Services or the court.”
2. Page 2, Line 30:  
After “court” delete “may” and insert “shall”; delete “nonalleging” and insert “prevailing”; after “party” delete “:” and insert “court costs and attorneys fees incurred in defending the allegations.”
3. Page 2, Lines 31 – 32:  
Delete lines 31 and 32.
4. Page 2, Line 33:  
After line 33, insert:  
“(5) Interference with visitation may be a substantial and material change of circumstances warranting a petition to modify the custody and child support provisions of the existing order.”
5. Page 2, Line 39:  
After “30–3–35.5” delete the rest of the line
6. Page 2, Line 40:  
At the beginning of the line, delete “the best interests of the child, but”
7. Page 2, Line 41:  
Delete “that is equal or nearly as equal” and insert “agreed to by the parties”; at the end of the line, delete “minimum”
8. Page 2, Line 42:  
After “be entitled” delete “unless a parent can” and insert “:”
9. Page 2, Line 43:  
Delete line 43
10. Page 2, Line 44:  
At the beginning of the line delete “awarded” and insert “If the parties cannot agree, the courts should award a parent–time schedule”
11. Page 2, Line 44:  
After “upon” delete “any” and insert “consideration”

Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**H.B. 360** and **Sub. H.B. 285**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

## **INTRODUCTION OF BILLS**

### **TAX REVISIONS**

**H.B. 276**

*Karen W. Morgan*

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO ENACT PROVISIONS REQUIRING THE STATE TAX COMMISSION TO PRINT CERTAIN INFORMATION ON AN INDIVIDUAL INCOME TAX RETURN, AND TO ENACT PROVISIONS ALLOWING A TAXPAYER TO MAKE A CONTRIBUTION TO THE UNIFORM SCHOOL FUND IN CONNECTION WITH THE TAXPAYER'S INCOME TAX RETURN. THE ACT MODIFIES PROVISIONS TO ALLOW THE REMOVAL OF THE CONTRIBUTION FROM THE INCOME TAX RETURN IF CONTRIBUTIONS FALL BELOW SPECIFIED LIMITS. THE ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

### **DELIVERY SALES OF CIGARETTES**

**H.B. 367**

*Erik K. Hutchings*

THIS ACT AMENDS THE CIGARETTE AND TOBACCO TAX AND LICENSING ACT. THE ACT DEFINES DELIVERY SALE" AND PROVIDES OTHER DEFINITIONS. THE ACT PROVIDES THAT A PERSON MAKING A DELIVERY SALE ORDER, ACCEPTING THE ORDER, MAKING THE DELIVERY, OR ACCEPTING THE DELIVERY MEET SPECIFIED REQUIREMENTS. THE ACT PROVIDES PENALTIES AND REQUIRES FORFEITURE OF CIGARETTES AND PERSONAL PROPERTY UNDER CERTAIN CIRCUMSTANCES. THE ACT SPECIFIES WHO MAY FILE A COURT ACTION TO PREVENT OR RESTRAIN VIOLATION OF THE ACT. THE ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

### **RESOLUTION URGING CONGRESS TO REVIEW IMMIGRATION AND NATURALIZATION**

**H.J.R. 28**

*Duane E. Bourdeaux*

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES THE UNITED STATES CONGRESS AND THE MEMBERS OF UTAH'S

CONGRESSIONAL DELEGATION TO WORK TO RESOLVE ISSUES RELATED TO UNDOCUMENTED INDIVIDUALS IN THE UNITED STATES, read the first time by short title and referred to the Rules Committee.

### UNFINISHED BUSINESS

On motion of Representative Hogue, the House voted to uncircle **H.B. 371**.

**H.B. 371**, COURT SECURITY FEE, was before the House on its final passage.

On motion of Representative Hogue, the House voted to delete **H.B. 371** in title and body and insert **2nd Sub. H.B. 371** in lieu thereof.

On motion of Representative Hogue, the House voted to circle **2nd Sub. H.B. 371**.

\* \* \*

On motion of Representative Hogue, the House voted to uncircle **H.B. 77**.

**H.B. 77**, HIGH SCHOOL GRADUATION REQUIREMENTS – FINANCIAL LITERACY, was before the House on its final passage.

**H.B. 77** then passed on the following roll call:

**Yeas, 44; Nays, 24; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |           |           |             |
|--------------|-----------|-----------|-------------|
| Aagard       | Adams     | S. Allen  | Anderson    |
| Barrus       | Becker    | Bird      | Biskupski   |
| Bourdeaux    | Bowman    | Buxton    | Christensen |
| D. Clark     | S. Clark  | Daniels   | Dee         |
| Dillree      | Donnelson | Duckworth | Ferry       |
| Goodfellow   | Hansen    | Hardy     | Harper      |
| Hendrickson  | Hogue     | Holdaway  | Hughes      |
| E. Hutchings | Jones     | Kiser     | Last        |
| Lawrence     | Litvack   | Love      | McGee       |
| Morgan       | Murray    | Noel      | Pace        |
| Parker       | Seitz     | G. Snow   | Urquhart    |

**Voting in the negative were:** Representatives

|           |         |         |        |
|-----------|---------|---------|--------|
| Alexander | Bennion | Bigelow | Bryson |
| Buffmire  | Bush    | Buttars | D. Cox |

|         |            |           |          |
|---------|------------|-----------|----------|
| Curtis  | Dayton     | Dougall   | Dunnigan |
| Ferrin  | B. Johnson | King      | Lockhart |
| Mascaro | McCartney  | Morley    | Moss     |
| Newbold | Philpot    | Shurtliff | Winn     |

**Absent or not voting were:** Representatives

|        |          |             |          |
|--------|----------|-------------|----------|
| Gowans | Peterson | Styler      | Thompson |
| Ure    | Wallace  | M. Stephens |          |

**H.B. 77** transmitted to the Senate for its consideration.

### SPECIAL ORDER OF BUSINESS

**H.C.R. 7**, RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION, read the third time by short title and placed on its final passage.

On motion of Representative Morgan, the House voted to delete **H.C.R. 7** in title and body and insert **2nd Sub. H.C.R. 7** in lieu thereof.

Representative Christensen proposed the following amendment:

1. Page 1, Line 16:  
After “develop” insert “strong individual character and become good citizens” and delete the rest of the sentence.
2. Page 1, Line 25:  
After “liberty and” insert “constitutional freedoms” and delete “freedom of conscience”
3. Page 1, Line 28:  
After “their” insert “constitutional freedoms” and delete the rest of the line

Representative Christensen’s motion to amend passed on a voice vote.

**2nd Sub. H.C.R. 7**, as amended, then passed on the following roll call:

**Yeas, 67; Nays, 3; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |        |           |           |
|----------|--------|-----------|-----------|
| Aagard   | Adams  | Alexander | S. Allen  |
| Anderson | Barrus | Becker    | Bennion   |
| Bigelow  | Bird   | Biskupski | Bourdeaux |

|           |           |              |            |
|-----------|-----------|--------------|------------|
| Bowman    | Bryson    | Buffmire     | Bush       |
| Buttars   | Buxton    | Christensen  | D. Clark   |
| S. Clark  | D. Cox    | Curtis       | Daniels    |
| Dee       | Dillree   | Donnelson    | Dougall    |
| Duckworth | Dunnigan  | Goodfellow   | Hansen     |
| Hardy     | Harper    | Hendrickson  | Hogue      |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson |
| Jones     | King      | Kiser        | Last       |
| Lawrence  | Litvack   | Lockhart     | Love       |
| Mascaro   | McCartney | McGee        | Morgan     |
| Morley    | Moss      | Murray       | Newbold    |
| Noel      | Pace      | Parker       | Peterson   |
| Seitz     | Shurtliff | G. Snow      | Thompson   |
| Urquhart  | Wallace   | M. Stephens  |            |

**Voting in the negative were:** Representatives

|        |       |         |
|--------|-------|---------|
| Ferrin | Ferry | Philpot |
|--------|-------|---------|

**Absent or not voting were:** Representatives

|        |        |        |     |
|--------|--------|--------|-----|
| Dayton | Gowans | Styler | Ure |
| Winn   |        |        |     |

**2nd Sub. H.C.R. 7**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 272**, REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **H.B. 272**.

\* \* \*

**H.B. 319**, FAMILY EMPLOYMENT PROGRAM WORK INCENTIVES, read the third time by short title and placed on its final passage.

On motion of Representative Litvack, the House voted to circle **H.B. 319**.

\* \* \*

**H.B. 247**, POWER OF ATTORNEY IN RELATION TO A TRUST, read the third time by short title and placed on its final passage.

**H.B. 247** then passed on the following roll call:

**Yeas, 65; Nays, 4; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Aagard      | Adams     | Alexander    | S. Allen   |
| Anderson    | Barrus    | Becker       | Bennion    |
| Bird        | Biskupski | Bowman       | Bryson     |
| Buffmire    | Bush      | Buttars      | Buxton     |
| D. Clark    | S. Clark  | D. Cox       | Curtis     |
| Daniels     | Dayton    | Dee          | Dillree    |
| Donnelson   | Dougall   | Duckworth    | Dunnigan   |
| Ferrin      | Ferry     | Goodfellow   | Hansen     |
| Hardy       | Harper    | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| King        | Kiser     | Last         | Lawrence   |
| Lockhart    | Love      | Mascaro      | McCartney  |
| McGee       | Morgan    | Morley       | Murray     |
| Newbold     | Noel      | Pace         | Parker     |
| Peterson    | Seitz     | Shurtliff    | G. Snow    |
| Thompson    | Urquhart  | Wallace      | Winn       |
| M. Stephens |           |              |            |

**Voting in the negative were:** Representatives

|           |             |       |      |
|-----------|-------------|-------|------|
| Bourdeaux | Christensen | Jones | Moss |
|-----------|-------------|-------|------|

**Absent or not voting were:** Representatives

|         |        |         |         |
|---------|--------|---------|---------|
| Bigelow | Gowans | Litvack | Philpot |
| Styler  | Ure    |         |         |

**H.B. 247** transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 307**, CHILD BIGAMY AMENDMENT, read the third time by short title and placed on its final passage.

**Sub. H.B. 307** then passed on the following roll call:

**Yeas, 68; Nays, 4; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| Bigelow   | Bird         | Biskupski   | Bourdeaux   |
| Bowman    | Bryson       | Buffmire    | Bush        |
| Buttars   | Buxton       | Christensen | S. Clark    |
| D. Cox    | Curtis       | Dee         | Dillree     |
| Donnelson | Duckworth    | Dunnigan    | Ferrin      |
| Ferry     | Goodfellow   | Hansen      | Hardy       |
| Harper    | Hendrickson  | Hogue       | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson  | Jones       |
| King      | Kiser        | Last        | Lawrence    |
| Litvack   | Lockhart     | Love        | Mascaro     |
| McCartney | McGee        | Morgan      | Moss        |
| Murray    | Newbold      | Noel        | Pace        |
| Parker    | Peterson     | Philpot     | Seitz       |
| Shurtliff | G. Snow      | Styler      | Thompson    |
| Urquhart  | Wallace      | Winn        | M. Stephens |

**Voting in the negative were:** Representatives

|          |        |         |        |
|----------|--------|---------|--------|
| D. Clark | Dayton | Dougall | Morley |
|----------|--------|---------|--------|

**Absent or not voting were:** Representatives

|         |        |     |
|---------|--------|-----|
| Daniels | Gowans | Ure |
|---------|--------|-----|

**Sub. H.B. 307** held for possible reconsideration.

\* \* \*

**H.B. 348, LIMITATION ON ALIMONY**, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

- Page 4, Line 1041  
House Committee Amendments 2–21–2003:  
After “RECIPIENT SPOUSE.” insert “The court shall consider whether the alimony award was part of an overall settlement and stipulated agreement in the original divorce action.”

Representative Harper’s motion to amend passed on a voice vote.

**H.B. 348**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Bigelow     | Bird        | Biskupski | Bourdeaux    |
| Bowman      | Bryson      | Bush      | Buttars      |
| Buxton      | Christensen | D. Clark  | S. Clark     |
| D. Cox      | Curtis      | Daniels   | Dayton       |
| Dee         | Dillree     | Donnelson | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Gowans      | Hansen      | Hardy     | Harper       |
| Hendrickson | Holdaway    | Hughes    | E. Hutchings |
| Jones       | King        | Kiser     | Last         |
| Lawrence    | Litvack     | Lockhart  | Mascaro      |
| McCartney   | McGee       | Morgan    | Morley       |
| Moss        | Murray      | Newbold   | Noel         |
| Pace        | Parker      | Peterson  | Philpot      |
| Seitz       | Shurtliff   | G. Snow   | Styler       |
| Thompson    | Ure         | Urquhart  | Wallace      |

**Absent or not voting were:** Representatives

|          |         |             |            |
|----------|---------|-------------|------------|
| Buffmire | Dougall | Hogue       | B. Johnson |
| Love     | Winn    | M. Stephens |            |

**H.B. 348**, as amended, transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Philpot, the House voted to uncircle **H.B. 123**.

**H.B. 123**, PROHIBITION OF PUBLIC FUNDING FOR ABORTION, was before the House on its final passage.

On motion of Representative Philpot, the House voted to delete **H.B. 123** in title and body and insert **6th Sub. H.B. 123** in lieu thereof.

Representative Daniels' proposed the following amendment:

1. Page 2, Line 26:

Insert a new subsection as follows: "(d) the fetus is so severely defective that it cannot survive birth"

Representative Daniels' motion to amend failed on the following roll call:

**Yeas, 19; Nays, 49; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|         |           |            |          |
|---------|-----------|------------|----------|
| Becker  | Biskupski | Bourdeaux  | Buffmire |
| Daniels | Duckworth | Goodfellow | Gowans   |

|        |           |           |         |
|--------|-----------|-----------|---------|
| Hansen | Jones     | King      | Litvack |
| Love   | McCartney | McGee     | Morgan  |
| Moss   | Seitz     | Shurtliff |         |

**Voting in the negative were:** Representatives

|             |          |           |              |
|-------------|----------|-----------|--------------|
| Aagard      | Adams    | S. Allen  | Barrus       |
| Bennion     | Bigelow  | Bird      | Bowman       |
| Bryson      | Bush     | Buttars   | Buxton       |
| Christensen | D. Clark | D. Cox    | Curtis       |
| Dayton      | Dee      | Donnelson | Dougall      |
| Dunnigan    | Ferrin   | Hardy     | Harper       |
| Hogue       | Holdaway | Hughes    | E. Hutchings |
| B. Johnson  | Kiser    | Last      | Lawrence     |
| Lockhart    | Mascaro  | Morley    | Murray       |
| Newbold     | Noel     | Pace      | Parker       |
| Peterson    | Philpot  | G. Snow   | Styler       |
| Thompson    | Urquhart | Wallace   | Winn         |
| M. Stephens |          |           |              |

**Absent or not voting were:** Representatives

|           |             |          |         |
|-----------|-------------|----------|---------|
| Alexander | Anderson    | S. Clark | Dillree |
| Ferry     | Hendrickson | Ure      |         |

# # #

**6th Sub. H.B. 123** then passed on the following roll call:**Yeas, 56; Nays, 15; Absent or not voting, 4.****Voting in the affirmative were:** Representatives

|           |             |              |             |
|-----------|-------------|--------------|-------------|
| Aagard    | Adams       | Alexander    | S. Allen    |
| Barrus    | Bennion     | Bigelow      | Bird        |
| Bowman    | Bryson      | Bush         | Buttars     |
| Buxton    | Christensen | D. Clark     | D. Cox      |
| Dayton    | Dee         | Dillree      | Donnelson   |
| Dougall   | Duckworth   | Dunnigan     | Ferrin      |
| Ferry     | Hardy       | Harper       | Hogue       |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson  |
| Kiser     | Last        | Lawrence     | Lockhart    |
| Love      | Mascaro     | Morgan       | Morley      |
| Murray    | Newbold     | Noel         | Pace        |
| Parker    | Peterson    | Philpot      | Seitz       |
| Shurtliff | G. Snow     | Styler       | Thompson    |
| Urquhart  | Wallace     | Winn         | M. Stephens |

**Voting in the negative were:** Representatives

|           |         |            |           |
|-----------|---------|------------|-----------|
| Anderson  | Becker  | Biskupski  | Bourdeaux |
| Buffmire  | Daniels | Goodfellow | Gowans    |
| Hansen    | Jones   | King       | Litvack   |
| McCartney | McGee   | Moss       |           |

**Absent or not voting were:** Representatives

|          |        |             |     |
|----------|--------|-------------|-----|
| S. Clark | Curtis | Hendrickson | Ure |
|----------|--------|-------------|-----|

**6th Sub. H.B. 123** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**Sub. H.B. 109**, INFORMED CONSENT FOR ELECTROCONVULSIVE TREATMENT AND REPORTING REQUIREMENTS, read the third time by short title and placed on its final passage.

Representative Bryson proposed the following amendment:

1. Page 1, Line 11:  
Delete “electric shock” insert “electroconvulsive”
2. Page 2, Line 39:  
Delete “a”, bracket “lobotomy or”
3. Page 3, Line 65:  
Bracket “electroshock therapy” insert “electroconvulsive treatment”
4. Page 3, Line 69:  
Delete “(ii)” insert “(iii)”
5. Page 4, Lines 114–115:  
Delete “;” and delete line 115
6. Page 4, Line 116:  
Delete “(ii)” and after “if” delete “not in English and if provided by the division” insert “possible”
7. Page 5, Line 131:  
After “between” delete “the age of”
8. Page 7, Line 204:  
Delete “shock”

Representative Bryson’s motion to amend passed on a voice vote.

**Sub. H.B. 109**, as amended, then passed on the following roll call:

**Yeas, 46; Nays, 21; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |             |          |              |
|-----------|-------------|----------|--------------|
| Agard     | S. Allen    | Anderson | Barrus       |
| Bennion   | Bigelow     | Bowman   | Bryson       |
| Bush      | Buttars     | Buxton   | Christensen  |
| D. Cox    | Dayton      | Dillree  | Donnelson    |
| Duckworth | Dunnigan    | Ferrin   | Gowans       |
| Hansen    | Hardy       | Harper   | Hendrickson  |
| Hogue     | Holdaway    | Hughes   | E. Hutchings |
| King      | Lawrence    | Lockhart | Love         |
| Mascaro   | Morley      | Murray   | Newbold      |
| Noel      | Pace        | Parker   | Peterson     |
| Philpot   | Seitz       | Styler   | Thompson     |
| Wallace   | M. Stephens |          |              |

**Voting in the negative were:** Representatives

|           |          |          |           |
|-----------|----------|----------|-----------|
| Adams     | Becker   | Bird     | Biskupski |
| Bourdeaux | Buffmire | D. Clark | Curtis    |
| Daniels   | Dougall  | Ferry    | Jones     |
| Kiser     | Last     | Litvack  | McCartney |
| McGee     | Morgan   | Moss     | Shurtliff |
| Urquhart  |          |          |           |

**Absent or not voting were:** Representatives

|            |          |     |            |
|------------|----------|-----|------------|
| Alexander  | S. Clark | Dee | Goodfellow |
| B. Johnson | G. Snow  | Ure | Winn       |

**Sub. H.B. 109**, as amended, transmitted to the Senate for its consideration.

**RULES COMMITTEE REPORTS**

Mr. Speaker: February 25, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills be assigned to standing committees:

**JUDICIARY**

- H.B. 129** Voyeurism Amendments (B. Goodfellow)
- S.B. 240** Term Limit Repeal (C. Bramble)
- 3rd Sub. S.B. 179** Notice of Claim of Governmental Immunity (D. Gladwell)

**LAW ENFORCEMENT AND CRIMINAL JUSTICE****S.B. 196** Election Law – Disclosure Requirements (B. Evans)**S.B. 200** State Auditor – Expansion of Duties (M. Waddoups)**TRANSPORTATION****H.B. 367** Delivery Sales of Cigarettes (E. Hutchings)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker:

February 25, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

**H.B. 264** Division of Parks and Recreation – Restricted Account (M. Styler)**H.B. 278** Municipal Annexations Across County Lines (D. G. Buxton)**1st Sub. H.B. 126** Medicaid Benefit Amendments (R. Lockhart)**1st Sub. H.B. 6** Shared Parenting by Divorcing Parents (M. Thompson)**1st Sub. H.B. 10** Parent–time Amendments (J. Ferrin)**1st Sub. H.B. 54** Special Districts and Local Districts – Acquisition of Real Property (G. Hughes)**H.B. 296** Municipal Annexation Amendments (M. S. Lawrence)**H.B. 305** Individual Income Tax Contribution – Wolf Depredation and Management Restricted Account (D. Peterson)**H.B. 342** Presidential Primary Amendments (M. S. Lawrence)**H.B. 279** Theft of Gasoline (G. Curtis)**1st Sub. H.B. 285** False Allegations in Divorce Proceedings (N. Hendrickson)**H.B. 325** Court–ordered Counseling (G. Donnelson)**H.C.R. 11** Resolution Promoting Moderately Sized Schools (D. Cox)**H.B. 362** Amendments to Construction Contracts Regarding Unreasonable Delays (E. Hutchings)**H.B. 143** High Level Nuclear Shipment Safety Provisions (K. Morgan)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Styler, the House voted to recess until 6:00 p.m.

**EVENING SESSION**

The House was called to order by Speaker Stephens at 6:30 p.m.

Representative Ferrin was excused.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: February 25, 2003

The Senate passed **S.B. 172**, HAZARDOUS WASTE REGULATION AND TAX POLICY TASK FORCE AND MORATORIUM ON ACCEPTANCE OF CLASS B AND C RADIOACTIVE WASTE, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 172**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 25, 2003

The President of the Senate has signed **H.B. 98**, MUNICIPAL DISCONNECTION AMENDMENTS, by Representative A. Hardy, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **H.B. 98** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**INTRODUCTION OF BILL**

**ANIMAL SHELTER AMENDMENTS**

**H.B. 128**

*Darin Peterson*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE PROVISIONS REGARDING ANIMALS IN CUSTODY OF AN ANIMAL

CONTROL AGENCY BY DEFINING A WORKING DAY TO INCLUDE A DAY WHEN THE SHELTER IS OPEN FOUR OR MORE HOURS AND BY DEFINING A FERAL CAT. THIS ACT PROVIDES THAT FERAL CATS THAT ARE NOT IDENTIFIED MAY BE EUTHANIZED PRIOR TO THE REQUIRED MINIMUM THREE WORKING DAY HOLDING PERIOD FOR ANIMALS IN THE CUSTODY OF AN ANIMAL CONTROL AGENCY. THE ACT ALSO PROVIDES COUNTIES AND MUNICIPALITIES THE OPTION OF ALLOWING PRIVATE PARTIES TO STERILIZE AND MAINTAIN FERAL CATS IN ACCORDANCE WITH GUIDELINES AND STANDARDS AND AT THE PARTIES' OWN COST, RATHER THAN THE ANIMAL CONTROL AGENCY EUTHANIZING AND DISPOSING OF THE ANIMAL, read the first time by short title and referred to the Rules Committee.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to suspend the 24-hour rule on all bills throughout the remainder of the session.

\* \* \*

On motion of Representative Curtis, the House voted to limit debate to 5 minutes per speaker for this evening session.

### THIRD READING CALENDAR

**H.B. 332**, INSURANCE COVERAGE OF HEALTH CARE PROFESSIONALS, read the third time by short title and placed on its final passage.

**H.B. 332** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Aagard      | Adams     | Anderson   | Barrus       |
| Becker      | Bennion   | Bigelow    | Bird         |
| Biskupski   | Bourdeaux | Bowman     | Bryson       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | D. Clark  | S. Clark   | D. Cox       |
| Curtis      | Daniels   | Dayton     | Dee          |
| Dillree     | Donnelson | Dougall    | Duckworth    |
| Dunnigan    | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |

|          |             |           |          |
|----------|-------------|-----------|----------|
| Jones    | King        | Kiser     | Last     |
| Lawrence | Litvack     | Lockhart  | Love     |
| Mascaro  | McCartney   | McGee     | Morgan   |
| Morley   | Moss        | Murray    | Newbold  |
| Noel     | Pace        | Parker    | Peterson |
| Philpot  | Seitz       | Shurtliff | G. Snow  |
| Styler   | Thompson    | Ure       | Urquhart |
| Wallace  | M. Stephens |           |          |

**Absent or not voting were:** Representatives

|           |          |        |            |
|-----------|----------|--------|------------|
| Alexander | S. Allen | Ferrin | B. Johnson |
| Winn      |          |        |            |

**H.B. 332** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Curtis, the House voted to uncircle **H.B. 272**.

**H.B. 272**, REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS, was before the House on its final passage.

Representative Curtis proposed the following amendment:

1. Page 1, Line 8:  
After “funds for” insert “cable television and”
2. Page 1, Line 9:  
After “equipment” insert “and clarifies a limitation on the agency’s authority with respect to cable television service and public telecommunications service”
3. Page 1, Line 10:  
After “funds.” insert “The act extends the authority to use specified tax increment to agencies established by other than first or second class cities and cities located in other than a first class county.”
4. Page 2, Line 44:  
After “an agency” bracket “established by the legislative body of a”
5. Page 2, Line 45:  
At the beginning of line 45 bracket “city of the first or second class or by a city that is located in a county of the first class”

6. Page 3, Line 69  
House Committee Amendments 2–19–2003:  
Bracket “2002” and reinstate “2006”
7. Page 3, Line 70  
House Committee Amendments 2–19–2003:  
After “June 30,” bracket “2002” and reinstate “2006”
8. Page 3, Line 78  
House Committee Amendments 2–19–2003:  
After “for providing” insert “cable television service and”
9. Page 3, Line 79  
House Committee Amendments 2–19–2003:  
After “subject to” delete “limitations contained” and insert  
“Subsection (3)(d):”
10. Page 3, Lines 80–81  
House Committee Amendments 2–19–2003:  
Delete lines 80 and 81
11. Page 4, Line 105:  
After line 105 insert:  
“(d)(i) Notwithstanding Title 10, Chapter 18, Municipal Cable  
Television and Public Telecommunications Services, an agency whose  
tax increment is used under Subsection (3)(b)(iii) may not provide  
cable television service or public telecommunications service, as  
defined in Section 10–18–102.  
(ii) Each agency that uses tax increment under Subsection (3)(b)(iii)  
shall provide the services it provides using that tax increment in a  
nonpreferential and nondiscriminatory manner.”

Representative Curtis’ motion to amend passed on a voice vote.

**H.B. 272**, as amended, then passed on the following roll call:

**Yeas, 55; Nays, 15; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |          |             |           |
|----------|----------|-------------|-----------|
| Adams    | S. Allen | Anderson    | Becker    |
| Bennion  | Bigelow  | Biskupski   | Bourdeaux |
| Bowman   | Bryson   | Buffmire    | Bush      |
| Buttars  | Buxton   | Christensen | D. Clark  |
| S. Clark | Curtis   | Dee         | Dillree   |

|            |           |             |              |
|------------|-----------|-------------|--------------|
| Duckworth  | Ferry     | Goodfellow  | Hansen       |
| Hardy      | Harper    | Holdaway    | E. Hutchings |
| B. Johnson | Jones     | King        | Kiser        |
| Last       | Lawrence  | Lockhart    | Love         |
| Mascaro    | McCartney | McGee       | Morgan       |
| Morley     | Moss      | Murray      | Newbold      |
| Noel       | Pace      | Parker      | Peterson     |
| Seitz      | Shurtliff | G. Snow     | Styler       |
| Urquhart   | Wallace   | M. Stephens |              |

**Voting in the negative were:** Representatives

|          |          |           |         |
|----------|----------|-----------|---------|
| Aagard   | Barrus   | Bird      | D. Cox  |
| Daniels  | Dayton   | Donnelson | Dougall |
| Dunnigan | Gowans   | Hogue     | Hughes  |
| Philpot  | Thompson | Ure       |         |

**Absent or not voting were:** Representatives

|           |        |             |         |
|-----------|--------|-------------|---------|
| Alexander | Ferrin | Hendrickson | Litvack |
| Winn      |        |             |         |

**H.B. 272**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Hughes, the House voted to lift **Sub. H.B. 54** from the Third Reading Calendar and return it to the Rules Committee.

**THIRD READING CALENDAR**

**H.B. 295**, STATE LAND AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 295** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |
| S. Clark | D. Cox | Curtis      | Daniels   |
| Dayton   | Dee    | Dillree     | Donnelson |

|            |              |            |             |
|------------|--------------|------------|-------------|
| Dougall    | Duckworth    | Dunnigan   | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Lockhart   | Love         | Mascaro    | McCartney   |
| McGee      | Morgan       | Morley     | Moss        |
| Murray     | Newbold      | Noel       | Pace        |
| Parker     | Peterson     | Philpot    | Seitz       |
| Shurtliff  | G. Snow      | Styler     | Thompson    |
| Ure        | Urquhart     | Wallace    | M. Stephens |

**Absent or not voting were:** Representatives

|        |         |      |
|--------|---------|------|
| Ferrin | Litvack | Winn |
|--------|---------|------|

**H.B. 295** transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 290**, EXEMPTIONS RELATED TO EXCHANGE OF SECURITIES, read the third time by short title and placed on its final passage.

**Sub. H.B. 290**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Agard      | Adams        | S. Allen   | Anderson    |
| Barrus     | Becker       | Bennion    | Bigelow     |
| Bird       | Biskupski    | Bowman     | Bryson      |
| Bush       | Buttars      | Buxton     | Christensen |
| D. Clark   | S. Clark     | Curtis     | Daniels     |
| Dayton     | Dee          | Dillree    | Donnelson   |
| Dougall    | Duckworth    | Dunnigan   | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Litvack    | Lockhart     | Love       | Mascaro     |
| McCartney  | McGee        | Morgan     | Morley      |
| Moss       | Murray       | Newbold    | Noel        |
| Pace       | Parker       | Peterson   | Philpot     |
| Seitz      | Shurtliff    | G. Snow    | Styler      |
| Thompson   | Ure          | Urquhart   | Wallace     |

**Absent or not voting were:** Representatives

|           |           |             |        |
|-----------|-----------|-------------|--------|
| Alexander | Bourdeaux | Buffmire    | D. Cox |
| Ferrin    | Winn      | M. Stephens |        |

**Sub. H.B. 290**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 349**, PRACTICE OF LAW AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative D. Clark, the House voted to circle **H.B. 349**.

\* \* \*

**H.B. 240**, VENTURE CAPITAL ENHANCEMENT ACT, read the third time by short title and placed on its final passage.

Representative Wallace proposed the following amendment:

1. Page 6, Line 168:  
After "terms" insert "."
2. Page 6, Line 169:  
Delete line 169 and insert:  
"with the initial terms of the first three members to be five years for one member, four years for one member, and three years for one member."
3. Page 18, Lines 536–542:  
Delete lines 536–542 and insert:  
"allocate the amount of the contingent tax credit to the taxpayers of the investor based on each taxpayer's pro rata share of the investor's earnings; and"

Representative Wallace's motion to amend passed on a voice vote.

###

Representative Dougall proposed the following amendment:

4. Page 5, Line 121:  
After "would" delete "minimize" and insert "maximize the direct economic impact for the state while minimizing"
5. Page 15, Line 448:  
After "(iv)" insert "if they have existing offices in the state."

6. Page 15, Line 449:  
After “by” delete “adding additional” and insert “demonstrating the tangible addition of”
7. Page 15, Line 455:  
After line 455 insert:  
“(4)(a) Through July 1, 2013, the fund manager shall give priority to investing in venture capital entities that did not have offices or facilities in the state before July 1, 2002, but are committed to investing in Utah companies, as evidenced by their willingness to comply with the preferences in Subsections (1)(a) and (2)(a) after receiving investments by the Utah Fund of funds.  
(b) An entity with offices or facilities in the state before July 1, 2002, may not receive more than \$2,000,000 in investment funds from the Utah fund of funds during the period from July 1, 2003 to July 1, 2013.”

Representative Dougall’s motion to amend passed on a voice vote.

###

**H.B. 240**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |            |             |            |
|--------------|------------|-------------|------------|
| Agard        | Adams      | Alexander   | S. Allen   |
| Anderson     | Barrus     | Becker      | Bennion    |
| Bigelow      | Bird       | Biskupski   | Bourdeaux  |
| Bowman       | Bryson     | Buffmire    | Bush       |
| Buttars      | Buxton     | Christensen | D. Clark   |
| S. Clark     | D. Cox     | Daniels     | Dayton     |
| Dee          | Dillree    | Donnelson   | Dougall    |
| Duckworth    | Dunnigan   | Ferry       | Goodfellow |
| Gowans       | Hansen     | Hardy       | Harper     |
| Hendrickson  | Hogue      | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | Jones       | Kiser      |
| Lawrence     | Litvack    | Lockhart    | Love       |
| Mascaro      | McCartney  | McGee       | Morley     |
| Moss         | Murray     | Newbold     | Noel       |
| Pace         | Parker     | Peterson    | Philpot    |
| Seitz        | Shurtliff  | G. Snow     | Thompson   |
| Ure          | Urquhart   | Wallace     | Winn       |

**Voting in the negative was:** Representative Styler

**Absent or not voting were:** Representatives

|        |             |      |      |
|--------|-------------|------|------|
| Curtis | Ferrin      | King | Last |
| Morgan | M. Stephens |      |      |

**H.B. 240**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 274, RIGHTS-OF-WAY**, read the third time by short title and placed on its final passage.

Representative Noel proposed the following amendment:

1. Page 7, Line 196:  
House Committee Amendments 2-21-2003:  
Delete "right-or-way" and insert "right-of-way"

Representative Noel's motion to amend passed on a voice vote.

# # #

Representative Becker proposed the following amendment:

2. Page 5, Lines 141-143:  
Delete lines 141 through 143 and renumber accordingly.

Representative Becker's motion to amend failed on a voice vote.

# # #

**H.B. 274**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 13; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |          |             |          |
|-----------|----------|-------------|----------|
| Aagard    | Adams    | Alexander   | S. Allen |
| Anderson  | Barrus   | Bennion     | Bigelow  |
| Bird      | Bowman   | Bryson      | Bush     |
| Buttars   | Buxton   | Christensen | D. Clark |
| S. Clark  | D. Cox   | Curtis      | Dayton   |
| Dee       | Dillree  | Donnelson   | Dougall  |
| Duckworth | Dunnigan | Ferry       | Gowans   |

|          |             |              |            |
|----------|-------------|--------------|------------|
| Hardy    | Harper      | Hendrickson  | Hogue      |
| Holdaway | Hughes      | E. Hutchings | B. Johnson |
| Kiser    | Last        | Lawrence     | Lockhart   |
| Love     | Mascaro     | Morgan       | Morley     |
| Murray   | Newbold     | Noel         | Pace       |
| Parker   | Peterson    | Philpot      | Seitz      |
| G. Snow  | Styler      | Thompson     | Urquhart   |
| Wallace  | M. Stephens |              |            |

**Voting in the negative were:** Representatives

|           |            |           |          |
|-----------|------------|-----------|----------|
| Becker    | Biskupski  | Bourdeaux | Buffmire |
| Daniels   | Goodfellow | Hansen    | Jones    |
| Litvack   | McCartney  | McGee     | Moss     |
| Shurtliff |            |           |          |

**Absent or not voting were:** Representatives

|        |      |     |      |
|--------|------|-----|------|
| Ferrin | King | Ure | Winn |
|--------|------|-----|------|

**H.B. 274**, as amended, transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Urquhart, the House voted to uncircle **H.B. 349**.

**H.B. 349**, PRACTICE OF LAW AMENDMENTS, was before the House on its final passage.

Representative Urquhart declared a conflict of interest because he is an attorney.

On motion of Representative Curtis, the House voted to delete **H.B. 349** in title and body and insert **Sub. H.B. 349** in lieu thereof.

**Sub. H.B. 349** then passed on the following roll call:

**Yeas, 57; Nays, 15; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |         |           |           |
|----------|---------|-----------|-----------|
| Agard    | Adams   | Alexander | S. Allen  |
| Anderson | Barrus  | Becker    | Bennion   |
| Bigelow  | Bird    | Bowman    | Bryson    |
| Bush     | Buttars | Buxton    | D. Clark  |
| S. Clark | D. Cox  | Curtis    | Dayton    |
| Dee      | Dillree | Donnelson | Duckworth |

|             |              |             |          |
|-------------|--------------|-------------|----------|
| Dunnigan    | Ferry        | Goodfellow  | Gowans   |
| Hansen      | Hardy        | Hendrickson | Hogue    |
| Holdaway    | E. Hutchings | B. Johnson  | King     |
| Last        | Lawrence     | Lockhart    | Love     |
| Mascaro     | Morley       | Murray      | Newbold  |
| Noel        | Pace         | Parker      | Peterson |
| Philpot     | Seitz        | G. Snow     | Styler   |
| Thompson    | Urquhart     | Wallace     | Winn     |
| M. Stephens |              |             |          |

**Voting in the negative were:** Representatives

|           |           |           |             |
|-----------|-----------|-----------|-------------|
| Biskupski | Bourdeaux | Buffmire  | Christensen |
| Daniels   | Dougall   | Hughes    | Jones       |
| Kiser     | Litvack   | McCartney | McGee       |
| Morgan    | Moss      | Shurtliff |             |

**Absent or not voting were:** Representatives

|        |        |     |
|--------|--------|-----|
| Ferrin | Harper | Ure |
|--------|--------|-----|

**Sub. H.B. 349** transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 26, 2003, at 9:00 a.m.

# THIRTY-EIGHTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:20 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Reverend Robert Moriarty, Chaplain, Juan Diego Catholic High School, a guest of Representative Mike Styler.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: February 25, 2003

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 316, AEROSPACE AND AVIATION DEVELOPMENT ZONE**, by Representative B. Dee, with the following amendments:

1. Page 2, Line 36:  
Delete "municipal"
2. Page 3, Line 60:  
After "any" delete "municipal"
3. Page 4, Line 110:  
After "Finance" delete "may" and insert "shall"
4. Page 5, Line 128:  
Delete "payroll" and insert "quarterly payment"
5. Page 5, Line 131:  
After "development zone and" delete "tax credits and"

David N. Cox, Chair

Report filed. On motion of Representative Curtis, the report of the Workforce Services and Community and Economic Development committee was adopted.

**H.B. 316**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

\* \* \*

Mr. Speaker:

February 25, 2003

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 286**, WASTE TAX AND FEE AMENDMENTS, by Representative D. Ure.

Wayne A. Harper, Chair

Report filed. On motion of Representative S. Clark, the report of the Revenue and Taxation committee was adopted.

**H.B. 286**, read the second time by short title and referred to the Rules Committee for prioritization.

\* \* \*

Mr. Speaker:

February 25, 2003

The Government Operations Committee reports a favorable recommendation on **H.B. 294**, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS, by Representative S. Allen, et al, with the following amendments:

1. Page 7, Line 201:  
After "with" delete "95%" and insert "94.5%"; and

The Government Operations Committee reports a favorable recommendation on **H.B. 49**, BAN ON GIFTS TO ELECTED OFFICIALS, by Representative R. Becker; and

The Government Operations Committee reports a favorable recommendation on **H.B. 347**, STATE GOVERNMENT RETIREMENT AMENDMENTS, by Representative B. Dee, with the following amendments:

1. Page 2, Line 36:  
After "public employee" insert ", who is not a peace officer or firefighter."
2. Page 2, Line 40:  
Delete "retired"
3. Page 2, Line 41:  
Delete "board of an association that is"

4. Page 2, Lines 42–43:  
Delete all of lines 42 and 43 and insert:  
“boards of the associations that represent a majority of peace officers.”
5. Page 2, Line 44:  
Delete “retired”
6. Page 2, Lines 46–47:  
Delete “retired” and delete “who retired from a system administered by the board”

James A. Ferrin, Chair

Reports filed. On motion of Representative Curtis, the reports of the Government Operations committee were adopted.

**H.B. 294**, as amended, **H.B. 49**, and **H.B. 347**, as amended, read the second time by short title and referred to the Rules Committee for prioritization.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker:

February 25, 2003

The Joint Conference Committee comprised of Senators Waddoups, Arent, and Thomas, and Representatives Dunnigan, Kiser, and Biskupski, recommends **S.B. 86**, PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS, by Senator M. Waddoups, with the following amendments:

1. Include all the Senate amendments on Page 2 of the goldenrod copies dated 1–27–2003.
2. Include all the House amendments on Pages 1, 2, and 2a of the lilac copies dated 2–19–2003.
3. Also include the following amendment:

Page 2, Line 43

House Floor Amendments 2–19–2003:

After “mail .OR” delete “IN” and insert “prominently displayed on the first page of”

Michael Waddoups  
Senate Chair  
James Dunnigan  
House Chair

Report filed. On motion of Representative Dunnigan, the House voted to adopt the Conference Committee Report.

**S.B. 86** passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |            |           |             |
|--------------|------------|-----------|-------------|
| Aagard       | Adams      | Alexander | S. Allen    |
| Anderson     | Barrus     | Becker    | Bennion     |
| Bigelow      | Bird       | Biskupski | Buffmire    |
| Bush         | Buttars    | Buxton    | D. Clark    |
| S. Clark     | D. Cox     | Curtis    | Daniels     |
| Dayton       | Dee        | Donnelson | Dougall     |
| Duckworth    | Dunnigan   | Ferry     | Goodfellow  |
| Gowans       | Hansen     | Hardy     | Harper      |
| Hendrickson  | Hogue      | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson | Jones     | King        |
| Kiser        | Last       | Lawrence  | Litvack     |
| Lockhart     | Love       | Mascaro   | McCartney   |
| McGee        | Morgan     | Morley    | Moss        |
| Murray       | Newbold    | Noel      | Pace        |
| Parker       | Peterson   | Philpot   | Seitz       |
| Shurtliff    | G. Snow    | Styler    | Thompson    |
| Urquhart     | Wallace    | Winn      | M. Stephens |

**Absent or not voting were:** Representatives

|           |        |        |             |
|-----------|--------|--------|-------------|
| Bourdeaux | Bowman | Bryson | Christensen |
| Dillree   | Ferrin | Ure    |             |

**S.B. 86** was returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Bigelow, the House voted to lift **S.B. 57** from the Senate Third Reading Calendar and return it to the Rules Committee due to fiscal impact.

### UNFINISHED BUSINESS

On motion of Representative Johnson, the House voted to uncircle **Sub. S.B. 79**.

**Sub. S.B. 79**, DISABLED PARKING FINE, was before the House on its final passage.

On motion of Representative Johnson, the House voted to delete **Sub. S.B. 79** in title and body and insert **2nd Sub. S.B. 79** in lieu thereof.

Representative Harper proposed the following amendment:

1. Page 1, Line 6:  
Delete "\$200" and insert "\$150"
2. Page 1, Line 7:  
Delete "\$100" and insert "\$75"
2. Page 1, Line 20:  
Delete "\$200" and insert "\$150"
3. Page 2, Line 37:  
Delete "\$100" and insert "\$75"

Representative Snow proposed the following substitute motion to amend:

1. Page 1, Line 6:  
Delete "\$200" and insert "\$110"
2. Page 1, Line 7:  
Delete "\$100" and insert "\$55"
2. Page 1, Line 20:  
Delete "\$200" and insert "\$110"
3. Page 2, Line 37:  
Delete "\$100" and insert "\$55"

Representative Snow's motion to amend passed on a voice vote.

**2nd Sub. S.B. 79**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 14; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| Aagard    | Alexander    | S. Allen    | Barrus      |
| Becker    | Bennion      | Bigelow     | Bird        |
| Biskupski | Bourdeaux    | Bowman      | Bryson      |
| Buffmire  | Bush         | Buttars     | Christensen |
| D. Clark  | S. Clark     | D. Cox      | Daniels     |
| Dayton    | Donnelson    | Duckworth   | Dunnigan    |
| Ferrin    | Ferry        | Goodfellow  | Gowans      |
| Hansen    | Harper       | Hendrickson | Hogue       |
| Holdaway  | E. Hutchings | B. Johnson  | Jones       |

|           |          |          |           |
|-----------|----------|----------|-----------|
| King      | Kiser    | Last     | Lawrence  |
| Litvack   | Lockhart | Love     | McCartney |
| Moss      | Murray   | Newbold  | Noel      |
| Pace      | Parker   | Peterson | Seitz     |
| Shurtliff | G. Snow  | Styler   | Urquhart  |
| Wallace   | Winn     |          |           |

**Voting in the negative were:** Representatives

|         |             |         |          |
|---------|-------------|---------|----------|
| Adams   | Anderson    | Buxton  | Dee      |
| Dougall | Hardy       | Hughes  | Mascaro  |
| Morgan  | Morley      | Philpot | Thompson |
| Ure     | M. Stephens |         |          |

**Absent or not voting were:** Representatives

|        |         |       |
|--------|---------|-------|
| Curtis | Dillree | McGee |
|--------|---------|-------|

**2nd Sub. S.B. 79**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**2nd Sub. S.B. 58**, YOUTH CORRECTIONS – DIVISION NAME AMENDMENT, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **2nd Sub. S.B. 58**.

\* \* \*

**Sub. S.B. 29**, LEGISLATIVE REPORTING AND ACCESS TO CERTAIN INFORMATION, read the third time by short title and placed on its final passage.

**Sub. S.B. 29** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |           |          |
|-----------|-------------|-----------|----------|
| Aagard    | Adams       | Alexander | S. Allen |
| Anderson  | Barrus      | Becker    | Bennion  |
| Bigelow   | Bird        | Biskupski | Bowman   |
| Bryson    | Buffmire    | Bush      | Buttars  |
| Buxton    | Christensen | D. Clark  | S. Clark |
| D. Cox    | Curtis      | Daniels   | Dayton   |
| Dee       | Dillree     | Donnelson | Dougall  |
| Duckworth | Dunnigan    | Ferrin    | Ferry    |

|            |              |             |          |
|------------|--------------|-------------|----------|
| Goodfellow | Gowans       | Hansen      | Hardy    |
| Harper     | Hendrickson  | Hogue       | Holdaway |
| Hughes     | E. Hutchings | B. Johnson  | Jones    |
| King       | Kiser        | Last        | Lawrence |
| Litvack    | Lockhart     | Love        | Mascaro  |
| McCartney  | McGee        | Morgan      | Moss     |
| Murray     | Newbold      | Noel        | Pace     |
| Parker     | Peterson     | Philpot     | Seitz    |
| Shurtliff  | G. Snow      | Thompson    | Urquhart |
| Wallace    | Winn         | M. Stephens |          |

**Absent or not voting were:** Representatives

|           |        |        |     |
|-----------|--------|--------|-----|
| Bourdeaux | Morley | Styler | Ure |
|-----------|--------|--------|-----|

**Sub. S.B. 29** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **2nd Sub. S.B. 58**.

**2nd Sub. S.B. 58, YOUTH CORRECTIONS – DIVISION NAME AMENDMENT**, was before the House on its final passage.

Representative Curtis proposed the following amendment:

1. Page 23, Line 705:  
Delete “Justice” which is not existing language, and lower case “Services” as existing language
2. Page 50, Line 1535:  
After Line 1535, insert “1 Alterations, Repairs, and Improvements \$5,000,000” as existing language

Representative Curtis’ motion to amend passed on a voice vote.

**2nd Sub. S.B. 58**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|        |           |          |          |
|--------|-----------|----------|----------|
| Adams  | Alexander | S. Allen | Anderson |
| Barrus | Becker    | Bennion  | Bigelow  |

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Bird        | Biskupski | Bowman     | Bryson       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | S. Clark  | D. Cox     | Curtis       |
| Daniels     | Dayton    | Dee        | Dillree      |
| Donnelson   | Dougall   | Duckworth  | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |
| Jones       | King      | Kiser      | Last         |
| Lawrence    | Litvack   | Lockhart   | Love         |
| Mascaro     | McCartney | McGee      | Morgan       |
| Morley      | Moss      | Murray     | Newbold      |
| Noel        | Pace      | Parker     | Peterson     |
| Seitz       | Shurtliff | G. Snow    | Ure          |
| Urquhart    | Wallace   | Winn       | M. Stephens  |

**Voting in the negative were:** Representatives

Styler                      Thompson

**Absent or not voting were:** Representatives

Agard                      Bourdeaux                      D. Clark                      B. Johnson  
Philpot

**2nd Sub. S.B. 58**, as amended, returned to the Senate for further consideration.

### THIRD READING CALENDAR

**Sub. S.B. 53**, AMENDMENTS TO CONTROLLED SUBSTANCE ACT, read the third time by short title and placed on its final passage.

On motion of Representative Seitz, the House voted to circle **Sub. S.B. 53**.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **S.B. 143**.

**S.B. 143**, MOTOR VEHICLE DISCLOSURE REQUIREMENTS – PURCHASER’S RIGHTS, was before the House on its final passage.

**S.B. 143** then passed on the following roll call:

**Yeas, 67; Nays, 4; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |              |             |
|-----------|-------------|--------------|-------------|
| Agard     | Adams       | Alexander    | S. Allen    |
| Anderson  | Barrus      | Becker       | Bennion     |
| Bigelow   | Bird        | Biskupski    | Bowman      |
| Bryson    | Buffmire    | Bush         | Buttars     |
| Buxton    | Christensen | D. Clark     | S. Clark    |
| D. Cox    | Curtis      | Daniels      | Dayton      |
| Dee       | Donnelson   | Dougall      | Duckworth   |
| Dunnigan  | Ferrin      | Ferry        | Goodfellow  |
| Hansen    | Hardy       | Harper       | Hendrickson |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson  |
| Jones     | King        | Kiser        | Last        |
| Lawrence  | Litvack     | Lockhart     | Love        |
| Mascaro   | McCartney   | McGee        | Morgan      |
| Moss      | Murray      | Newbold      | Noel        |
| Pace      | Parker      | Peterson     | Seitz       |
| Shurtliff | G. Snow     | Styler       | Thompson    |
| Urquhart  | Wallace     | Winn         |             |

**Voting in the negative were:** Representatives

|       |        |     |             |
|-------|--------|-----|-------------|
| Hogue | Morley | Ure | M. Stephens |
|-------|--------|-----|-------------|

**Absent or not voting were:** Representatives

|           |         |        |         |
|-----------|---------|--------|---------|
| Bourdeaux | Dillree | Gowans | Philpot |
|-----------|---------|--------|---------|

**S.B. 143** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**THIRD READING CALENDAR**

**S.C.R. 3**, RESOLUTION DESIGNATING LEGISLATORS BACK TO SCHOOL WEEK, read the third time by short title and placed on its final passage.

**S.C.R. 3** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |          |           |          |
|----------|----------|-----------|----------|
| Agard    | Adams    | Alexander | S. Allen |
| Anderson | Barrus   | Becker    | Bennion  |
| Bigelow  | Bird     | Biskupski | Bowman   |
| Bryson   | Buffmire | Bush      | Buxton   |

|              |            |          |             |
|--------------|------------|----------|-------------|
| Christensen  | D. Clark   | S. Clark | D. Cox      |
| Curtis       | Daniels    | Dayton   | Dee         |
| Dillree      | Donnelson  | Dougall  | Duckworth   |
| Dunnigan     | Ferrin     | Ferry    | Goodfellow  |
| Gowans       | Hansen     | Hardy    | Harper      |
| Hendrickson  | Hogue      | Holdaway | Hughes      |
| E. Hutchings | B. Johnson | Jones    | King        |
| Kiser        | Last       | Lawrence | Litvack     |
| Lockhart     | Love       | Mascaro  | McCartney   |
| McGee        | Morgan     | Morley   | Moss        |
| Murray       | Newbold    | Noel     | Pace        |
| Parker       | Peterson   | Seitz    | Shurtliff   |
| G. Snow      | Styler     | Thompson | Ure         |
| Urquhart     | Wallace    | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|           |         |          |
|-----------|---------|----------|
| Bourdeaux | Buttars | Philpot] |
|-----------|---------|----------|

**S.C.R. 3** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 65, RECLAMATION SURETY FOR MINING OPERATIONS**, read the third time by short title and placed on its final passage.

**S.B. 65** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |              |            |          |
|------------|--------------|------------|----------|
| Aagard     | Adams        | Alexander  | S. Allen |
| Anderson   | Barrus       | Becker     | Bennion  |
| Bigelow    | Bird         | Biskupski  | Bowman   |
| Bryson     | Buffmire     | Bush       | Buttars  |
| Buxton     | Christensen  | D. Clark   | S. Clark |
| D. Cox     | Curtis       | Daniels    | Dayton   |
| Dee        | Dillree      | Donnelson  | Dougall  |
| Duckworth  | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow | Gowans       | Hansen     | Hardy    |
| Harper     | Hendrickson  | Hogue      | Holdaway |
| Hughes     | E. Hutchings | B. Johnson | Jones    |

|          |             |           |           |
|----------|-------------|-----------|-----------|
| King     | Kiser       | Lawrence  | Litvack   |
| Lockhart | Love        | Mascaro   | McCartney |
| McGee    | Morgan      | Morley    | Moss      |
| Murray   | Newbold     | Noel      | Pace      |
| Parker   | Seitz       | Shurtliff | Styler    |
| Thompson | Ure         | Urquhart  | Wallace   |
| Winn     | M. Stephens |           |           |

**Absent or not voting were:** Representatives

|           |      |          |         |
|-----------|------|----------|---------|
| Bourdeaux | Last | Peterson | Philpot |
| G. Snow   |      |          |         |

**S.B. 65** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 123**, INHERENT RISK OF LIVESTOCK ACTIVITIES, read the third time by short title and placed on its final passage.

Representative Ure proposed the following amendment:

1. Page 4, Line 102  
Senate 2nd Reading Amendments 2–13–2003:  
At the end of the line, delete “and”
2. Page 4, Line 103  
Senate 2nd Reading Amendments 2–13–2003:  
At the end of the line, insert “and”; after line 103, insert:  
“(iii) the equipment failure was due the sponsor’s or professional’s negligence;  
(b) failed to make reasonable efforts to determine whether the equine or livestock could behave in a manner consistent with the activity with the participant;”
3. Page 4, Line 109  
Senate 2nd Reading Amendments 2–13–2003:  
Delete “(b)” and restore “(c)”
4. Page 4, Line 113  
Senate 2nd Reading Amendments 2–13–2003:  
Delete “(c)” and restore “(d)”

- 5. Page 4, Line 116  
Senate 2nd Reading Amendments 2–13–2003:  
Delete “(d)” and restore “(e)”
- 6. Page 5, Line 123c  
Senate 2nd Reading Amendments 2–13–2003:  
At the beginning of the line, insert “(1)”
- 7. Page 5, Line 123f  
Senate 2nd Reading Amendments 2–13–2003:  
After line 123f, insert:  
“(2) Notwithstanding Subsection (1), signs are not required to be posted for parades and activities that fall within Subsections 78–27b–101(2)(f) and (7)(c), (e), (g), (h), and (j).”

Representative Ure’s motion to amend passed on a voice vote.

**Sub. S.B. 123**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Aagard       | Alexander   | S. Allen  | Anderson   |
| Barrus       | Becker      | Bennion   | Bigelow    |
| Bird         | Biskupski   | Bowman    | Bryson     |
| Buffmire     | Bush        | Buttars   | Buxton     |
| Christensen  | D. Clark    | S. Clark  | D. Cox     |
| Curtis       | Daniels     | Dayton    | Dee        |
| Dillree      | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | Jones     | King       |
| Kiser        | Last        | Lawrence  | Litvack    |
| Lockhart     | Love        | Mascaro   | McCartney  |
| McGee        | Morgan      | Morley    | Moss       |
| Murray       | Newbold     | Noel      | Pace       |
| Parker       | Seitz       | Shurtliff | G. Snow    |
| Styler       | Thompson    | Ure       | Wallace    |
| Winn         | M. Stephens |           |            |

**Absent or not voting were:** Representatives

|          |           |          |         |
|----------|-----------|----------|---------|
| Adams    | Bourdeaux | Peterson | Philpot |
| Urquhart |           |          |         |

**Sub. S.B. 123**, as amended, was held for possible reconsideration.

### UNFINISHED BUSINESS

On motion of Representative Seitz, the House voted to uncircle **Sub. S.B. 53**.

**Sub. S.B. 53**, AMENDMENTS TO CONTROLLED SUBSTANCE ACT, was before the House on its final passage.

Representative Seitz proposed the following amendment:

1. Page 1, Line 10:  
Delete “nonlapsing”
2. Page 27, Line 807:  
Delete “nonlapsing”
3. Page 31, Line 934:  
Delete “nonlapsing”
4. Page 31, Line 949:  
Delete “nonlapsing”
5. Page 32, Line 964:  
Delete “Databank” and insert “Database”
6. Page 32, Line 966:  
Delete “nonlapsing”
7. Page 32, Line 967:  
Delete “, and as appropriated by the Legislature.”
8. Page 32, Line 968:  
Delete “databank” and insert “database”
9. Page 32, Line 980:  
After “Subsection” delete “(3)” and insert “(2)”
10. Page 32, Line 980:  
After Line 980, insert:  
“(5) All funding of the Controlled Substance Database as defined under Section 58-37-7.5 is nonlapsing.”

Representative Seitz’ motion to amend passed on a voice vote.

**Sub. S.B. 53**, as amended, then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Aagard       | Adams       | Alexander   | S. Allen   |
| Anderson     | Barrus      | Becker      | Bennion    |
| Bigelow      | Bird        | Biskupski   | Bourdeaux  |
| Bowman       | Bryson      | Bush        | Buttars    |
| Buxton       | Christensen | D. Clark    | S. Clark   |
| D. Cox       | Curtis      | Daniels     | Dee        |
| Dillree      | Donnelson   | Dougall     | Duckworth  |
| Dunnigan     | Ferrin      | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson  | Jones       | King       |
| Kiser        | Last        | Lawrence    | Litvack    |
| Lockhart     | Love        | Mascaro     | McCartney  |
| McGee        | Morgan      | Morley      | Moss       |
| Murray       | Newbold     | Noel        | Pace       |
| Peterson     | Seitz       | Shurtliff   | G. Snow    |
| Styler       | Thompson    | Ure         | Urquhart   |
| Wallace      | Winn        | M. Stephens |            |

**Absent or not voting were:** Representatives

|          |        |        |         |
|----------|--------|--------|---------|
| Buffmire | Dayton | Parker | Philpot |
|----------|--------|--------|---------|

**Sub. S.B. 53**, as amended, returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**Sub. S.B. 87**, LIBRARY AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **Sub. S.B. 87**.

\* \* \*

**Sub. S.B. 141**, LOCAL GOVERNMENT CAPITAL PROJECTS, read the third time by short title and placed on its final passage.

**Sub. S.B. 141** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |              |           |           |
|------------|--------------|-----------|-----------|
| Aagard     | Adams        | Alexander | S. Allen  |
| Anderson   | Barrus       | Becker    | Bennion   |
| Bigelow    | Bird         | Biskupski | Bourdeaux |
| Bowman     | Bryson       | Bush      | Buttars   |
| Buxton     | Christensen  | D. Clark  | S. Clark  |
| D. Cox     | Curtis       | Daniels   | Dayton    |
| Dee        | Dillree      | Donnelson | Dougall   |
| Duckworth  | Dunnigan     | Ferrin    | Ferry     |
| Goodfellow | Gowans       | Hansen    | Hardy     |
| Harper     | Hendrickson  | Hogue     | Holdaway  |
| Hughes     | E. Hutchings | Jones     | King      |
| Kiser      | Last         | Lawrence  | Litvack   |
| Lockhart   | Love         | Mascaro   | McCartney |
| McGee      | Morgan       | Morley    | Moss      |
| Murray     | Newbold      | Noel      | Pace      |
| Parker     | Seitz        | Shurtliff | G. Snow   |
| Styler     | Thompson     | Ure       | Urquhart  |
| Wallace    | Winn         |           |           |

**Absent or not voting were:** Representatives

|             |            |          |         |
|-------------|------------|----------|---------|
| Buffmire    | B. Johnson | Peterson | Philpot |
| M. Stephens |            |          |         |

**Sub. S.B. 141** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 131**, INDIVIDUAL INCOME TAX – SUBTRACTIONS FROM FEDERAL TAXABLE INCOME, read the third time by short title and placed on its final passage.

Representative Barrus declared a conflict of interest because his company falls under this tax code.

**Sub. S.B. 131** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|          |            |              |            |
|----------|------------|--------------|------------|
| Bigelow  | Bird       | Biskupski    | Bourdeaux  |
| Bowman   | Bryson     | Buffmire     | Bush       |
| Buttars  | Buxton     | Christensen  | D. Clark   |
| S. Clark | D. Cox     | Curtis       | Daniels    |
| Dayton   | Dee        | Dillree      | Donnelson  |
| Dougall  | Duckworth  | Dunnigan     | Ferrin     |
| Ferry    | Goodfellow | Gowans       | Hansen     |
| Hardy    | Harper     | Hendrickson  | Hogue      |
| Holdaway | Hughes     | E. Hutchings | B. Johnson |
| Jones    | King       | Kiser        | Last       |
| Lawrence | Litvack    | Lockhart     | Love       |
| Mascaro  | McGee      | Morgan       | Morley     |
| Moss     | Murray     | Newbold      | Noel       |
| Pace     | Parker     | Seitz        | Shurtliff  |
| G. Snow  | Styler     | Thompson     | Ure        |
| Urquhart | Wallace    | Winn         |            |

**Absent or not voting were:** Representatives

|           |          |         |             |
|-----------|----------|---------|-------------|
| McCartney | Peterson | Philpot | M. Stephens |
|-----------|----------|---------|-------------|

**Sub. S.B. 131** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**2nd Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS, read the third time by short title and placed on its final passage.

On motion of Representative Aagard, the House voted to circle **2nd Sub. S.B. 67**.

\* \* \*

**S.B. 68**, VOTER IDENTIFICATION REQUIREMENTS, read the third time by short title and placed on its final passage.

**S.B. 68** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|        |           |          |        |
|--------|-----------|----------|--------|
| Aagard | Alexander | Anderson | Barrus |
| Becker | Bennion   | Bigelow  | Bird   |

|             |           |          |              |
|-------------|-----------|----------|--------------|
| Biskupski   | Bourdeaux | Bowman   | Bryson       |
| Buffmire    | Bush      | Buttars  | Buxton       |
| Christensen | D. Clark  | S. Clark | D. Cox       |
| Curtis      | Daniels   | Dayton   | Dee          |
| Dillree     | Donnelson | Dougall  | Duckworth    |
| Dunnigan    | Ferrin    | Ferry    | Gowans       |
| Hansen      | Hardy     | Harper   | Hendrickson  |
| Hogue       | Holdaway  | Hughes   | E. Hutchings |
| B. Johnson  | Jones     | King     | Kiser        |
| Last        | Lawrence  | Litvack  | Lockhart     |
| Love        | Mascaro   | McGee    | Morgan       |
| Morley      | Moss      | Murray   | Newbold      |
| Noel        | Pace      | Parker   | Seitz        |
| Shurtliff   | G. Snow   | Styler   | Thompson     |
| Ure         | Urquhart  | Wallace  | Winn         |

**Absent or not voting were:** Representatives

|          |          |             |           |
|----------|----------|-------------|-----------|
| Adams    | S. Allen | Goodfellow  | McCartney |
| Peterson | Philpot  | M. Stephens |           |

**S.B. 68** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.C.R. 2, RESOLUTION REGARDING CLINIC TRIALS FOR WOMEN'S HEALTH CARE**, read the third time by short title and placed on its final passage.

**S.C.R. 2** then passed on the following roll call:

**Yeas, 67; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |             |          |             |
|------------|-------------|----------|-------------|
| Aagard     | Alexander   | Anderson | Barrus      |
| Becker     | Bennion     | Bigelow  | Bird        |
| Biskupski  | Bourdeaux   | Bowman   | Bryson      |
| Buffmire   | Bush        | Buxton   | Christensen |
| D. Clark   | S. Clark    | D. Cox   | Curtis      |
| Daniels    | Dee         | Dillree  | Donnelson   |
| Dougall    | Duckworth   | Dunnigan | Ferry       |
| Goodfellow | Gowans      | Hansen   | Hardy       |
| Harper     | Hendrickson | Hogue    | Holdaway    |

|           |              |            |          |
|-----------|--------------|------------|----------|
| Hughes    | E. Hutchings | B. Johnson | Jones    |
| King      | Kiser        | Last       | Lawrence |
| Litvack   | Lockhart     | Love       | Mascaro  |
| McCartney | McGee        | Morgan     | Morley   |
| Moss      | Murray       | Noel       | Pace     |
| Parker    | Peterson     | Philpot    | Seitz    |
| Shurtliff | G. Snow      | Styler     | Thompson |
| Ure       | Urquhart     | Wallace    |          |

**Voting in the negative was:** Representative Dayton

**Absent or not voting were:** Representatives

|         |          |             |        |
|---------|----------|-------------|--------|
| Adams   | S. Allen | Buttars     | Ferrin |
| Newbold | Winn     | M. Stephens |        |

**S.C.R. 2** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 142, AGRICULTURAL COOPERATIVES AMENDMENTS**, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 142**.

\* \* \*

**S.B. 126, WORKERS' COMPENSATION AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 126** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |             |           |           |
|----------|-------------|-----------|-----------|
| Aagard   | Adams       | Alexander | S. Allen  |
| Anderson | Barrus      | Becker    | Bennion   |
| Bigelow  | Bird        | Biskupski | Bourdeaux |
| Bryson   | Buffmire    | Bush      | Buttars   |
| Buxton   | Christensen | D. Clark  | S. Clark  |
| D. Cox   | Curtis      | Daniels   | Dee       |
| Dillree  | Donnelson   | Duckworth | Dunnigan  |

|           |           |              |            |
|-----------|-----------|--------------|------------|
| Ferrin    | Ferry     | Goodfellow   | Gowans     |
| Hansen    | Harper    | Hendrickson  | Hogue      |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson |
| Jones     | King      | Kiser        | Last       |
| Lawrence  | Litvack   | Lockhart     | Mascaro    |
| McCartney | McGee     | Morgan       | Morley     |
| Moss      | Murray    | Newbold      | Noel       |
| Pace      | Parker    | Peterson     | Philpot    |
| Seitz     | Shurtliff | G. Snow      | Styler     |
| Thompson  | Ure       | Urquhart     | Wallace    |
| Winn      |           |              |            |

**Absent or not voting were:** Representatives

|        |             |         |       |
|--------|-------------|---------|-------|
| Bowman | Dayton      | Dougall | Hardy |
| Love   | M. Stephens |         |       |

**S.B. 126** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 72**, AMENDMENTS TO SPECIAL DISTRICTS AND LOCAL DISTRICTS FOR EXPANDED FIRE PROTECTION SERVICES, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **Sub. S.B. 72**.

\* \* \*

**S.B. 165**, GUBERNATORIAL NOMINEE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 165**.

\* \* \*

**Sub. S.B. 132**, CHILD SUPPORT AND PATERNITY AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Snow, the House voted to circle **Sub. S.B. 132**.

\* \* \*

**S.B. 109**, EDUCATION ASSISTANCE FOR NATIONAL GUARD MEMBERS, read the third time by short title and placed on its final passage.

On motion of Representative Snow, the House voted to circle **S.B. 109**.

\* \* \*

**S.B. 108**, DANGEROUS WEAPONS AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the House voted to circle **S.B. 108**.

\* \* \*

**S.B. 32**, DRIVER EDUCATION COURSES, read the third time by short title and placed on its final passage.

**S.B. 32**, as amended, then passed on the following roll call:

**Yeas, 51; Nays, 20; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |            |           |          |
|--------------|------------|-----------|----------|
| Aagard       | Adams      | Alexander | S. Allen |
| Barrus       | Becker     | Bennion   | Bigelow  |
| Bowman       | Bush       | Buttars   | Buxton   |
| D. Clark     | S. Clark   | D. Cox    | Curtis   |
| Dayton       | Dillree    | Donnelson | Dunnigan |
| Ferry        | Hansen     | Hardy     | Harper   |
| Hendrickson  | Hogue      | Holdaway  | Hughes   |
| E. Hutchings | B. Johnson | Jones     | Kiser    |
| Last         | Lawrence   | Lockhart  | Love     |
| Mascaro      | Morley     | Murray    | Newbold  |
| Noel         | Pace       | Parker    | Peterson |
| Philpot      | Seitz      | G. Snow   | Thompson |
| Ure          | Urquhart   | Winn      |          |

**Voting in the negative were:** Representatives

|           |          |             |           |
|-----------|----------|-------------|-----------|
| Anderson  | Bird     | Biskupski   | Bourdeaux |
| Bryson    | Buffmire | Christensen | Daniels   |
| Duckworth | Ferrin   | Goodfellow  | Gowans    |
| King      | Litvack  | McCartney   | McGee     |
| Morgan    | Moss     | Shurtliff   | Styler    |

**Absent or not voting were:** Representatives

|     |         |         |             |
|-----|---------|---------|-------------|
| Dee | Dougall | Wallace | M. Stephens |
|-----|---------|---------|-------------|

**S.B. 32**, as amended, was returned to the Senate for further consideration.

### UNFINISHED BUSINESS

On motion of Representative Aagard, the House voted to uncircle **2nd Sub. S.B. 67**.

**2nd Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS, was before the House on its final passage.

Representative Aagard proposed the following amendment:

1. Page 14, Line 405:  
After "Sections" delete the rest of the line
2. Page 14, Line 406:  
Delete "63-13a-5, and 63-13a-6" and insert "64-13a-5 and 64-13a-6"

Representative Aagard's motion to amend passed on a voice vote.

# # #

Representative Hardy proposed the following amendment:

3. Page 1-2, Lines 20-27:  
Delete lines 20 through 27.
4. Page 13, Lines 371-381:  
Delete lines 371 through 381.

Representative Hardy's motion to amend failed on a voice vote.

**2nd Sub. S.B. 67**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 4; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|            |           |           |             |
|------------|-----------|-----------|-------------|
| Aagard     | Adams     | Alexander | S. Allen    |
| Anderson   | Barrus    | Becker    | Bigelow     |
| Biskupski  | Bourdeaux | Bryson    | Buffmire    |
| Bush       | Buttars   | Buxton    | Christensen |
| D. Clark   | S. Clark  | D. Cox    | Curtis      |
| Daniels    | Dayton    | Dee       | Dillree     |
| Donnelson  | Dunnigan  | Ferrin    | Ferry       |
| Goodfellow | Hansen    | Harper    | Hendrickson |

|            |          |         |              |
|------------|----------|---------|--------------|
| Hogue      | Holdaway | Hughes  | E. Hutchings |
| B. Johnson | Jones    | King    | Kiser        |
| Last       | Lockhart | Love    | Mascaro      |
| McGee      | Morgan   | Morley  | Moss         |
| Murray     | Newbold  | Noel    | Pace         |
| Parker     | Peterson | Philpot | Seitz        |
| Shurtliff  | G. Snow  | Styler  | Thompson     |
| Ure        | Wallace  | Winn    |              |

**Voting in the negative were:** Representatives

|         |        |       |           |
|---------|--------|-------|-----------|
| Bennion | Gowans | Hardy | McCartney |
|---------|--------|-------|-----------|

**Absent or not voting were:** Representatives

|          |         |          |             |
|----------|---------|----------|-------------|
| Bird     | Bowman  | Dougall  | Duckworth   |
| Lawrence | Litvack | Urquhart | M. Stephens |

**2nd Sub. S.B. 67**, as amended, was returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**S.B. 121**, FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT COMPLIANCE AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 121** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Agaard    | Adams        | S. Allen    | Anderson  |
| Barrus    | Becker       | Bennion     | Bigelow   |
| Biskupski | Bourdeaux    | Bryson      | Bush      |
| Buttars   | Buxton       | Christensen | D. Clark  |
| S. Clark  | D. Cox       | Curtis      | Daniels   |
| Dayton    | Dee          | Dillree     | Donnelson |
| Dougall   | Duckworth    | Dunnigan    | Ferrin    |
| Ferry     | Goodfellow   | Hansen      | Hardy     |
| Harper    | Hendrickson  | Hogue       | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson  | Jones     |
| King      | Kiser        | Lawrence    | Litvack   |
| Lockhart  | Love         | Mascaro     | McCartney |
| McGee     | Morgan       | Morley      | Moss      |

|           |          |          |          |
|-----------|----------|----------|----------|
| Murray    | Newbold  | Noel     | Pace     |
| Parker    | Peterson | Philpot  | Seitz    |
| Shurtliff | G. Snow  | Thompson | Urquhart |
| Wallace   | Winn     |          |          |

**Absent or not voting were:** Representatives

|             |      |        |          |
|-------------|------|--------|----------|
| Alexander   | Bird | Bowman | Buffmire |
| Gowans      | Last | Styler | Ure      |
| M. Stephens |      |        |          |

**S.B. 121** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **Sub. S.B. 87**.

**Sub. S.B. 87**, LIBRARY AMENDMENTS, was before the House on its final passage.

**Sub. S.B. 87** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|            |              |             |          |
|------------|--------------|-------------|----------|
| Agard      | Adams        | Alexander   | Anderson |
| Barrus     | Becker       | Bennion     | Bigelow  |
| Bird       | Biskupski    | Bourdeaux   | Bryson   |
| Bush       | Buttars      | Christensen | D. Clark |
| D. Cox     | Curtis       | Daniels     | Dayton   |
| Dee        | Dillree      | Donnelson   | Dougall  |
| Duckworth  | Dunnigan     | Ferrin      | Ferry    |
| Goodfellow | Gowans       | Hansen      | Hardy    |
| Harper     | Hendrickson  | Hogue       | Holdaway |
| Hughes     | E. Hutchings | B. Johnson  | Jones    |
| King       | Kiser        | Last        | Lawrence |
| Litvack    | Lockhart     | Love        | Mascaro  |
| McCartney  | McGee        | Morgan      | Morley   |
| Moss       | Murray       | Newbold     | Noel     |
| Pace       | Parker       | Peterson    | Philpot  |
| Seitz      | Shurtliff    | G. Snow     | Styler   |
| Thompson   | Ure          | Urquhart    | Wallace  |
| Winn       |              |             |          |

**Absent or not voting were:** Representatives

|          |             |          |        |
|----------|-------------|----------|--------|
| S. Allen | Bowman      | Buffmire | Buxton |
| S. Clark | M. Stephens |          |        |

**Sub. S.B. 87** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Curtis, the House voted to uncircle **S.B. 165**.

**S.B. 165**, GUBERNATORIAL NOMINEE AMENDMENTS, was before the House on its final passage.

Representative Urquhart proposed the following amendment:

1. Page 2, Line 30:  
After "gave" insert "written"

Representative Urquhart's motion to amend passed on a voice vote.

**S.B. 165**, as amended, then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Aagard      | Adams     | Alexander  | S. Allen     |
| Anderson    | Barrus    | Becker     | Bennion      |
| Bigelow     | Bird      | Biskupski  | Bryson       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | D. Clark  | S. Clark   | D. Cox       |
| Curtis      | Daniels   | Dayton     | Dee          |
| Dillree     | Donnelson | Dougall    | Duckworth    |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson  | Jones     | King       | Kiser        |
| Last        | Lawrence  | Litvack    | Lockhart     |
| Love        | Mascaro   | McCartney  | McGee        |
| Morgan      | Morley    | Moss       | Murray       |
| Newbold     | Noel      | Pace       | Parker       |
| Peterson    | Philpot   | Seitz      | Shurtliff    |
| G. Snow     | Styler    | Thompson   | Ure          |
| Urquhart    | Wallace   | Winn       |              |

**Absent or not voting were:** Representatives

Bourdeaux

Bowman

Dunnigan

M. Stephens

**S.B. 165**, as amended, was returned to the Senate for further consideration.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker:

February 26, 2003

The Business and Labor Committee reports a favorable recommendation on **S.B. 66**, ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT, by Senator M. Waddoups; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 157**, REGULATION OF CREDIT UNION SERVICE ORGANIZATIONS, by Senator L. Hillyard; and

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. S.B. 62**, UTAH HOUSE INSPECTION STANDARD OF PRACTICE, by Senator P. Julander; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 120**, PAYMENT OF WAGES AMENDMENTS, by Senator S. Jenkins; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 198**, DIVISION OF REAL ESTATE – DEFINITIONS AMENDMENTS, by Senator J. Valentine; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 153**, ALCOHOLIC BEVERAGE AMENDMENTS, by Senator J. Valentine, et al; and

The Business and Labor Committee reports a favorable recommendation on **2nd Sub. S.B. 89**, MENTAL HEALTH PROFESSIONAL PRACTICE ACT AMENDMENTS, by Senator D. C. Buttars.

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**S.B. 66, S.B. 157, 2nd Sub. S.B. 62, S.B. 120, S.B. 198, Sub. S.B. 153, and 2nd Sub. S.B. 89**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 26, 2003

The Health and Human Services Committee reports a favorable recommendation on **S.B. 138**, MEDICAL MALPRACTICE AMENDMENTS, by Senator L. Blackham; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 158**, DIVISION OF CHILD AND FAMILY SERVICES MANAGEMENT INFORMATION SYSTEM AMENDMENTS, by Senator D. C. Buttars; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 162**, MEDICAL BENEFITS RECOVERY ACT AMENDMENTS, by Senator D. Steele.

Mike Thompson, Chair

Reports filed. On motion of Representative Thompson, the reports of the Health and Human Services committee were adopted.

**S.B. 138**, **S.B. 158**, and **S.B. 162**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 26, 2003

The Public Utilities and Technology Committee reports a favorable recommendation on **2nd Sub. S.B. 59**, AMENDMENTS TO UNSOLICITED COMMERCIAL AND SEXUALLY EXPLICIT EMAIL ACT, by Senator P. Arent, with the following amendments:

1. Page 2, Line 32:  
After “(4)” insert “(a)”
2. Page 2, Line 33:  
At the end of Line 33 insert “: (b) “Email address” does not include an Internet protocol address”
3. Page 4, Lines 110–111:  
After “sexually explicit email” delete “, as the case may be, either directly or through a subsidiary or affiliate”
4. Page 5, Line 131:  
After “prevailing” delete “recipient or email service provider” and insert “party”

5. Page 5, Line 146:  
Senate Committee Amendments 2–17–2003:  
After “a list of” delete “consumers” and insert  
“recipients”

Stephen H. Urquhart, Chair

Report filed. On motion of Representative Alexander, the report of the Public Utilities and Technology committee was adopted.

**2nd Sub. S.B. 59**, read the second time by short title and placed on the calendar for third reading.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker: February 26, 2003

The Joint Conference Committee comprised of Senators Walker, Valentine, and Allen, and Representatives Christensen, Wallace, and Biskupski, recommends **1st Sub. S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS, by Senator C. Walker, with the following amendments:

1. Page 1, Line 8:  
After line 8 insert:  
“58–37–8, as last amended by Chapters 12 and 303, Laws of Utah 1999”
2. Page 1, Line 10:  
After line 10 insert:  
“Section 1. Section 58–37–8 is amended to read:  
58–37–8. Prohibited acts — Penalties.  
(1) Prohibited acts A — Penalties:  
(a) Except as authorized by this chapter, it is unlawful for any person to knowingly and intentionally:  
(i) produce, manufacture, or dispense, or to possess with intent to produce, manufacture, or dispense, a controlled or counterfeit substance;  
(ii) distribute a controlled or counterfeit substance, or to agree, consent, offer, or arrange to distribute a controlled or counterfeit substance;  
(iii) possess a controlled or counterfeit substance with intent to distribute; or  
(iv) engage in a continuing criminal enterprise where:  
(A) the person participates, directs, or engages in conduct which results in any violation of any provision of Title 58, Chapters 37, 37a, 37b, 37c, or 37d that is a felony; and

(B) the violation is a part of a continuing series of two or more violations of Title 58, Chapters 37, 37a, 37b, 37c, or 37d on separate occasions that are undertaken in concert with five or more persons with respect to whom the person occupies a position of organizer, supervisor, or any other position of management.

(b) Any person convicted of violating Subsection (1)(a) with respect to:

(i) a substance classified in Schedule I or II or a controlled substance analog is guilty of a second degree felony and upon a second or subsequent conviction is guilty of a first degree felony;

(ii) a substance classified in Schedule III or IV, or marijuana, is guilty of a third degree felony, and upon a second or subsequent conviction is guilty of a second degree felony; or

(iii) a substance classified in Schedule V is guilty of a class A misdemeanor and upon a second or subsequent conviction is guilty of a third degree felony.

(c) Any person who has been convicted of a violation of Subsection (1)(a)(ii) or (iii) may be sentenced to imprisonment for an indeterminate term as provided by law, but if the trier of fact finds a firearm as defined in Section 76–10–501 was used, carried, or possessed on his person or in his immediate possession during the commission or in furtherance of the offense, the court shall additionally sentence the person convicted for a term of one year to run consecutively and not concurrently; and the court may additionally sentence the person convicted for an indeterminate term not to exceed five years to run consecutively and not concurrently.

(d) Any person convicted of violating Subsection (1)(a)(iv) is guilty of a first degree felony punishable by imprisonment for an indeterminate term of not less than seven years and which may be for life. Imposition or execution of the sentence may not be suspended, and the person is not eligible for probation.

(2) Prohibited acts B — Penalties:

(a) It is unlawful:

(i) for any person knowingly and intentionally to possess or use a controlled substance, unless it was obtained under a valid prescription or order, directly from a practitioner while acting in the course of his professional practice, or as otherwise authorized by this chapter;

(ii) for any owner, tenant, licensee, or person in control of any building, room, tenement, vehicle, boat, aircraft, or other place knowingly and intentionally to permit them to be occupied by persons unlawfully possessing, using, or distributing controlled substances in any of those locations; or

(iii) for any person knowingly and intentionally to possess an altered or forged prescription or written order for a controlled substance.

(b) Any person convicted of violating Subsection (2)(a)(i) with respect to:

(i) marijuana, if the amount is 100 pounds or more, is guilty of a second degree felony;

(ii) a substance classified in Schedule I or II, marijuana, if the amount is more than 16 ounces, but less than 100 pounds, or a controlled substance analog, is guilty of a third degree felony; or

(iii) marijuana, if the marijuana is not in the form of an extracted resin from any part of the plant, and the amount is more than one ounce but less than 16 ounces, is guilty of a class A misdemeanor.

(c) Any person convicted of violating Subsection (2)(a)(i) while inside the exterior boundaries of property occupied by any correctional facility as defined in Section 64-13-1 or any public jail or other place of confinement shall be sentenced to a penalty one degree greater than provided in Subsection (2)(b).

(d) Upon a second or subsequent conviction of possession of any controlled substance by a person, that person shall be sentenced to a one degree greater penalty than provided in this Subsection (2).

(e) Any person who violates Subsection (2)(a)(i) with respect to all other controlled substances not included in Subsection (2)(b)(i), (ii), or (iii), including less than one ounce of marijuana, is guilty of a class B misdemeanor. Upon a second conviction the person is guilty of a class A misdemeanor, and upon a third or subsequent conviction the person is guilty of a third degree felony.

(f) Any person convicted of violating Subsection (2)(a)(ii) or (2)(a)(iii) is:

(i) on a first conviction, guilty of a class B misdemeanor;

(ii) on a second conviction, guilty of a class A misdemeanor; and

(iii) on a third or subsequent conviction, guilty of a third degree felony.

(g) A person is subject to the penalties under Subsection (4)(c) who, in an offense not amounting to a violation of Section 76-5-207:

(i) violates Subsection (2)(a)(i) by knowingly and intentionally having in his body any measurable amount of a controlled substance; and

(ii) operates a motor vehicle as defined in Section 76-5-207 in a negligent manner, causing serious bodily injury as defined in Section 76-1-601 or the death of another.

(3) Prohibited acts C -- Penalties:

(a) It is unlawful for any person knowingly and intentionally:

(i) to use in the course of the manufacture or distribution of a controlled

substance a license number which is fictitious, revoked, suspended, or issued to another person or, for the purpose of obtaining a controlled substance, to assume the title of, or represent himself to be, a manufacturer, wholesaler, apothecary, physician, dentist, veterinarian, or other authorized person;

(ii) to acquire or obtain possession of, to procure or attempt to procure the administration of, to obtain a prescription for, to prescribe or dispense to any person known to be attempting to acquire or obtain possession of, or to procure the administration of any controlled substance by misrepresentation or failure by the person to disclose his receiving any controlled substance from another source, fraud, forgery, deception, subterfuge, alteration of a prescription or written order for a controlled substance, or the use of a false name or address;

(iii) to make any false or forged prescription or written order for a controlled substance, or to utter the same, or to alter any prescription or written order issued or written under the terms of this chapter; or

(iv) to make, distribute, or possess any punch, die, plate, stone, or other thing designed to print, imprint, or reproduce the trademark, trade name, or other identifying mark, imprint, or device of another or any likeness of any of the foregoing upon any drug or container or labeling so as to render any drug a counterfeit controlled substance.

(b) Any person convicted of violating Subsection (3)(a) is guilty of a third degree felony.

(4) Prohibited acts D — Penalties:

(a) Notwithstanding other provisions of this section, a person not authorized under this chapter who commits any act declared to be unlawful under this section, Title 58, Chapter 37a, Utah Drug Paraphernalia Act, or under Title 58, Chapter 37b, Imitation Controlled Substances Act, is upon conviction subject to the penalties and classifications under Subsection (4)(b) if the act is committed:

(i) in a public or private elementary or secondary school or on the grounds of any of those schools;

(ii) in a public or private vocational school or postsecondary institution or on the grounds of any of those schools or institutions;

(iii) in those portions of any building, park, stadium, or other structure or grounds which are, at the time of the act, being used for an activity sponsored by or through a school or institution under Subsections (4)(a)(i) and (ii);

(iv) in or on the grounds of a preschool or child-care facility;

(v) in a public park, amusement park, arcade, or recreation center;

(vi) in a church or synagogue;

- (vii) in a shopping mall, sports facility, stadium, arena, theater, movie house, playhouse, or parking lot or structure adjacent thereto;
  - (viii) in a public parking lot or structure;
  - (ix) within 1,000 feet of any structure, facility, or grounds included in Subsections (4)(a)(i) through (viii); or
  - (x) in the immediate presence of a person younger than 18 years of age, regardless of where the act occurs.
- (b) A person convicted under this Subsection (4) is guilty of a first degree felony and shall be imprisoned for a term of not less than five years if the penalty that would otherwise have been established but for this subsection would have been a first degree felony. Imposition or execution of the sentence may not be suspended, and the person is not eligible for probation.
- (c) If the classification that would otherwise have been established would have been less than a first degree felony but for this Subsection (4), a person convicted under Subsection (2)(g) or this Subsection (4) is guilty of one degree more than the maximum penalty prescribed for that offense.
- (d) It is not a defense to a prosecution under this Subsection (4) that the actor mistakenly believed the individual to be 18 years of age or older at the time of the offense or was unaware of the individual's true age; nor that the actor mistakenly believed that the location where the act occurred was not as described in Subsection (4)(a) or was unaware that the location where the act occurred was as described in Subsection (4)(a).
- (5) Any violation of this chapter for which no penalty is specified is a class B misdemeanor.
- (6) (a) Any penalty imposed for violation of this section is in addition to, and not in lieu of, any civil or administrative penalty or sanction authorized by law.
- (b) Where violation of this chapter violates a federal law or the law of another state, conviction or acquittal under federal law or the law of another state for the same act is a bar to prosecution in this state.
- (7) In any prosecution for a violation of this chapter, evidence or proof which shows a person or persons produced, manufactured, possessed, distributed, or dispensed a controlled substance or substances, is prima facie evidence that the person or persons did so with knowledge of the character of the substance or substances.
- (8) This section does not prohibit a veterinarian, in good faith and in the course of his professional practice only and not for humans, from prescribing, dispensing, or administering controlled substances or

from causing the substances to be administered by an assistant or orderly under his direction and supervision.

(9) Civil or criminal liability may not be imposed under this section on:

(a) any person registered under the Controlled Substances Act who manufactures, distributes, or possesses an imitation controlled substance for use as a placebo or investigational new drug by a registered practitioner in the ordinary course of professional practice or research; or

(b) any law enforcement officer acting in the course and legitimate scope of his employment.

(10) If any provision of this chapter, or the application of any provision to any person or circumstances, is held invalid, the remainder of this chapter shall be given effect without the invalid provision or application.”

Renumber remaining sections accordingly.

Carlene Walker  
Senate Chair  
LaVar Christensen  
House Chair

Report filed. On motion of Representative Christensen, the House voted to adopt the Conference Committee Report.

**Sub. S.B. 7** passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | S. Allen  |
| Anderson     | Barrus      | Becker    | Bennion   |
| Bigelow      | Bird        | Biskupski | Bourdeaux |
| Bowman       | Bryson      | Buffmire  | Buttars   |
| Buxton       | Christensen | D. Clark  | S. Clark  |
| D. Cox       | Curtis      | Daniels   | Dayton    |
| Dee          | Dillree     | Donnelson | Dougall   |
| Duckworth    | Dunnigan    | Ferrin    | Ferry     |
| Goodfellow   | Gowans      | Hardy     | Harper    |
| Hendrickson  | Hogue       | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Kiser     | Last      |
| Lawrence     | Litvack     | Lockhart  | Love      |
| Mascaro      | McCartney   | McGee     | Morley    |
| Moss         | Murray      | Newbold   | Noel      |

|          |         |          |             |
|----------|---------|----------|-------------|
| Pace     | Parker  | Peterson | Philpot     |
| Seitz    | G. Snow | Styler   | Thompson    |
| Urquhart | Wallace | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|        |           |       |      |
|--------|-----------|-------|------|
| Bush   | Hansen    | Jones | King |
| Morgan | Shurtliff | Ure   |      |

**Sub. S.B. 7** was returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

### AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:20 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 26, 2003

The Senate passed **S.B. 30**, UTAH ADMINISTRATIVE RULEMAKING ACT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 140**, PRESCRIPTION DRUG ASSISTANCE PROGRAM, by Senator J. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 155**, PROFESSIONAL EMPLOYER ORGANIZATIONS, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 204**, GOVERNMENT EMPLOYEES – PAY FOR UNITED STATES ARMED FORCES OR NATIONAL GUARD SERVICE TIME, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 214**, UNINSURED AND UNDERINSURED MOTORIST AMENDMENTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 216**, MOTOR CARRIER FEE AMENDMENTS, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed **S.B. 226**, STATE TAX COMMISSION AMENDMENTS, by Senator H. Stephenson, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 30, S.B. 140, S.B. 155, Sub. S.B. 204, S.B. 214, Sub. S.B. 216**, and **S.B. 226**, read the first time by short title and referred to the Rules Committee.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**H.B. 353**, VEHICLE DISCLOSURE REQUIREMENTS, read the third time by short title and placed on its final passage.

**H.B. 353** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Aagard     | Adams        | S. Allen    | Anderson  |
| Barrus     | Becker       | Bennion     | Bigelow   |
| Bird       | Biskupski    | Bourdeaux   | Bowman    |
| Buffmire   | Bush         | Buttars     | Buxton    |
| S. Clark   | Curtis       | Daniels     | Dayton    |
| Dee        | Dillree      | Donnelson   | Dougall   |
| Duckworth  | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | King      |
| Kiser      | Last         | Lawrence    | Litvack   |
| Lockhart   | Love         | McCartney   | McGee     |
| Morgan     | Morley       | Moss        | Murray    |
| Newbold    | Noel         | Pace        | Parker    |
| Peterson   | Philpot      | Seitz       | Shurtliff |
| G. Snow    | Styler       | Thompson    | Urquhart  |
| Wallace    | Winn         | M. Stephens |           |

**Absent or not voting were:** Representatives

|           |        |             |          |
|-----------|--------|-------------|----------|
| Alexander | Bryson | Christensen | D. Clark |
| D. Cox    | Jones  | Mascaro     | Ure      |

**H.B. 353** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 358**, COUNTY FUND BALANCES, read the third time by short title and placed on its final passage.

**H.B. 358** then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|             |            |              |             |
|-------------|------------|--------------|-------------|
| Adams       | Alexander  | S. Allen     | Anderson    |
| Barrus      | Bennion    | Bigelow      | Bird        |
| Biskupski   | Bourdeaux  | Bowman       | Buffmire    |
| Bush        | Buttars    | Buxton       | Christensen |
| S. Clark    | D. Cox     | Curtis       | Daniels     |
| Dayton      | Dee        | Dillree      | Donnelson   |
| Dougall     | Duckworth  | Dunnigan     | Ferrin      |
| Ferry       | Goodfellow | Gowans       | Hansen      |
| Hardy       | Harper     | Hendrickson  | Hogue       |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson  |
| King        | Kiser      | Last         | Lawrence    |
| Litvack     | Lockhart   | McCartney    | McGee       |
| Morgan      | Morley     | Moss         | Murray      |
| Newbold     | Noel       | Pace         | Parker      |
| Peterson    | Seitz      | Shurtliff    | Thompson    |
| Ure         | Urquhart   | Wallace      | Winn        |
| M. Stephens |            |              |             |

**Absent or not voting were:** Representatives

|         |        |         |          |
|---------|--------|---------|----------|
| Aagard  | Becker | Bryson  | D. Clark |
| Jones   | Love   | Mascaro | Philpot  |
| G. Snow | Styler |         |          |

**H.B. 358** transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 230**, PARENTAL RELOCATION AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. H.B. 230**, as amended, then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Aagard       | Adams      | Alexander   | S. Allen  |
| Anderson     | Barrus     | Becker      | Bennion   |
| Bigelow      | Bird       | Biskupski   | Bourdeaux |
| Bowman       | Bryson     | Buffmire    | Bush      |
| Buttars      | Buxton     | Christensen | S. Clark  |
| D. Cox       | Curtis     | Daniels     | Dayton    |
| Dee          | Dillree    | Donnelson   | Dougall   |
| Duckworth    | Dunnigan   | Ferrin      | Ferry     |
| Goodfellow   | Hansen     | Hardy       | Harper    |
| Hendrickson  | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Litvack   |
| Lockhart     | Love       | Mascaro     | McCartney |
| McGee        | Morgan     | Morley      | Moss      |
| Murray       | Newbold    | Noel        | Pace      |
| Parker       | Peterson   | Seitz       | Shurtliff |
| G. Snow      | Thompson   | Ure         | Urquhart  |
| Wallace      | Winn       | M. Stephens |           |

**Absent or not voting were:** Representatives

|          |        |         |        |
|----------|--------|---------|--------|
| D. Clark | Gowans | Philpot | Styler |
|----------|--------|---------|--------|

**Sub. H.B. 230**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 10**, RESOLUTION APPROVING DEEP CREEK – TENDER OF JUDGMENT, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **H.C.R. 10**.

\* \* \*

**2nd Sub. H.B. 249**, LICENSING MORTGAGE LOAN OFFICERS, read the third time by short title and placed on its final passage.

Representative Parker proposed the following amendment:

1. Page 8, Line 226:  
After line 226 insert:  
“(4) an individual licensed under this chapter may not engage in the

business of residential mortgage loans on behalf of more than one entity at the same time.”

- 2. Page 9, Line 256:  
After “applying for” delete “registration” and insert “a license”
- 3. Page 9, Line 259:  
Delete “registration” and insert “licensure”

Representative Parker’s motion to amend passed on a voice vote.

**2nd Sub. H.B. 249**, as amended, then passed on the following roll call:

**Yeas, 51; Nays, 20; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Aagard      | Adams        | S. Allen    | Anderson  |
| Barrus      | Becker       | Bird        | Biskupski |
| Bowman      | Bryson       | Buffmire    | Buxton    |
| Christensen | S. Clark     | D. Cox      | Daniels   |
| Dee         | Dillree      | Duckworth   | Dunnigan  |
| Ferry       | Goodfellow   | Gowans      | Hansen    |
| Hardy       | Harper       | Hendrickson | Hogue     |
| Holdaway    | E. Hutchings | King        | Kiser     |
| Lawrence    | Litvack      | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Moss      |
| Murray      | Newbold      | Pace        | Parker    |
| Seitz       | Shurtliff    | G. Snow     | Styler    |
| Ure         | Wallace      | Winn        |           |

**Voting in the negative were:** Representatives

|            |          |           |             |
|------------|----------|-----------|-------------|
| Alexander  | Bennion  | Bourdeaux | Bush        |
| Buttars    | D. Clark | Curtis    | Dayton      |
| Donnelson  | Dougall  | Ferrin    | Hughes      |
| B. Johnson | Last     | Lockhart  | Noel        |
| Peterson   | Philpot  | Urquhart  | M. Stephens |

**Absent or not voting were:** Representatives

|         |       |        |          |
|---------|-------|--------|----------|
| Bigelow | Jones | Morley | Thompson |
|---------|-------|--------|----------|

**2nd Sub. H.B. 249**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 330, VETERANS GROUP LICENSE PLATE REVISIONS**, read the third time by short title and placed on its final passage.

**H.B. 330**, as amended, then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |            |              |            |
|-------------|------------|--------------|------------|
| Aagard      | Adams      | Alexander    | S. Allen   |
| Anderson    | Becker     | Bennion      | Bird       |
| Biskupski   | Bourdeaux  | Bowman       | Bryson     |
| Buffmire    | Bush       | Buttars      | Buxton     |
| Christensen | D. Clark   | S. Clark     | D. Cox     |
| Curtis      | Daniels    | Dayton       | Dee        |
| Dillree     | Donnelson  | Duckworth    | Dunnigan   |
| Ferrin      | Goodfellow | Gowans       | Hansen     |
| Hardy       | Harper     | Hendrickson  | Hogue      |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson |
| King        | Kiser      | Last         | Lawrence   |
| Litvack     | Lockhart   | Love         | Mascaro    |
| McCartney   | McGee      | Morgan       | Morley     |
| Moss        | Murray     | Newbold      | Noel       |
| Pace        | Parker     | Peterson     | Philpot    |
| Shurtliff   | G. Snow    | Thompson     | Urquhart   |
| Wallace     | Winn       | M. Stephens  |            |

**Absent or not voting were:** Representatives

|        |         |         |       |
|--------|---------|---------|-------|
| Barrus | Bigelow | Dougall | Ferry |
| Jones  | Seitz   | Styler  | Ure   |

**H.B. 330**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 373, INSURANCE LAW REVISIONS**, read the third time by short title and placed on its final passage.

**H.B. 373** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|             |           |           |          |
|-------------|-----------|-----------|----------|
| Aagard      | Adams     | Alexander | S. Allen |
| Anderson    | Barrus    | Bennion   | Bird     |
| Biskupski   | Bourdeaux | Bowman    | Bryson   |
| Buffmire    | Bush      | Buttars   | Buxton   |
| Christensen | D. Clark  | D. Cox    | Curtis   |

|          |             |              |            |
|----------|-------------|--------------|------------|
| Dayton   | Dee         | Dillree      | Donnelson  |
| Dougall  | Duckworth   | Dunnigan     | Ferrin     |
| Ferry    | Goodfellow  | Gowans       | Hansen     |
| Hardy    | Harper      | Hendrickson  | Hogue      |
| Holdaway | Hughes      | E. Hutchings | B. Johnson |
| King     | Kiser       | Last         | Lawrence   |
| Litvack  | Lockhart    | Love         | McCartney  |
| Morgan   | Morley      | Moss         | Murray     |
| Newbold  | Noel        | Pace         | Parker     |
| Peterson | Philpot     | Seitz        | Shurtliff  |
| G. Snow  | Thompson    | Urquhart     | Wallace    |
| Winn     | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|        |         |          |         |
|--------|---------|----------|---------|
| Becker | Bigelow | S. Clark | Daniels |
| Jones  | Mascaro | McGee    | Styler  |
| Ure    |         |          |         |

**H.B. 373** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 374, INSURANCE PRODUCERS AMENDMENTS**, read the third time by short title and placed on its final passage.

Representative Biskupski proposed the following amendment:

1. Page 104, Line 3191:  
After “of a crime” insert “. as defined by rule made in accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act”
2. Page 104, Line 3192:  
After “with a crime” insert “. as defined by rule made in accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act”

Representative Biskupski’s motion to amend passed on a voice vote.

**H.B. 374**, as amended, then passed on the following roll call:

**Yeas, 60; Nays, 5; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|        |        |          |          |
|--------|--------|----------|----------|
| Aagard | Adams  | S. Allen | Anderson |
| Barrus | Becker | Bennion  | Bird     |

|           |           |              |             |
|-----------|-----------|--------------|-------------|
| Biskupski | Bourdeaux | Bowman       | Buffmire    |
| Bush      | Buttars   | Buxton       | D. Clark    |
| S. Clark  | D. Cox    | Daniels      | Dayton      |
| Dee       | Dillree   | Donnelson    | Duckworth   |
| Dunnigan  | Ferrin    | Ferry        | Goodfellow  |
| Hansen    | Hardy     | Harper       | Hendrickson |
| Hogue     | Holdaway  | E. Hutchings | B. Johnson  |
| King      | Kiser     | Last         | Lawrence    |
| Litvack   | Lockhart  | Love         | McCartney   |
| McGee     | Morgan    | Morley       | Moss        |
| Murray    | Noel      | Pace         | Parker      |
| Peterson  | Seitz     | Shurtliff    | Thompson    |
| Ure       | Urquhart  | Wallace      | Winn        |

**Voting in the negative were:** Representatives

|             |             |         |         |
|-------------|-------------|---------|---------|
| Alexander   | Christensen | Dougall | Newbold |
| M. Stephens |             |         |         |

**Absent or not voting were:** Representatives

|         |        |         |         |
|---------|--------|---------|---------|
| Bigelow | Bryson | Curtis  | Gowans  |
| Hughes  | Jones  | Mascaro | Philpot |
| G. Snow | Styler |         |         |

**H.B. 374**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Ferrin, the House voted to reconsider its action on **H.B. 373**.

### RECONSIDERATION OF H.B. 373

**H.B. 373**, INSURANCE LAW REVISIONS, was before the House upon its reconsideration.

Representative Ferrin proposed the following amendment:

- Page 23, Line 679:  
After “(ii) Notwithstanding Subsection (2)(c)(i),” delete “a” and insert “an otherwise eligible”
- Page 23, Line 679:  
After “under Subsection (2)(c)(i)” insert “is eligible for payment and”

2. Page 23, Line 680:  
After "reprocessed" delete "for payment" and after "child is enrolled" insert "pursuant to Subsection (2)(d) or (e)"
3. Page 38, Line 1152:  
After "any other" insert "group"
4. Page 38, Line 1152:  
After "health" delete "benefit arrangement" and insert "plan as defined in 42 U.S.C. Section 300gg-91"

Representative Ferrin's motion to amend passed on a voice vote.

**H.B. 373**, as amended, then passed on the following roll call:

**Yeas, 62; Nays, 4; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|             |          |           |              |
|-------------|----------|-----------|--------------|
| Aagard      | Adams    | S. Allen  | Anderson     |
| Barrus      | Becker   | Bennion   | Bird         |
| Biskupski   | Bowman   | Buffmire  | Bush         |
| Buttars     | Buxton   | D. Clark  | S. Clark     |
| D. Cox      | Curtis   | Daniels   | Dayton       |
| Dee         | Dillree  | Donnelson | Dougall      |
| Duckworth   | Dunnigan | Ferrin    | Ferry        |
| Goodfellow  | Hansen   | Hardy     | Harper       |
| Hendrickson | Holdaway | Hughes    | E. Hutchings |
| B. Johnson  | King     | Kiser     | Last         |
| Lawrence    | Litvack  | Lockhart  | Love         |
| McCartney   | McGee    | Morgan    | Morley       |
| Moss        | Murray   | Newbold   | Noel         |
| Pace        | Parker   | Peterson  | Seitz        |
| Shurtliff   | Thompson | Ure       | Urquhart     |
| Wallace     | Winn     |           |              |

**Voting in the negative were:** Representatives

|           |             |       |             |
|-----------|-------------|-------|-------------|
| Alexander | Christensen | Hogue | M. Stephens |
|-----------|-------------|-------|-------------|

**Absent or not voting were:** Representatives

|         |           |         |         |
|---------|-----------|---------|---------|
| Bigelow | Bourdeaux | Bryson  | Gowans  |
| Jones   | Mascaro   | Philpot | G. Snow |
| Styler  |           |         |         |

**H.B. 373**, as amended, transmitted to the Senate for its consideration.

### SPECIAL ORDER OF BUSINESS

**Sub. H.B. 75**, NONRESIDENT TUITION FOR HIGHER EDUCATION, read the third time by short title and placed on its final passage.

**Sub. H.B. 75** then passed on the following roll call:

**Yeas, 60; Nays, 12; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |           |           |             |
|-------------|-----------|-----------|-------------|
| Aagard      | Adams     | Alexander | S. Allen    |
| Anderson    | Barrus    | Becker    | Bennion     |
| Biskupski   | Bourdeaux | Bowman    | Bryson      |
| Buffmire    | Bush      | Buttars   | Buxton      |
| Christensen | D. Clark  | D. Cox    | Curtis      |
| Daniels     | Dillree   | Donnelson | Duckworth   |
| Dunnigan    | Ferrin    | Ferry     | Goodfellow  |
| Gowans      | Hansen    | Hardy     | Harper      |
| Hendrickson | Hogue     | Holdaway  | Hughes      |
| B. Johnson  | Jones     | King      | Kiser       |
| Last        | Litvack   | Lockhart  | Love        |
| McCartney   | McGee     | Morgan    | Moss        |
| Murray      | Newbold   | Noel      | Pace        |
| Parker      | Seitz     | Shurtliff | G. Snow     |
| Styler      | Urquhart  | Winn      | M. Stephens |

**Voting in the negative were:** Representatives

|          |          |         |              |
|----------|----------|---------|--------------|
| Bird     | Dayton   | Dougall | E. Hutchings |
| Lawrence | Mascaro  | Morley  | Peterson     |
| Philpot  | Thompson | Ure     | Wallace      |

**Absent or not voting were:** Representatives

|         |          |     |
|---------|----------|-----|
| Bigelow | S. Clark | Dee |
|---------|----------|-----|

**Sub. H.B. 75**, as amended, transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.B. 372**, CAPTIVE INSURERS ACT, read the third time by short title and placed on its final passage.

Representative Dunnigan proposed the following amendment:

1. Page 3, Line 88:  
Delete "March 1" and insert "March 31"

Representative Dunnigan's motion to amend passed on a voice vote.

**H.B. 372**, as amended, then passed on the following roll call:

**Yeas, 60; Nays, 6; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |           |              |             |
|-----------|-----------|--------------|-------------|
| Agard     | Adams     | S. Allen     | Anderson    |
| Barrus    | Becker    | Bennion      | Bird        |
| Biskupski | Bourdeaux | Bowman       | Bryson      |
| Buffmire  | Bush      | Buxton       | Christensen |
| D. Clark  | D. Cox    | Daniels      | Dayton      |
| Dee       | Dillree   | Donnelson    | Duckworth   |
| Dunnigan  | Ferrin    | Ferry        | Goodfellow  |
| Gowans    | Hansen    | Harper       | Hendrickson |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson  |
| Jones     | Kiser     | Last         | Lawrence    |
| Litvack   | Lockhart  | Mascaro      | McCartney   |
| McGee     | Morgan    | Morley       | Moss        |
| Murray    | Noel      | Parker       | Peterson    |
| Seitz     | Shurtliff | G. Snow      | Thompson    |
| Ure       | Urquhart  | Wallace      | Winn        |

**Voting in the negative were:** Representatives

|           |             |        |         |
|-----------|-------------|--------|---------|
| Alexander | Buttars     | Curtis | Dougall |
| Hogue     | M. Stephens |        |         |

**Absent or not voting were:** Representatives

|         |          |       |         |
|---------|----------|-------|---------|
| Bigelow | S. Clark | Hardy | King    |
| Love    | Newbold  | Pace  | Philpot |
| Styler  |          |       |         |

**H.B. 372**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 299**, TRUST LAW AMENDMENTS, read the third time by short title and placed on its final passage.

Representative D. Clark proposed the following amendment:

1. Page 6, Line 161:  
After "transfer" insert "or any time thereafter"

- 2. Page 6, Line 162:  
At the end of the line delete "or"
  
- 3. Page 6, Line 163:  
After "transfer" delete the "." and insert "or  
(vi) at the time of the transfer, or at any time thereafter, the person  
receives public assistance and recovery is allowed under Title 26,  
Chapter 19, Medical Benefits Recovery Act."

On motion of Representative D. Clark, the House voted to circle **Sub. H.B. 299.**

\* \* \*

**2nd Sub. H.B. 112, COUNTY CORRECTIONAL FACILITY REIMBURSEMENT,** read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **2nd Sub. H.B. 112.**

\* \* \*

**H.B. 239, PARENT-TIME ASSISTANCE OFFICE,** read the third time by short title and placed on its final passage.

On motion of Representative Cox, the House voted to circle **H.B. 239.**

\* \* \*

**H.B. 264, DIVISION OF PARKS AND RECREATION – RESTRICTED ACCOUNT,** read the third time by short title and placed on its final passage.

**H.B. 264** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |
| D. Cox   | Curtis | Daniels     | Dayton    |

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Dillree     | Donnelson | Dougall      | Dunnigan   |
| Ferrin      | Ferry     | Goodfellow   | Gowans     |
| Hansen      | Harper    | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Litvack   | Lockhart     | Love       |
| Mascaro     | McCartney | McGee        | Morgan     |
| Morley      | Moss      | Murray       | Newbold    |
| Parker      | Peterson  | Philpot      | Seitz      |
| Shurtliff   | G. Snow   | Styler       | Thompson   |
| Ure         | Urquhart  | Wallace      | Winn       |
| M. Stephens |           |              |            |

**Absent or not voting were:** Representatives

|          |      |           |       |
|----------|------|-----------|-------|
| S. Clark | Dee  | Duckworth | Hardy |
| Noel     | Pace |           |       |

**H.B. 264** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 278**, MUNICIPAL ANNEXATIONS ACROSS COUNTY LINES, read the third time by short title and placed on its final passage.

Representative Becker proposed the following amendment:

1. Page 2, Line 53:  
After “(6)” insert “(a)”
2. Page 2, Line 56:  
After line 56 insert:  
“(b) Each county legislative body that declines to adopt a resolution approving a proposed annexation described in Subsection (6)(a) shall provide a written explanation of its reasons for declining to approve the proposed annexation.”

Representative Becker’s motion to amend passed on a voice vote.

###

Representative Hogue proposed the following amendment:

3. Page 1, Line 8:  
After “county.” insert “The act requires notice to affected entities before an annexation petition is filed.”

- 4. Page 3, Line 76:  
After “accompanied by” insert “: (i)”
- 5. Page 3, Line 77:  
After “annexation;” reinstate “and” and insert:  
“(ii) a copy of the notice sent to affected entities as required under Subsection (6) and a list of the affected entities to which notice was sent.”
- 6. Page 4, Line 104:  
After line 104 insert:  
“(6) Before filing a petition with the city recorder or town clerk, the petition sponsors shall send written notice to each affected entity of their intent to file a petition.”
- 7. Page 4, Line 105:  
At the beginning of line 105 bracket “(6)” and insert “(7)”

Representative Hogue’s motion to amend passed on a voice vote.

**H.B. 278**, as amended then passed on the following roll call:

**Yeas, 63; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Agard       | Adams     | Alexander    | S. Allen   |
| Anderson    | Barrus    | Becker       | Bigelow    |
| Bird        | Biskupski | Bourdeaux    | Bryson     |
| Buffmire    | Bush      | Buttars      | Buxton     |
| Christensen | D. Clark  | D. Cox       | Curtis     |
| Daniels     | Dayton    | Dillree      | Donnelson  |
| Dougall     | Duckworth | Dunnigan     | Ferrin     |
| Ferry       | Hansen    | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Last         | Lawrence   |
| Litvack     | Love      | McCartney    | McGee      |
| Morgan      | Morley    | Moss         | Murray     |
| Newbold     | Noel      | Pace         | Parker     |
| Peterson    | Philpot   | Shurtliff    | G. Snow    |
| Styler      | Thompson  | Ure          | Urquhart   |
| Wallace     | Winn      | M. Stephens  |            |

**Absent or not voting were:** Representatives

|            |          |          |        |
|------------|----------|----------|--------|
| Bennion    | Bowman   | S. Clark | Dee    |
| Goodfellow | Gowans   | Hardy    | Harper |
| Kiser      | Lockhart | Mascaro  | Seitz  |

**H.B. 278**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Styler, the House voted to move to the Senate Third Reading Calendar.

**UNFINISHED BUSINESS**

On motion of Representative Styler, the House voted to uncircle **S.B. 108**.

**S.B. 108**, DANGEROUS WEAPONS AMENDMENTS, was before the House on its final passage.

Representative Styler proposed the following amendment:

1. Page 5a, Line 131ai  
Senate Committee Amendments dated 2–11–2003:  
After “(a)” insert “(i)”
2. Page 5a, Line 131ak  
Senate Committee Amendments dated 2–11–2003:  
After line 131ak insert:  
“(ii) The division shall post on its website a list of the churches and organizations operating houses of worship who have given notice under Subsection 4(a)(i).”
3. Page 5a, Line 131am  
Senate Committee Amendments dated 2–11–2003:  
After “period of” delete “five years” and insert “one year”

Representative Styler’s motion to amend passed on a voice vote.

###

On motion of Representative Alexander, the House voted to limit debate to 5 minutes.

###

Representative Buffmire proposed to delete **S.B. 108** in title and body and insert **3rd Sub. S.B. 108** in lieu thereof. Representative Buffmire’s motion to substitute failed to pass on the following roll call:

**Yeas, 17; Nays, 51; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |          |            |           |
|-----------|----------|------------|-----------|
| Barrus    | Becker   | Biskupski  | Bourdeaux |
| Buffmire  | Daniels  | Goodfellow | Hansen    |
| Jones     | Lawrence | Litvack    | Mascaro   |
| McCartney | McGee    | Morgan     | Moss      |
| Shurtliff |          |            |           |

**Voting in the negative were:** Representatives

|             |           |              |             |
|-------------|-----------|--------------|-------------|
| Aagard      | Adams     | Alexander    | Anderson    |
| Bennion     | Bigelow   | Bird         | Bowman      |
| Bryson      | Bush      | Buttars      | Buxton      |
| Christensen | D. Clark  | D. Cox       | Curtis      |
| Dayton      | Dee       | Dillree      | Donnelson   |
| Dougall     | Duckworth | Dunnigan     | Ferrin      |
| Ferry       | Gowans    | Harper       | Hendrickson |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson  |
| Kiser       | Last      | Lockhart     | Love        |
| Morley      | Murray    | Noel         | Pace        |
| Parker      | Peterson  | Seitz        | G. Snow     |
| Styler      | Thompson  | Ure          | Urquhart    |
| Wallace     | Winn      | M. Stephens  |             |

**Absent or not voting were:** Representatives

|          |          |         |       |
|----------|----------|---------|-------|
| S. Allen | S. Clark | Hardy   | Hogue |
| King     | Newbold  | Philpot |       |

###

**S.B. 108**, as amended, then passed on the following roll call:

**Yeas, 56; Nays, 15; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |             |           |          |
|-------------|-------------|-----------|----------|
| Aagard      | Adams       | Alexander | Anderson |
| Barrus      | Bennion     | Bigelow   | Bird     |
| Bowman      | Bryson      | Bush      | Buttars  |
| Buxton      | Christensen | D. Clark  | D. Cox   |
| Curtis      | Dayton      | Dee       | Dillree  |
| Donnelson   | Duckworth   | Dunnigan  | Ferrin   |
| Ferry       | Gowans      | Hardy     | Harper   |
| Hendrickson | Hogue       | Holdaway  | Hughes   |

|              |            |          |             |
|--------------|------------|----------|-------------|
| E. Hutchings | B. Johnson | Kiser    | Last        |
| Lawrence     | Lockhart   | Love     | Mascaro     |
| Morley       | Murray     | Noel     | Pace        |
| Parker       | Peterson   | Philpot  | Seitz       |
| G. Snow      | Styler     | Thompson | Ure         |
| Urquhart     | Wallace    | Winn     | M. Stephens |

**Voting in the negative were:** Representatives

|         |           |            |          |
|---------|-----------|------------|----------|
| Becker  | Biskupski | Bourdeaux  | Buffmire |
| Daniels | Dougall   | Goodfellow | Hansen   |
| Jones   | Litvack   | McCartney  | McGee    |
| Morgan  | Moss      | Shurtliff  |          |

**Absent or not voting were:** Representatives

|          |          |      |         |
|----------|----------|------|---------|
| S. Allen | S. Clark | King | Newbold |
|----------|----------|------|---------|

**S.B. 108** held for possible reconsideration.

**MISCELLANEOUS BUSINESS**

**H.B. 307** transmitted to the Senate for consideration.

\* \* \*

On motion of Representative Curtis, the House voted to adjourn until February 27, 2003, at 8:30 a.m.

# THIRTY-NINTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:00 a.m.

Roll call showed all members present except Representative Jack Seitz, excused.

Pledge of Allegiance and prayer by President Franklin Child, Stake President of Representative Pat Jones' ward.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 26, 2003

The Senate passed **S.B. 175**, REVENUE PROCEDURES AND CONTROL ACT AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate adopted the Joint Conference Committee Report dated February 26, 2003 and passed **1st Sub. S.B. 7**, AUTOMOBILE HOMICIDE AMENDMENTS, by Senator C. Walker, and it is transmitted for the signature of the Speaker; and

The Senate adopted the Joint Conference Committee Report dated February 26, 2003 and passed **S.B. 86**, PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 211**, DISABILITIES APPROPRIATIONS NONLAPSING, by Representative R. Lockhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate substituted, amended, and passed, **Senate 3rd Sub. H.B. 78**, LIEN RECOVERY FUND – RATE OF INTEREST, by Representative G. Snow, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **S.B. 175**, read the first time by short title and referred to the Rules Committee.

Communications filed. **Sub. S.B. 7** and **S.B. 86** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communication filed. **H.B. 211** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communication filed. **Senate 3rd Sub. H.B. 78**, placed on the calendar for concurrence.

### MISCELLANEOUS BUSINESS

On motion of Representative Styler, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**Sub. H.B. 6, SHARED PARENTING BY DIVORCING PARENTS**, read the third time by short title and placed on its final passage.

Representative Thompson proposed the following amendment:

1. Page 2, Line 38:  
After "course of" delete "an order to show cause" and insert "a"
2. Page 2, Line 39:  
After "access would" insert "not"
3. Page 2, Line 40:  
At the beginning of the line delete "detrimental to the well-being" and insert "in the best interests"
4. Page 2, Line 42:  
After line 42, insert:  
"(2) In all determinations, the primary caregiver during the course of the marriage may be considered in deciding residential placement."
5. Page 2, Line 43:  
Delete "(2)" and insert "(3)"

Representative Thompson's motion to amend passed on a voice vote

###

Representative Ferry proposed the following amendment:

- 6. Page 2, Line 37:  
Delete “shall” and insert “may”

Representative Bird proposed the following substitute motion to amend:

Include Representative Ferry’s amendment above and the following:

- 7. Page 1, Line 7:  
Delete “equal access to” and insert “shared parenting of”

Representative Bird’s substitute motion to amend failed on the following roll call:

**Yeas, 29; Nays, 41; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |             |            |         |
|-----------|-------------|------------|---------|
| S. Allen  | Barrus      | Becker     | Bird    |
| Biskupski | Bryson      | Buffmire   | Bush    |
| Buxton    | Christensen | D. Cox     | Daniels |
| Dee       | Duckworth   | Goodfellow | Hardy   |
| Hogue     | Jones       | King       | Kiser   |
| Last      | Lawrence    | Mascaro    | McGee   |
| Morgan    | Morley      | Moss       | Noel    |
| Pace      |             |            |         |

**Voting in the negative were:** Representatives

|             |           |          |              |
|-------------|-----------|----------|--------------|
| Aagard      | Alexander | Anderson | Bennion      |
| Bigelow     | Bourdeaux | Bowman   | Buttars      |
| D. Clark    | S. Clark  | Curtis   | Dayton       |
| Dillree     | Donnelson | Dougall  | Dunnigan     |
| Ferrin      | Ferry     | Hansen   | Harper       |
| Hendrickson | Holdaway  | Hughes   | E. Hutchings |
| B. Johnson  | Lockhart  | Love     | McCartney    |
| Murray      | Newbold   | Parker   | Peterson     |
| Philpot     | Shurtliff | G. Snow  | Styler       |
| Thompson    | Urquhart  | Wallace  | Winn         |
| M. Stephens |           |          |              |

**Absent or not voting were:** Representatives

|       |        |         |       |
|-------|--------|---------|-------|
| Adams | Gowans | Litvack | Seitz |
| Ure   |        |         |       |

###

Representative Philpot proposed the following substitute motion to amend:

Include Representative Ferry's proposed amendment #6 plus the following:

8. Page 1, Line 7:  
Delete "equal access to" and insert "shared parenting of"
9. Page 2, Line 37:  
Delete "substantially equal access to" and insert "shared parenting of"
10. Page 2, Line 39:  
Delete "equal access" and insert "shared parenting"

Representative Philpot's motion to amend passed on a voice vote.

###

**Sub. H.B. 6**, as amended, then passed on the following roll call:

**Yeas, 44; Nays, 26; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |            |             |             |
|----------|------------|-------------|-------------|
| Aagard   | Adams      | S. Allen    | Bennion     |
| Bigelow  | Bourdeaux  | Bowman      | Bryson      |
| Buttars  | Buxton     | D. Clark    | S. Clark    |
| Dayton   | Dee        | Dillree     | Donnelson   |
| Dunnigan | Ferrin     | Ferry       | Gowans      |
| Hansen   | Harper     | Hendrickson | Hogue       |
| Hughes   | B. Johnson | Last        | Lawrence    |
| Lockhart | Love       | Mascaro     | Morley      |
| Newbold  | Noel       | Pace        | Parker      |
| Peterson | Philpot    | Styler      | Thompson    |
| Urquhart | Wallace    | Winn        | M. Stephens |

**Voting in the negative were:** Representatives

|             |            |          |           |
|-------------|------------|----------|-----------|
| Alexander   | Anderson   | Barrus   | Becker    |
| Bird        | Biskupski  | Buffmire | Bush      |
| Christensen | D. Cox     | Daniels  | Dougall   |
| Duckworth   | Goodfellow | Hardy    | Holdaway  |
| Jones       | King       | Kiser    | McCartney |
| McGee       | Morgan     | Moss     | Murray    |
| Shurtliff   | G. Snow    |          |           |

**Absent or not voting were:** Representatives

|        |              |         |       |
|--------|--------------|---------|-------|
| Curtis | E. Hutchings | Litvack | Seitz |
| Ure    |              |         |       |

**Sub. H.B. 6**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Dillree, the House voted that any bills which have not been reported out of House Standing Committees after the conclusion of their last scheduled meeting be reported back to the Rules Committee. Bills which have been amended, substituted, or tabled but have not been reported out, should be listed on a separate report. Bills which have not been acted upon may be included on a single report.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: February 26, 2003

The Natural Resources, Agriculture, and Environment Committee recommends **3rd Sub. S.B. 154**, PUBLIC EDUCATION AMENDMENTS, by Senator T. Hatch, be replaced and favorably recommends **4th Sub. S.B. 154**, PUBLIC EDUCATION AMENDMENTS.

Craig W. Buttars, Chair

Report filed. The motion by Representative Buttars to adopt the committee report failed on the following roll call:

**Yeas, 33; Nays, 39; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Alexander   | Barrus       | Bennion    | Bigelow  |
| Bowman      | Bush         | Buttars    | D. Clark |
| S. Clark    | Curtis       | Dayton     | Dillree  |
| Donnelson   | Dunnigan     | Ferrin     | Ferry    |
| Harper      | E. Hutchings | B. Johnson | Kiser    |
| Lockhart    | Love         | Mascaro    | Morley   |
| Newbold     | Noel         | Peterson   | Philpot  |
| Thompson    | Ure          | Urquhart   | Wallace  |
| M. Stephens |              |            |          |

**Voting in the negative were:** Representatives

|             |           |             |           |
|-------------|-----------|-------------|-----------|
| Agard       | S. Allen  | Anderson    | Becker    |
| Bird        | Biskupski | Bourdeaux   | Bryson    |
| Buffmire    | Buxton    | Christensen | D. Cox    |
| Daniels     | Dee       | Dougall     | Duckworth |
| Goodfellow  | Gowans    | Hansen      | Hardy     |
| Hendrickson | Hogue     | Holdaway    | Hughes    |

|           |        |        |           |
|-----------|--------|--------|-----------|
| Jones     | King   | Last   | Lawrence  |
| McCartney | McGee  | Morgan | Moss      |
| Murray    | Pace   | Parker | Shurtliff |
| G. Snow   | Styler | Winn   |           |

**Absent or not voting were:** Representatives

|       |         |       |
|-------|---------|-------|
| Adams | Litvack | Seitz |
|-------|---------|-------|

**3rd Sub. S.B. 154** was returned to the Rules Committee.

\* \* \*

Mr. Speaker: February 26, 2003

The Law Enforcement and Criminal Justice Committee recommends **H.B. 134**, LAW ENFORCEMENT – REPORTING HAZARDOUS MATERIALS RELATING TO CONTROLLED SUBSTANCES, by Representative E. Hutchings, be replaced and favorably recommends **1st Sub. H.B. 134**, LAW ENFORCEMENT – REPORTING HAZARDOUS MATERIALS RELATING TO CONTROLLED SUBSTANCES; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 269**, CONDITIONS FOR RELEASE AFTER NOTICE REGARDING ARREST FOR DOMESTIC VIOLENCE, by Representative P. Wallace; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 284**, TRAFFIC ACCIDENT RESPONSE, by Representative E. Hutchings; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 343**, AMENDMENTS REGARDING ILLEGAL DRUGS IN CORRECTIONAL FACILITIES, by Representative L. Christensen, be replaced and favorably recommends **1st Sub. H.B. 343**, AMENDMENTS REGARDING ILLEGAL DRUGS IN CORRECTIONAL FACILITIES; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 202**, PEACE OFFICER AMENDMENT, by Senator M. Waddoups; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 195**, OBSTRUCTION OF JUSTICE AND TAMPERING WITH EVIDENCE, by Senator D. Thomas; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **2nd Sub. S.B. 76**, UTAH FIREWORKS ACT AMENDMENTS, by Senator D. Eastman; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.J.R. 11**, RESOLUTION ENCOURAGING CONGRESS TO ENACT MEDICARE PRESCRIPTION DRUG BENEFIT, by Senator G. Davis; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 196**, ELECTION LAW – DISCLOSURE REQUIREMENTS, by Senator B. Evans; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 200**, STATE AUDITOR – EXPANSION OF DUTIES, by Senator M. Waddoups; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **1st Sub. S.B. 207**, IDENTITY FRAUD AMENDMENTS, by Senator P. Knudson, with the following amendments:

1. Page 3, Line 66:  
Delete Lines 66 through 69; and

The Law Enforcement and Criminal Justice Committee recommends **S.B. 111**, PROCESS SERVERS, by Senator M. Waddoups, be replaced and reports a favorable recommendation on **1st Sub. S.B. 111**, PROCESS SERVERS with the following amendments:

1. Page 2, Line 41:  
At the end of line 41 insert “and”
2. Page 2, Line 42:  
After “tecum” insert “;” and delete “; and”
3. Page 2, Line 43:  
Delete line 43

DeMar “Bud” Bowman, Chair

Reports filed. On motion of Representative Bowman, the reports of the Law Enforcement and Criminal Justice committee were adopted.

**Sub. H.B. 134, H.B. 269, H.B. 284, Sub. H.B. 343**, read the second time by short title and referred to the Rules Committee for prioritization.

**S.B. 202, S.B. 195, 2nd Sub. S.B. 76, S.J.R. 11, S.B. 196, S.B. 200, Sub. S.B. 207**, as amended, **Sub. S.B. 111**, as amended, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker: February 26, 2003

The Judiciary Committee reports a favorable recommendation on **H.B. 133**, EXPEDITED CHILD WELFARE PROCEDURES, by Representative C. Bennion, with the following amendments:

1. Page 1, Line 16:  
After “home.” insert “The act provides a coordination clause.”
2. Page 2, Line 29:  
After “develop a” insert “safety”  
Delete “to ensure the safety of” and insert “to protect”
3. Page 2, Line 30:  
After “child” insert “from further abuse or neglect”
4. Page 2, Line 47:  
Delete “and” and insert “the attorney general shall file the petition within 72 hours of the completion of the investigation and request, excluding weekends and holidays, if: (i)”
5. Page 2, Line 48:  
Delete “, the attorney general”
6. Page 2, Line 49:  
Delete Line 49 and insert “; and (ii) without an expedited hearing and services ordered under the protective supervision of the court, the child will likely be taken into protective custody.”
7. Page 3, Line 69:  
Delete the semicolon at the end of the line
8. Page 3, Line 70:  
Delete “(a)”
9. Page 3, Line 71:  
Delete “; and” and insert a period
10. Page 3, Lines 72–73:  
Delete Lines 72–73
11. Page 3, Line 73:  
After Line 73 insert:

“Section 4. Coordination Clause.

If this bill and S.B. 128, Protective Order Amendments, both pass, it is the intent of the Legislature that the amendments to Subsection 78-3a-305(2) in S.B. 128 supersede the amendments to Subsection 78-3a-305(2) in this bill.”; and

The Judiciary Committee recommends **H.B. 357**, AMENDMENTS TO UTAH ARBITRATION STATUTE, by Representative L. Christensen, be replaced and reports a favorable recommendation on **1st Sub. H.B. 357**, AMENDMENTS TO UTAH ARBITRATION STATUTE with the following amendments:

1. Page 3, Line 59:  
After “May 15,” delete “2004” and insert “2003”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 129**, VOYEURISM AMENDMENTS, by Representative B. Goodfellow, with the following amendments:

1. Page 4, Line 103:  
After “guilty” insert “of”
2. Pages 4-5, Lines 115-123:  
Delete lines 115 through 123; and

The Judiciary Committee reports a favorable recommendation on **H.B. 289**, HUMAN RESOURCE MANAGEMENT AMENDMENTS, by Representative J. M. Philpot, with the following amendments:

1. Page 1, Line 26:  
After “grievance;” reinstate “and”
2. Page 1, Line 27:  
After “hearing” reinstate “.” and delete “; and”
3. Page 2, Lines 28-29:  
Delete lines 28-29
4. Page 4, Line 92:  
After line 92 insert:  
“(d) either party may obtain discovery in accordance with the Utah Rules of Civil Procedure at the evidentiary hearing stage of the grievance process.”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 324**, JURY SYSTEM AMENDMENTS, by Representative G. Curtis; and

The Judiciary Committee reports a favorable recommendation on **H.B. 326**, PARENT-TIME SCHEDULE AMENDMENTS, by Representative S. Daniels; and

The Judiciary Committee reports a favorable recommendation on **H.C.R. 15**, RESOLUTION SUPPORTING PRESIDENT AND ADMINISTRATION REGARDING IRAQ, by Representative C. Bennion; and

The Judiciary Committee reports a favorable recommendation on **H.J.R. 19**, RESOLUTION REAFFIRMING PROTECTION OF LIBERTIES AND CIVIL RIGHTS OF CITIZENS OF UTAH, by Representative E. Hutchings; and

The Judiciary Committee reports a favorable recommendation on **3rd Sub. S.B. 179**, NOTICE OF CLAIM OF GOVERNMENTAL IMMUNITY, by Senator D. Gladwell; and

The Judiciary Committee reports a favorable recommendation on **S.B. 240**, TERM LIMIT REPEAL, by Senator C. Bramble; and

The Judiciary Committee reports a favorable recommendation on **S.B. 187**, EMINENT DOMAIN AMENDMENTS, by Senator P. Hellewell.

Ben C. Ferry, Chair

Reports filed. On motion of Representative Alexander, the reports of the Judiciary committee were adopted.

**H.B. 133**, as amended, **Sub. H.B. 357**, as amended, **H.B. 129**, as amended, **H.B. 289**, as amended, **H.B. 324**, **H.B. 326**, **H.C.R. 15**, **H.J.R. 19**, read the second time by short title and referred to the Rules Committee for prioritization.

**3rd Sub. S.B. 179**, **S.B. 240**, **S.B. 187**, read the second time by short title and placed on the calendar for third reading.

\* \* \*

Mr. Speaker:

February 26, 2003

The Transportation Committee reports a favorable recommendation on **S.B. 127**, APPEARANCE OF DRIVER LICENSE AMENDMENTS, by Senator J. Valentine; and

The Transportation Committee reports a favorable recommendation on **S.B. 163**, DRIVER LICENSE SUSPENSION REQUIREMENTS, by Senator R. Allen, and recommends it be placed on the Consent Calendar; and

The Transportation Committee reports a favorable recommendation on **1st Sub. S.B. 164, COUNTY AMENDMENTS**, by Senator D. Gladwell, with the following amendments:

1. Page 1, Line 18:  
After “prohibits the” delete “certification” and insert “recording”
2. Page 1, Line 19:  
After “already recorded” delete the remainder of line 19
3. Page 1, Line 20:  
At the beginning of line 20 delete “plat to avoid duplication or confusion on subdivision names”
4. Page 11, Line 309:  
After “(b)” reinstate “The” and delete “(i) Subject to Subsection (2)(b)(ii), the”
5. Page 11, Lines 311–312:  
Delete lines 311 and 312
6. Page 11, Line 324:  
After “(3)” insert “(a)”
7. Page 11, Line 325:  
After “land shall” insert “, subject to Subsection (3)(b),”
8. Page 11, Lines 327–330:  
Delete lines 327 through 330 and insert:  
“(b) An owner of land may not submit for recording a plat that gives the subdivision described in the plat the same name as a subdivision in a plat already recorded in the county recorder’s office.”
9. Page 13, Line 390:  
After “this section” insert “and subject to Subsection (8)(c)”
10. Page 13, Line 391:  
After “(b)” delete “(i) Subject to Subsection (8)(b)(ii), the” and insert “The”
11. Page 13, Lines 393–397:  
Delete lines 393 through 397 and insert:  
“(c) An owner of land may not submit for recording an amended plat that gives the subdivision described in the amended plat the same name”

as a subdivision in a plat already recorded in the county recorder's office."

12. Page 14, Lines 398–399:  
Delete lines 398 and 399
13. Page 18, Line 544:  
After "(b)" reinstate "The" and delete "(i) Subject to Subsection (2)(b)(ii), the"
14. Page 18, Lines 546–547:  
Delete lines 546 and 547
15. Page 18, Line 552:  
After "(3)" insert "(a)"
16. Page 19, Line 553:  
After "land shall" insert ", subject to Subsection (3)(b)."
17. Page 19, Lines 555–558:  
Delete lines 555 through 558 and insert:  
"(b) An owner of land may not submit for recording a plat that gives the subdivision described in the plat the same name as a subdivision in a plat already recorded in the county recorder's office."
18. Page 22, Line 664:  
After "this section" insert "and subject to Subsection (8)(c)"
19. Page 22, Line 665:  
After "(b)" delete "(i) Subject to Subsection (8)(b)(ii), the" and insert "The"
20. Page 22, Lines 667–673:  
Delete lines 667 through 673 and insert:  
"(c) An owner of land may not submit for recording an amended plat that gives the subdivision described in the amended plat the same name as a subdivision in a plat already recorded in the county recorder's office."; and

The Transportation Committee reports a favorable recommendation on **S.B. 176**, EDUCATION SUPPORT LICENSE PLATE, by Senator J. Evans; and

The Transportation Committee reports a favorable recommendation on **S.B. 221**, UTAH NATIONAL PARKS LICENSE PLATES, by Senator T. Hatch; and

The Transportation Committee recommends **H.B. 328**, RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE, by Representative R. Lockhart, be replaced and reports a favorable recommendation on **1st Sub. H.B. 328**, RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE with the following amendments:

1. Page 1, Line 9:  
Delete “an” and insert “a reasonable”
2. Page 2, Line 37:  
Delete “an” and insert “a reasonable”; and

The Transportation Committee reports a favorable recommendation on **H.B. 367**, DELIVERY SALES OF CIGARETTES, by Representative E. Hutchings.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**S.B. 127**, read the second time by short title and referred to the Rules Committee due to fiscal impact.

**S.B. 163**, read the second time by short title and placed on the Consent Calendar.

**Sub. S.B. 164**, as amended, **S.B. 176**, and **S.B. 221**, read the second time by short title and placed on the calendar for third reading.

**Sub. H.B. 328**, as amended, and **H.B. 367**, read the second time by short title and referred to the Rules Committee for prioritization.

### CONSENT CALENDAR

**H.B. 352**, ELECTION LAW VOTER REGISTRATION AND ELECTION NOTICE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 352** then passed on the following roll call:

**Yeas, 59; Nays, 0; Absent or not voting, 16.**

**Voting in the affirmative were:** Representatives

|        |           |          |        |
|--------|-----------|----------|--------|
| Aagard | Alexander | Anderson | Barrus |
| Becker | Bennion   | Bigelow  | Bird   |

|           |             |             |            |
|-----------|-------------|-------------|------------|
| Bowman    | Bryson      | Buffmire    | Bush       |
| Buxton    | Christensen | D. Clark    | S. Clark   |
| D. Cox    | Curtis      | Daniels     | Dayton     |
| Dee       | Donnelson   | Dougall     | Duckworth  |
| Dunnigan  | Ferrin      | Ferry       | Goodfellow |
| Hansen    | Hardy       | Harper      | Hogue      |
| Holdaway  | Hughes      | B. Johnson  | Jones      |
| King      | Kiser       | Last        | Lawrence   |
| Love      | Mascaro     | McCartney   | McGee      |
| Morley    | Moss        | Murray      | Newbold    |
| Noel      | Pace        | Peterson    | Philpot    |
| Shurtliff | G. Snow     | Thompson    | Urquhart   |
| Wallace   | Winn        | M. Stephens |            |

**Absent or not voting were:** Representatives

|              |          |           |             |
|--------------|----------|-----------|-------------|
| Adams        | S. Allen | Biskupski | Bourdeaux   |
| Buttars      | Dillree  | Gowans    | Hendrickson |
| E. Hutchings | Litvack  | Lockhart  | Morgan      |
| Parker       | Seitz    | Styler    | Ure         |

**H.B. 352** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 333**, GOVERNMENT INVESTMENT STANDARDS, read the third time by short title and placed on its final passage.

**H.B. 333** then passed on the following roll call:

**Yeas, 64; Nays, 0; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|             |              |            |          |
|-------------|--------------|------------|----------|
| Agard       | Adams        | Alexander  | S. Allen |
| Anderson    | Barrus       | Becker     | Bennion  |
| Bigelow     | Bird         | Biskupski  | Bowman   |
| Bryson      | Buffmire     | Bush       | Buxton   |
| Christensen | D. Clark     | S. Clark   | D. Cox   |
| Curtis      | Daniels      | Dayton     | Dee      |
| Donnelson   | Dougall      | Duckworth  | Dunnigan |
| Ferrin      | Ferry        | Goodfellow | Gowans   |
| Hansen      | Hardy        | Harper     | Hogue    |
| Holdaway    | E. Hutchings | B. Johnson | Jones    |
| King        | Kiser        | Last       | Lawrence |

|           |           |          |             |
|-----------|-----------|----------|-------------|
| Mascaro   | McCartney | McGee    | Morgan      |
| Morley    | Moss      | Murray   | Newbold     |
| Pace      | Parker    | Peterson | Philpot     |
| Shurtliff | G. Snow   | Thompson | Ure         |
| Urquhart  | Wallace   | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|           |         |          |             |
|-----------|---------|----------|-------------|
| Bourdeaux | Buttars | Dillree  | Hendrickson |
| Hughes    | Litvack | Lockhart | Love        |
| Noel      | Seitz   | Styler   |             |

**H.B. 333** transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**Sub. H.B. 10**, PARENT-TIME AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Noel proposed the following amendment:

1. Page 2, Line 45:  
Delete line 45
2. Page 9, Lines 257 and 258:  
Delete lines 257 and 258.
3. Page 9, Line 266:  
Delete line 266 and renumber accordingly.

The motion was divided and the first part of Representative Noel's motion to amend failed on the following roll call:

**Yeas, 33; Nays, 35; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |         |             |           |
|-----------|---------|-------------|-----------|
| Agard     | Adams   | Barrus      | Bird      |
| Biskupski | Bowman  | Bryson      | Buffmire  |
| Bush      | Buxton  | Christensen | D. Cox    |
| Curtis    | Dee     | Dougall     | Duckworth |
| Dunnigan  | Hardy   | Harper      | Holdaway  |
| Jones     | King    | Kiser       | Last      |
| Lawrence  | Morgan  | Morley      | Murray    |
| Noel      | Philpot | G. Snow     | Ure       |
| Winn      |         |             |           |

**Voting in the negative were:** Representatives

|             |          |            |              |
|-------------|----------|------------|--------------|
| S. Allen    | Anderson | Becker     | Bennion      |
| Bigelow     | Buttars  | D. Clark   | S. Clark     |
| Daniels     | Dayton   | Dillree    | Donnelson    |
| Ferrin      | Ferry    | Goodfellow | Hansen       |
| Hendrickson | Hogue    | Hughes     | E. Hutchings |
| B. Johnson  | Litvack  | Lockhart   | Mascaro      |
| McCartney   | McGee    | Moss       | Newbold      |
| Pace        | Peterson | Shurtliff  | Styler       |
| Thompson    | Urquhart | Wallace    |              |

**Absent or not voting were:** Representatives

|           |           |             |      |
|-----------|-----------|-------------|------|
| Alexander | Bourdeaux | Gowans      | Love |
| Parker    | Seitz     | M. Stephens |      |

The second part of Representative Noel's motion to amend is as follows:

4. Page 9, Line 266:  
Insert "or" at the end of the line
5. Page 9, Line 267:  
Delete line 267 and renumber accordingly.

Representative Noel's motion to amend passed on a voice vote.

**Sub. H.B. 10**, as amended, then passed on the following roll call:

**Yeas, 38; Nays, 32; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |             |             |          |
|--------------|-------------|-------------|----------|
| Anderson     | Becker      | Bennion     | Bigelow  |
| Biskupski    | Buffmire    | D. Clark    | Daniels  |
| Dayton       | Donnelson   | Duckworth   | Dunnigan |
| Ferrin       | Ferry       | Goodfellow  | Gowans   |
| Hansen       | Harper      | Hendrickson | Hughes   |
| E. Hutchings | Jones       | Litvack     | Lockhart |
| McCartney    | McGee       | Morgan      | Moss     |
| Murray       | Newbold     | Pace        | Parker   |
| Shurtliff    | Styler      | Thompson    | Urquhart |
| Wallace      | M. Stephens |             |          |

**Voting in the negative were:** Representatives

|        |       |           |          |
|--------|-------|-----------|----------|
| Aagard | Adams | Alexander | S. Allen |
| Barrus | Bird  | Bowman    | Bryson   |

|          |            |        |             |
|----------|------------|--------|-------------|
| Bush     | Buttars    | Buxton | Christensen |
| S. Clark | D. Cox     | Curtis | Dee         |
| Dillree  | Dougall    | Hardy  | Hogue       |
| Holdaway | B. Johnson | Kiser  | Last        |
| Lawrence | Mascaro    | Morley | Noel        |
| Philpot  | G. Snow    | Ure    | Winn        |

**Absent or not voting were:** Representatives

|           |      |      |          |
|-----------|------|------|----------|
| Bourdeaux | King | Love | Peterson |
| Seitz     |      |      |          |

**Sub. H.B. 10**, as amended, transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Alexander, the House voted to recess until 11:15 a.m.

Speaker Pro Tem Styler called the House to order at 11:20 a.m.

### UNFINISHED BUSINESS

On motion of Representative Dee, the House voted to uncircle **2nd Sub. H.B. 112**.

**2nd Sub. H.B. 112**, COUNTY CORRECTIONAL FACILITY REIMBURSEMENT, was before the House on its final passage.

Representative Daniels proposed the following amendment:

1. Page 2, Line 55:  
After "make" insert "court-ordered"

Representative Daniels' motion to amend passed on a voice vote.

###

Representative Adams proposed the following amendment:

2. Page 5, Line 132:  
Delete "(2)" and insert "(3)"

Representative Adams' motion to amend passed on a voice vote.

**2nd Sub. H.B. 112**, as amended, then passed on the following roll call:

**Yeas, 50; Nays, 14; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|              |             |            |           |
|--------------|-------------|------------|-----------|
| Aagard       | Adams       | S. Allen   | Anderson  |
| Barrus       | Bird        | Biskupski  | Bourdeaux |
| Bowman       | Bush        | Buttars    | Buxton    |
| D. Clark     | S. Clark    | D. Cox     | Daniels   |
| Dee          | Dillree     | Donnelson  | Duckworth |
| Dunnigan     | Ferry       | Goodfellow | Hansen    |
| Hardy        | Hendrickson | Hogue      | Holdaway  |
| E. Hutchings | B. Johnson  | Jones      | King      |
| Last         | Lawrence    | Lockhart   | Love      |
| McCartney    | McGee       | Moss       | Murray    |
| Noel         | Pace        | Parker     | Peterson  |
| Shurtliff    | G. Snow     | Styler     | Thompson  |
| Wallace      | Winn        |            |           |

**Voting in the negative were:** Representatives

|           |        |         |          |
|-----------|--------|---------|----------|
| Alexander | Becker | Bennion | Buffmire |
| Curtis    | Gowans | Harper  | Hughes   |
| Mascaro   | Morgan | Morley  | Newbold  |
| Philpot   | Ure    |         |          |

**Absent or not voting were:** Representatives

|         |          |             |         |
|---------|----------|-------------|---------|
| Bigelow | Bryson   | Christensen | Dayton  |
| Dougall | Ferrin   | Kiser       | Litvack |
| Seitz   | Urquhart | M. Stephens |         |

**2nd Sub. H.B. 112**, as amended, transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.B. 296**, MUNICIPAL ANNEXATION AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Dee proposed the following amendment:

1. Page 1, Line 6  
House Committee Amendments 2–21–2003:  
After “annexations.” insert “The act requires certain municipalities to submit to the lieutenant governor a notice of adoption of an annexation ordinance. The act makes technical and conforming changes.”

2. Page 1, Line 16  
After “(1)” insert “(a)”
3. Page 1, Line 18  
At the beginning of line 18 delete “(a)” and insert “(i)”
4. Page 1, Line 19  
Delete “(b)” and insert “(ii)”
5. Page 1, Line 23  
Delete “(c)” and insert “(iii)” and after “governor” insert “;  
(A) if the municipality has articles of incorporation.”
6. Page 1, Line 24  
After “10–1–117” bracket the period and insert:  
“; or  
(B) if the municipality does not have articles of incorporation, written notice of the adoption of an annexation ordinance, accompanied by a copy of the ordinance.  
(b) Within ten days after receiving a notice of the adoption of an annexation ordinance under Subsection (1)(a)(iii)(B), the lieutenant governor shall issue a certificate of annexation and send a copy of the certificate to the legislative body of the annexing municipality, the State Tax Commission, the state auditor, and the assessor and recorder of each county in which any part of the annexed area is located.”
7. Page 2, Line 37  
After “issuance of” insert “;  
(i)”
8. Page 2, Line 38  
After “10–1–117(3)” delete the period and insert “; for an annexation by a municipality that has articles of incorporation and filed with the lieutenant governor amended articles of incorporation under Subsection (1)(a)(iii)(A); or  
(ii) a certificate of annexation under Subsection (1)(b), for an annexation by a municipality that does not have articles of incorporation and filed with the lieutenant governor a notice of adoption of an annexation ordinance under Subsection (1)(a)(iii)(B).”

Representative Dee’s motion to amend passed on a voice vote.

**H.B. 296**, as amended, then passed on the following roll call:

**Yeas, 64; Nays, 1; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|            |           |           |              |
|------------|-----------|-----------|--------------|
| Aagard     | Adams     | Alexander | S. Allen     |
| Anderson   | Barrus    | Becker    | Bennion      |
| Bird       | Biskupski | Bourdeaux | Buffmire     |
| Bush       | Buttars   | Buxton    | D. Clark     |
| S. Clark   | D. Cox    | Curtis    | Daniels      |
| Dayton     | Dee       | Dillree   | Donnelson    |
| Duckworth  | Dunnigan  | Ferry     | Goodfellow   |
| Gowans     | Hansen    | Hardy     | Hendrickson  |
| Hogue      | Holdaway  | Hughes    | E. Hutchings |
| B. Johnson | Jones     | King      | Kiser        |
| Last       | Lawrence  | Lockhart  | Love         |
| Mascaro    | McCartney | McGee     | Morgan       |
| Morley     | Moss      | Murray    | Newbold      |
| Noel       | Pace      | Parker    | Peterson     |
| Philpot    | Shurtliff | G. Snow   | Styler       |
| Thompson   | Ure       | Wallace   | Winn         |

**Voting in the negative was:** Representative

Harper

**Absent or not voting were:** Representatives

|          |             |         |             |
|----------|-------------|---------|-------------|
| Bigelow  | Bowman      | Bryson  | Christensen |
| Dougall  | Ferrin      | Litvack | Seitz       |
| Urquhart | M. Stephens |         |             |

**H.B. 296**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 305**, INDIVIDUAL INCOME TAX CONTRIBUTION – WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT, read the third time by short title and placed on its final passage.

Representative Peterson declared a conflict of interest because he is a farmer/rancher in this state with federal permits.

**H.B. 305** then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Becker | Bigelow   | Bird     |

|              |            |          |            |
|--------------|------------|----------|------------|
| Biskupski    | Bourdeaux  | Bowman   | Buffmire   |
| Bush         | Buttars    | Buxton   | D. Clark   |
| S. Clark     | D. Cox     | Curtis   | Daniels    |
| Dayton       | Dee        | Dillree  | Donnelson  |
| Duckworth    | Dunnigan   | Ferry    | Goodfellow |
| Gowans       | Hansen     | Hardy    | Harper     |
| Hendrickson  | Hogue      | Holdaway | Hughes     |
| E. Hutchings | B. Johnson | Jones    | King       |
| Kiser        | Last       | Lawrence | Lockhart   |
| Love         | Mascaro    | Morgan   | Morley     |
| Moss         | Murray     | Newbold  | Noel       |
| Pace         | Parker     | Peterson | Philpot    |
| Shurtliff    | G. Snow    | Styler   | Thompson   |
| Ure          | Urquhart   | Wallace  | Winn       |
| M. Stephens  |            |          |            |

**Absent or not voting were:** Representatives

|         |         |         |             |
|---------|---------|---------|-------------|
| Barrus  | Bennion | Bryson  | Christensen |
| Dougall | Ferrin  | Litvack | McCartney   |
| McGee   | Seitz   |         |             |

**H.B. 305** transmitted to the Senate for its consideration.

### **RULES COMMITTEE REPORTS**

Mr. Speaker: February 27, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

|                           |   |
|---------------------------|---|
| <b>1st Sub. H.J.R. 18</b> | Resolution Amending Legislative Appropriations Process (W. Harper)  |
| <b>H.B. 286</b>           | Waste Tax and Fee Amendments (D. Ure)   |
| <b>1st Sub. H.B. 126</b>  | Medicaid Benefit Amendments (R. Lockhart)   |
| <b>H.B. 136</b>           | County Option Sales and Use Tax for Highways, Fixed Guideways, or Systems for Public Transit (J. Alexander)                   |
| <b>H.B. 316</b>           | Aerospace and Aviation Development Zone (B. Dee)  |
| <b>H.B. 370</b>           | Certification of Judges (K. Bryson)   |
| <b>H.B. 133</b>           | Expedited Child Welfare Procedures (C. Bennion)   |
| <b>H.B. 279</b>           | Theft of Gasoline (G. Curtis)   |
| <b>H.B. 294</b>           | County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities Amendments (S. Allen) |

- H.B. 326** Parent-time Schedule Amendments (S. Daniels)  
**H.B. 238** Utah Code of Criminal Procedure Amendments  
 (K. Bryson)  
**H.B. 324** Jury System Amendments (G. Curtis)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: February 27, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

- H.B. 367** Delivery Sales of Cigarettes (E. Hutchings)  
**H.B. 289** Human Resource Management Amendments  
 (J. M. Philpot)  
**H.B. 360** Child Support Obligations – Use of Utah Data  
 (E. Hutchings)  
**H.B. 111** Public Education – Alternative Language Programs  
 (D. Bourdeaux)  
**1st Sub. H.B. 306** Construction Lien Amendments (S. Clark)  
**H.B. 129** Voyeurism Amendments (B. Goodfellow)  
**H.B. 218** Provision for Emergency Medical Services (P. Wallace)  
**H.B. 297** Special Education Amendments (K. Holdaway)  
**H.B. 323** Donation of Surplus Computers to Persons with a  
 Disability (C. Bird)  
**1st Sub. H.B. 357** Amendments to Utah Arbitration Statute (L. Christensen)  
 Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

### AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: February 27, 2003

The Senate passed, as substituted, and amended **2nd Sub. S.B. 208**, WARRANT FOR REMOVAL OF MINOR FROM HOME, by Senator B. Wright, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 147**, STREAMLINED SALES TAX PROJECT AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 223**, REVISIONS TO PARENT TIME, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 203**, CONDOMINIUM LAW AMENDMENTS, by Senator M. Waddoups, and it is transmitted for consideration; and

The Senate passed **S.B. 149**, BONDING LAW AMENDMENTS – STATE FINANCING CONSOLIDATION ACT, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 251**, FIREARMS REVISIONS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed **S.B. 217**, MOTOR VEHICLE – TITLE REQUIREMENTS, by Senator G. Bell, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 218**, UNLAWFUL SALE OR DISPLAY OF MOTOR VEHICLES, by Senator G. Bell, and it is transmitted for consideration; and

The Senate passed **S.C.R. 7**, RESOLUTION SUPPORTING ORGAN DONATION, by Senator K. Hale, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 184**, MUNICIPAL IMPROVEMENT DISTRICT AMENDMENTS, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 188**, FUEL TAX CREDIT, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 186**, UNINSURED AND UNDERINSURED MOTORIST COVERAGE, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 206**, VEHICLE SALE AND SECURITY INTEREST AMENDMENTS, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 177**, REGULATION OF DEBT CANCELLATION AGREEMENTS AND DEBT SUSPENSION AGREEMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 191**, COUNTY OVERSIGHT OF LOCAL AUTHORITIES FOR HUMAN SERVICES, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 211**, CONSUMER SALES PRACTICES ACT AMENDMENTS, by Senator P. Arent, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **2nd Sub. S.B. 208, S.B. 147, S.B. 223, 2nd Sub. S.B. 203, S.B. 149, S.B. 251, S.B. 217, Sub. S.B. 218, S.C.R. 7, S.B. 184, S.B. 188, Sub. S.B. 186, S.B. 206, S.B. 177, Sub. S.B. 191, and S.B. 211**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 27, 2003

The Senate refuses to concur with the House Amendments to **2nd Sub. S.B. 79**, DISABLED PARKING FINE, by Senator D. C. Buttars, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative King, the House voted to refuse to recede from its amendments to **2nd Sub. S.B. 79**. The Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Johnson, Snow, and King.

\* \* \*

Mr. Speaker: February 27, 2003

The Senate refuses to concur with the House Amendments to **2nd Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS, by Senator H. Stephenson, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Aagard, the House voted to refuse to recede from its amendments to **2nd Sub. S.B. 67** The Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Aagard, Dayton, and King.

\* \* \*

Mr. Speaker: February 27, 2003

The Senate refuses to concur with the House Amendments to **S.B. 165**, GUBERNATORIAL NOMINEE AMENDMENTS, by Senator L. Hillyard, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Curtis, the House voted to recede from its amendments to **S.B. 165**.

**S.B. 165** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |           |           |            |
|--------------|-----------|-----------|------------|
| Aagard       | Adams     | Alexander | Anderson   |
| Barrus       | Becker    | Bennion   | Bigelow    |
| Bird         | Biskupski | Bowman    | Bryson     |
| Buffmire     | Bush      | Buttars   | Buxton     |
| Christensen  | D. Clark  | S. Clark  | D. Cox     |
| Curtis       | Daniels   | Dayton    | Dee        |
| Dillree      | Donnelson | Dougall   | Duckworth  |
| Dunnigan     | Ferrin    | Ferry     | Goodfellow |
| Gowans       | Hansen    | Hardy     | Harper     |
| Hendrickson  | Hogue     | Holdaway  | Hughes     |
| E. Hutchings | Jones     | King      | Kiser      |
| Last         | Lawrence  | Litvack   | Love       |

|          |           |          |          |
|----------|-----------|----------|----------|
| Mascaro  | McCartney | McGee    | Morgan   |
| Morley   | Moss      | Murray   | Newbold  |
| Noel     | Pace      | Parker   | Peterson |
| Philpot  | Shurtliff | G. Snow  | Styler   |
| Thompson | Ure       | Urquhart | Wallace  |
| Winn     |           |          |          |

**Absent or not voting were:** Representatives

|          |             |            |          |
|----------|-------------|------------|----------|
| S. Allen | Bourdeaux   | B. Johnson | Lockhart |
| Seitz    | M. Stephens |            |          |

**S.B. 165** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker: February 27, 2003

The Senate passed, **H.B. 107**, DNA AMENDMENTS, by Representative J. S. Adams, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 225**, RETIREMENT SYSTEMS MEMBERSHIP EXCLUSIONS, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 4**, RESOLUTION URGING FEDERAL AND STATE ACTION AGAINST INTERNET ABUSES, by Representative D. Love, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 94**, UTAH CONTROLLED SUBSTANCES – EXTRACTION AND REDUCTION LABS, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 116**, PROPERTY TAX – CALCULATION OF CERTIFIED TAX RATE, by Representative A. Hardy, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 32**, DRIVER EDUCATION COURSES, by Senator C. Walker, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 53**, AMENDMENTS TO CONTROLLED SUBSTANCE ACT, by Senator P. Knudson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 58**, YOUTH CORRECTIONS – DIVISION NAME AMENDMENT, by Senator P. Hellewell, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 107, H.B. 225, H.C.R. 4, H.B. 94, and H.B. 116** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communications filed. **S.B. 32, Sub. S.B. 53, and 2nd Sub. S.B. 58** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker:

February 27, 2003

The Senate substituted and passed, **Senate 1st Sub. H.B. 22**, PROPERTY TAX RELIEF, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 80**, SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative E. Anderson, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 223**, CHANGING STATE SONG, by Representative D. Love, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Senate Sub. H.B. 22, H.B. 80, and H.B. 223**, placed on the calendar for concurrence.

#### MISCELLANEOUS BUSINESS

On motion of Representative Daniels, the House voted to reconsider its action on **2nd Sub. H.B. 112**.

#### RECONSIDERATION OF 2ND SUB. H.B. 112

**2nd Sub. H.B. 112**, COUNTY CORRECTIONAL FACILITY, was before the House upon its final passage.

Representative Daniels proposed the following amendment:

1. Page 2, Line 55:  
Delete "court-ordered"
2. Page 3, Line 83:  
After "to pay" insert "court-ordered"

Representative Daniels' motion to amend passed on a voice vote.

**2nd Sub. H.B. 112**, as amended, then passed on the following roll call:

**Yeas, 55; Nays, 15; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |            |             |              |
|-------------|------------|-------------|--------------|
| Aagard      | Adams      | S. Allen    | Anderson     |
| Barrus      | Bigelow    | Bird        | Biskupski    |
| Bourdeaux   | Bowman     | Bush        | Buttars      |
| Buxton      | D. Clark   | S. Clark    | D. Cox       |
| Daniels     | Dee        | Dillree     | Donnelson    |
| Dougall     | Duckworth  | Dunnigan    | Ferrin       |
| Ferry       | Goodfellow | Hansen      | Hardy        |
| Hendrickson | Hogue      | Holdaway    | E. Hutchings |
| B. Johnson  | Jones      | Kiser       | Last         |
| Lawrence    | Litvack    | Love        | McCartney    |
| McGee       | Moss       | Murray      | Noel         |
| Pace        | Parker     | Peterson    | Shurtliff    |
| G. Snow     | Styler     | Thompson    | Urquhart     |
| Wallace     | Winn       | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |         |          |          |
|-----------|---------|----------|----------|
| Alexander | Becker  | Bennion  | Buffmire |
| Curtis    | Dayton  | Gowans   | Harper   |
| Hughes    | King    | Lockhart | Morgan   |
| Morley    | Newbold | Philpot  |          |

**Absent or not voting were:** Representatives

|        |             |         |       |
|--------|-------------|---------|-------|
| Bryson | Christensen | Mascaro | Seitz |
| Ure    |             |         |       |

**2nd Sub. H.B. 112**, as amended, transmitted to the Senate for its consideration.

### THIRD READING CALENDAR

**H.B. 342**, PRESIDENTIAL PRIMARY AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Donnelson proposed the following amendment:

- 1. Page 1, Lines 16 and 17:  
Delete the underlined language and reinstate the deleted language.

Representative Donnelson’s motion to amend failed on a voice vote.

**H.B. 342** then passed on the following roll call:

**Yeas, 62; Nays, 8; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| Aagard    | Adams        | Alexander   | Barrus    |
| Becker    | Bigelow      | Bird        | Biskupski |
| Bourdeaux | Bowman       | Buffmire    | Bush      |
| Buttars   | Buxton       | Christensen | D. Clark  |
| S. Clark  | D. Cox       | Curtis      | Daniels   |
| Dee       | Dillree      | Dougall     | Duckworth |
| Dunnigan  | Ferry        | Goodfellow  | Hansen    |
| Hardy     | Harper       | Hogue       | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson  | Jones     |
| King      | Kiser        | Last        | Lawrence  |
| Litvack   | Lockhart     | Love        | Mascaro   |
| McCartney | McGee        | Morgan      | Morley    |
| Moss      | Murray       | Newbold     | Noel      |
| Pace      | Parker       | Peterson    | Shurtliff |
| G. Snow   | Styler       | Urquhart    | Wallace   |
| Winn      | M. Stephens  |             |           |

**Voting in the negative were:** Representatives

|          |             |         |           |
|----------|-------------|---------|-----------|
| Anderson | Bennion     | Dayton  | Donnelson |
| Gowans   | Hendrickson | Philpot | Thompson  |

**Absent or not voting were:** Representatives

|          |        |        |       |
|----------|--------|--------|-------|
| S. Allen | Bryson | Ferrin | Seitz |
| Ure      |        |        |       |

**H.B. 342** transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.B. 285, FALSE ALLEGATIONS IN DIVORCE PROCEEDINGS,** read the third time by short title and placed on its final passage.

Representative Bird proposed the following amendment:

- 1. Page 2, Line 28:  
Delete “or” and after “abuse” insert “, or parental alienation”

Representative Bird’s motion to amend failed on a voice vote.

**Sub. H.B. 285**, as amended, then failed to pass on the following roll call:

**Yeas, 28; Nays, 38; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |          |        |              |
|-----------|----------|--------|--------------|
| S. Allen  | Anderson | Bryson | Buffmire     |
| Buttars   | Daniels  | Dayton | Donnelson    |
| Duckworth | Dunnigan | Ferry  | Goodfellow   |
| Gowans    | Hansen   | Harper | Hendrickson  |
| Hogue     | Holdaway | Hughes | E. Hutchings |
| King      | Love     | McGee  | Seitz        |
| G. Snow   | Styler   | Ure    | Winn         |

**Voting in the negative were:** Representatives

|           |         |             |          |
|-----------|---------|-------------|----------|
| Aagard    | Adams   | Alexander   | Barrus   |
| Becker    | Bird    | Biskupski   | Bowman   |
| Bush      | Buxton  | Christensen | D. Clark |
| S. Clark  | D. Cox  | Dee         | Dillree  |
| Dougall   | Ferrin  | Hardy       | Jones    |
| Kiser     | Last    | Lawrence    | Mascaro  |
| McCartney | Morley  | Moss        | Murray   |
| Newbold   | Noel    | Pace        | Parker   |
| Peterson  | Philpot | Shurtliff   | Thompson |
| Urquhart  | Wallace |             |          |

**Absent or not voting were:** Representatives

|             |         |           |        |
|-------------|---------|-----------|--------|
| Bennion     | Bigelow | Bourdeaux | Curtis |
| B. Johnson  | Litvack | Lockhart  | Morgan |
| M. Stephens |         |           |        |

**Sub. H.B. 285**, was filed.

\* \* \*

**H.B. 325**, COURT-ORDERED COUNSELING, read the third time by short title and placed on its final passage.

On motion of Representative Donnelson, the House voted to delete **H.B. 325** in title and body and insert **Sub. H.B. 325** in lieu thereof.

**Sub. H.B. 325** then passed on the following roll call:

**Yeas, 55; Nays, 15; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |          |             |              |
|------------|----------|-------------|--------------|
| Aagard     | Adams    | Alexander   | S. Allen     |
| Anderson   | Barrus   | Bigelow     | Bowman       |
| Bryson     | Bush     | Buttars     | Christensen  |
| D. Clark   | S. Clark | D. Cox      | Daniels      |
| Dayton     | Dee      | Dillree     | Donnelson    |
| Duckworth  | Dunnigan | Ferrin      | Ferry        |
| Gowans     | Hansen   | Harper      | Hendrickson  |
| Hogue      | Holdaway | Hughes      | E. Hutchings |
| B. Johnson | Jones    | King        | Kiser        |
| Lawrence   | Love     | Morgan      | Morley       |
| Murray     | Newbold  | Noel        | Pace         |
| Parker     | Peterson | Philpot     | Seitz        |
| G. Snow    | Thompson | Ure         | Urquhart     |
| Wallace    | Winn     | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |        |           |            |
|-----------|--------|-----------|------------|
| Becker    | Bird   | Biskupski | Buffmire   |
| Buxton    | Curtis | Dougall   | Goodfellow |
| Hardy     | Last   | Litvack   | Mascaro    |
| McCartney | McGee  | Moss      |            |

**Absent or not voting were:** Representatives

|         |           |          |           |
|---------|-----------|----------|-----------|
| Bennion | Bourdeaux | Lockhart | Shurtliff |
| Styler  |           |          |           |

**Sub. H.B. 325** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 11, RESOLUTION PROMOTING MODERATELY SIZED SCHOOLS,** read the third time by short title and placed on its final passage.

**H.C.R. 11** then passed on the following roll call:

**Yeas, 63; Nays, 4; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |             |              |             |
|-----------|-------------|--------------|-------------|
| Aagard    | Alexander   | S. Allen     | Anderson    |
| Barrus    | Becker      | Bennion      | Bigelow     |
| Bird      | Biskupski   | Bourdeaux    | Bowman      |
| Bryson    | Buffmire    | Bush         | Buttars     |
| Buxton    | Christensen | D. Clark     | S. Clark    |
| D. Cox    | Curtis      | Daniels      | Dayton      |
| Dee       | Dillree     | Donnelson    | Duckworth   |
| Ferrin    | Ferry       | Goodfellow   | Gowans      |
| Hansen    | Hardy       | Harper       | Hendrickson |
| Hogue     | Hughes      | E. Hutchings | B. Johnson  |
| King      | Kiser       | Last         | Lawrence    |
| Litvack   | Mascaro     | McCartney    | McGee       |
| Morgan    | Morley      | Moss         | Murray      |
| Noel      | Parker      | Peterson     | Philpot     |
| Shurtliff | G. Snow     | Thompson     | Ure         |
| Urquhart  | Wallace     | Winn         |             |

**Voting in the negative were:** Representatives

|         |          |         |      |
|---------|----------|---------|------|
| Dougall | Dunnigan | Newbold | Pace |
|---------|----------|---------|------|

**Absent or not voting were:** Representatives

|       |          |        |             |
|-------|----------|--------|-------------|
| Adams | Holdaway | Jones  | Lockhart    |
| Love  | Seitz    | Styler | M. Stephens |

**H.C.R. 11** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 362**, AMENDMENTS TO CONSTRUCTION, read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the House voted to delete **H.B. 362** in title and body and insert **Sub. H.B. 362** in lieu thereof.

**Sub. H.B. 362** then failed to pass on the following roll call:

**Yeas, 24; Nays, 47; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |           |           |           |
|-----------|-----------|-----------|-----------|
| Alexander | Barrus    | Bennion   | Biskupski |
| Bourdeaux | Bowman    | Buffmire  | S. Clark  |
| Daniels   | Donnelson | Duckworth | Ferry     |

|       |              |         |           |
|-------|--------------|---------|-----------|
| Hogue | E. Hutchings | Litvack | McCartney |
| McGee | Morgan       | Moss    | Murray    |
| Pace  | Shurtliff    | Styler  | Winn      |

**Voting in the negative were:** Representatives

|            |            |             |             |
|------------|------------|-------------|-------------|
| Aagard     | Adams      | S. Allen    | Anderson    |
| Becker     | Bigelow    | Bird        | Bryson      |
| Bush       | Buttars    | Buxton      | Christensen |
| D. Clark   | D. Cox     | Curtis      | Dayton      |
| Dee        | Dillree    | Dougall     | Dunnigan    |
| Ferrin     | Goodfellow | Gowans      | Hansen      |
| Hardy      | Harper     | Hendrickson | Hughes      |
| B. Johnson | Jones      | King        | Kiser       |
| Last       | Lockhart   | Love        | Mascaro     |
| Morley     | Newbold    | Noel        | Parker      |
| Peterson   | Philpot    | Seitz       | G. Snow     |
| Thompson   | Urquhart   | Wallace     |             |

**Absent or not voting were:** Representatives

|          |          |     |             |
|----------|----------|-----|-------------|
| Holdaway | Lawrence | Ure | M. Stephens |
|----------|----------|-----|-------------|

**Sub. H.B. 362** was filed.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 4:10 p.m.

Speaker Pro Tem Harper called the House to order at 4:10 p.m.

**THIRD READING CALENDAR**

**H.B. 143**, HIGH LEVEL NUCLEAR SHIPMENT SAFETY PROVISIONS, read the third time by short title and placed on its final passage.

**H.B. 143** then passed on the following roll call:

**Yeas, 61; Nays, 7; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |         |             |           |
|-----------|---------|-------------|-----------|
| Aagard    | Adams   | S. Allen    | Barrus    |
| Becker    | Bigelow | Bird        | Biskupski |
| Bourdeaux | Bowman  | Buffmire    | Bush      |
| Buttars   | Buxton  | Christensen | D. Clark  |
| S. Clark  | D. Cox  | Daniels     | Dee       |

|           |           |              |            |
|-----------|-----------|--------------|------------|
| Dillree   | Donnelson | Dougall      | Duckworth  |
| Dunnigan  | Ferrin    | Ferry        | Goodfellow |
| Hansen    | Hardy     | Harper       | Hogue      |
| Holdaway  | Hughes    | E. Hutchings | B. Johnson |
| Jones     | King      | Kiser        | Last       |
| Litvack   | Lockhart  | Love         | Mascaro    |
| McCartney | McGee     | Morgan       | Moss       |
| Murray    | Newbold   | Parker       | Peterson   |
| Philpot   | Seitz     | Shurtliff    | G. Snow    |
| Styler    | Thompson  | Ure          | Wallace    |
| Winn      |           |              |            |

**Voting in the negative were:** Representatives

|             |         |        |        |
|-------------|---------|--------|--------|
| Anderson    | Bennion | Dayton | Gowans |
| Hendrickson | Noel    | Pace   |        |

**Absent or not voting were:** Representatives

|           |          |             |          |
|-----------|----------|-------------|----------|
| Alexander | Bryson   | Curtis      | Lawrence |
| Morley    | Urquhart | M. Stephens |          |

**H.B. 143** transmitted to the Senate for its consideration.

\* \* \*

**Sub. H.J.R. 18, RESOLUTION AMENDING LEGISLATIVE APPROPRIATIONS PROCESS**, read the third time by short title and placed on its final passage.

Representative Allen proposed the following amendment:

1. Page 5, Line 140:  
After “(a)” delete “16” and insert “18”
2. Page 5, Line 142:  
After “(b)” delete “22” and insert “23”
3. Page 5, Line 143:  
After “members of the” delete “16” and insert “18”
4. Page 5, Line 147:  
After “select” delete “five” and insert “six” and after “party and” delete “two” and insert “three”
5. Page 5, Line 149:  
After “appoint” delete “three” and insert “two”

- 6. Page 6, Line 152:  
After “(ii)” delete “two” and insert “one”
- 7. Page 6, Line 153:  
After “members of the” delete “16” and insert “18”
- 8. Page 6, Line 157 :  
After “select” delete “seven” and insert “eight” and after “party and” delete “two” and insert “three”

Representative Allen’s motion to amend passed on a voice vote.

**Sub. H.J.R. 18**, as amended, then failed to pass on the following roll call:

**Yeas, 34; Nays, 39; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|           |              |          |           |
|-----------|--------------|----------|-----------|
| S. Allen  | Bigelow      | Bird     | Bowman    |
| S. Clark  | Dayton       | Dee      | Donnelson |
| Duckworth | Dunnigan     | Ferrin   | Ferry     |
| Hardy     | Harper       | Hogue    | Holdaway  |
| Hughes    | E. Hutchings | King     | Lawrence  |
| Lockhart  | Love         | Mascaro  | McCartney |
| Morley    | Newbold      | Parker   | Philpot   |
| Seitz     | Shurtliff    | Thompson | Ure       |
| Wallace   | Winn         |          |           |

**Voting in the negative were:** Representatives

|           |             |             |            |
|-----------|-------------|-------------|------------|
| Aagard    | Adams       | Alexander   | Anderson   |
| Barrus    | Becker      | Bennion     | Biskupski  |
| Bourdeaux | Buffmire    | Bush        | Buttars    |
| Buxton    | Christensen | D. Clark    | D. Cox     |
| Curtis    | Daniels     | Dillree     | Goodfellow |
| Gowans    | Hansen      | Hendrickson | B. Johnson |
| Jones     | Kiser       | Last        | Litvack    |
| McGee     | Morgan      | Moss        | Murray     |
| Noel      | Pace        | Peterson    | G. Snow    |
| Styler    | Urquhart    | M. Stephens |            |

**Absent or not voting were:** Representatives

|        |         |
|--------|---------|
| Bryson | Dougall |
|--------|---------|

**Sub. H.J.R. 18** was filed.

\* \* \*

**H.B. 286**, WASTE TAX AND FEE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **H.B. 286**.

\* \* \*

**Sub. H.B. 126**, MEDICAID BENEFIT AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. H.B. 126**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |              |            |             |
|-------------|--------------|------------|-------------|
| Aagard      | Adams        | Alexander  | S. Allen    |
| Anderson    | Barrus       | Bennion    | Bigelow     |
| Bird        | Biskupski    | Bourdeaux  | Bowman      |
| Buffmire    | Bush         | Buttars    | Bowton      |
| Christensen | D. Clark     | S. Clark   | D. Cox      |
| Curtis      | Daniels      | Dee        | Dillree     |
| Donnelson   | Duckworth    | Dunnigan   | Ferrin      |
| Ferry       | Goodfellow   | Gowans     | Hardy       |
| Harper      | Hendrickson  | Hogue      | Holdaway    |
| Hughes      | E. Hutchings | B. Johnson | Jones       |
| King        | Last         | Lawrence   | Litvack     |
| Lockhart    | Love         | Mascaro    | McCartney   |
| McGee       | Morgan       | Morley     | Moss        |
| Murray      | Newbold      | Noel       | Pace        |
| Parker      | Peterson     | Philpot    | Seitz       |
| Shurtliff   | G. Snow      | Styler     | Thompson    |
| Urquhart    | Wallace      | Winn       | M. Stephens |

**Absent or not voting were:** Representatives

|        |        |        |         |
|--------|--------|--------|---------|
| Becker | Bryson | Dayton | Dougall |
| Hansen | Kiser  | Ure    |         |

**Sub. H.B. 126**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 136**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT, read the third time by short title and placed on its final passage.

**H.B. 136** then passed on the following roll call:

**Yeas, 45; Nays, 26; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |             |           |            |
|-------------|-------------|-----------|------------|
| Aagard      | Adams       | Alexander | Anderson   |
| Barrus      | Bennion     | Bird      | Bowman     |
| Buffmire    | Bush        | Buttars   | Buxton     |
| D. Clark    | S. Clark    | D. Cox    | Dayton     |
| Dee         | Dillree     | Dougall   | Dunnigan   |
| Ferrin      | Gowans      | Hansen    | Hardy      |
| Harper      | Hendrickson | Holdaway  | B. Johnson |
| King        | Kiser       | Last      | Lockhart   |
| Love        | Moss        | Murray    | Noel       |
| Parker      | Peterson    | Shurtliff | Styler     |
| Thompson    | Ure         | Urquhart  | Winn       |
| M. Stephens |             |           |            |

**Voting in the negative were:** Representatives

|             |           |            |           |
|-------------|-----------|------------|-----------|
| S. Allen    | Becker    | Biskupski  | Bourdeaux |
| Christensen | Curtis    | Daniels    | Donnelson |
| Duckworth   | Ferry     | Goodfellow | Hogue     |
| Hughes      | Jones     | Lawrence   | Litvack   |
| Mascaro     | McCartney | McGee      | Morgan    |
| Morley      | Newbold   | Pace       | Philpot   |
| Seitz       | G. Snow   |            |           |

**Absent or not voting were:** Representatives

|         |        |              |         |
|---------|--------|--------------|---------|
| Bigelow | Bryson | E. Hutchings | Wallace |
|---------|--------|--------------|---------|

**H.B. 136** transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Litvack, the House voted to lift **H.B. 85** from the Rules Committee and placed on the Time Certain Calendar for 7:00 p.m. tonight.

\* \* \*

On motion of Representative Curtis, the House voted to recess until 6:00 p.m.

**EVENING SESSION**

The House was called to order by Speaker Stephens at 6:15 p.m.

Representative Winn was excused.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 27, 2003

The President of the Senate has appointed a Conference Committee consisting of Senators Stephenson, Hillyard, and Dmitrich to meet with a like committee from the House of Representatives to consider or amend **2nd Sub. S.B. 67, REVISIONS TO BOARDS AND COMMISSIONS**, by Senator H. Stephenson; and

The President of the Senate has appointed a Conference Committee consisting of Senators Buttars, Eastman, and Mayne to meet with a like committee from the House of Representatives to consider or amend **2nd Sub. S.B. 79, DISABLED PARKING FINE**, by Senator D. C. Buttars.

Annette B. Moore  
Secretary of the Senate

Communications filed. Conference Committees may now meet.

### MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to move to the Senate Third Reading Calendar.

\* \* \*

On motion of Representative Ure, the House voted to reconsider its action on **Sub. S.B. 123**.

### RECONSIDERATION OF SUB. S.B. 123

**Sub. S.B. 123, INHERENT RISK OF LIVESTOCK ACTIVITIES**, was before the House upon its final passage.

Representative Ure proposed the following amendment:

1. Page 5, Lines 123c – 123f  
Senate 2nd Reading Amendments 2–13–2003:  
Delete lines 123c through 123f and insert:  
“(1) An equine or livestock activity sponsor shall provide notice to participants of the equine or livestock activity that there are inherent risks of participating and that the sponsor is not liable for certain of those risks.

(2) Notice shall be provided by:

(a) posting a sign in a prominent location within the area being used for the activity; or

(b) providing a document or release for the participant, or the participant’s parent or legal guardian if the participant is a minor, to sign.

(3) The notice provided by the sign or document shall be sufficient if it includes the definition of inherent risk in Section 78–27b–101 and states that the sponsor is not liable for those inherent risks.”

Representative Ure’s motion to amend passed on a voice vote.

**Sub. S.B. 123**, as amended, then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Aagard      | Adams       | Alexander    | Anderson   |
| Barrus      | Becker      | Bennion      | Bigelow    |
| Bird        | Bourdeaux   | Bowman       | Bryson     |
| Buffmire    | Bush        | Buttars      | Buxton     |
| Christensen | D. Clark    | S. Clark     | D. Cox     |
| Curtis      | Daniels     | Dayton       | Dee        |
| Dillree     | Donnelson   | Duckworth    | Dunnigan   |
| Ferrin      | Goodfellow  | Gowans       | Hansen     |
| Hardy       | Harper      | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | King        | Last         | Lawrence   |
| Litvack     | Lockhart    | Love         | Mascaro    |
| McCartney   | McGee       | Morgan       | Morley     |
| Moss        | Murray      | Newbold      | Noel       |
| Pace        | Parker      | Peterson     | Seitz      |
| Shurtliff   | G. Snow     | Thompson     | Ure        |
| Urquhart    | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|          |           |         |         |
|----------|-----------|---------|---------|
| S. Allen | Biskupski | Dougall | Ferry   |
| Kiser    | Philpot   | Styler  | Wallace |
| Winn     |           |         |         |

**Sub. S.B. 123**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

**THIRD READING CALENDAR**

**H.B. 316**, AEROSPACE AND AVIATION DEVELOPMENT ZONE, read the third time by short title and placed on its final passage.

Representative Dee proposed the following amendment:

- 1. Page 5, Line 132  
 House Committee Amendments dated 2–25–2003:  
 After lines 132 insert:  
“(4) (a) The department shall make a report to the Legislature’s Workforce and Community and Economic Development Interim Committee on the success of attracting new commercial projects to development zones under this part and the corresponding increase in new, incremental jobs.  
(b) The department shall make the report prior to the 2006 General Session of the Legislature to enable the committee to determine whether this part should be modified during the 2006 General Session.”

Representative Dee’s motion to amend passed on a voice vote.

###

Representative Harper proposed the following amendment:

- 2. Page 3, Line 65:  
 Insert a new subsection as follows: “(4) Subsections (1) and (2) sunset on January 1, 2006, unless the legislature determines otherwise.”

Representative Harper’s motion to amend passed on a voice vote.

**H.B. 316**, as amended, then passed on the following roll call:

**Yeas, 61; Nays, 2; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|        |          |          |          |
|--------|----------|----------|----------|
| Aagard | Adams    | S. Allen | Anderson |
| Barrus | Becker   | Bennion  | Bowman   |
| Bryson | Buffmire | Bush     | Buttars  |

|              |            |           |            |
|--------------|------------|-----------|------------|
| Buxton       | D. Clark   | D. Cox    | Curtis     |
| Daniels      | Dayton     | Dee       | Donnelson  |
| Dougall      | Duckworth  | Dunnigan  | Goodfellow |
| Gowans       | Hansen     | Hardy     | Harper     |
| Hendrickson  | Hogue      | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson | Jones     | Kiser      |
| Last         | Lawrence   | Litvack   | Lockhart   |
| Love         | Mascaro    | McCartney | McGee      |
| Morgan       | Morley     | Moss      | Murray     |
| Newbold      | Noel       | Pace      | Parker     |
| Peterson     | Seitz      | Shurtliff | Styler     |
| Thompson     | Ure        | Urquhart  | Wallace    |
| M. Stephens  |            |           |            |

**Voting in the negative were:** Representatives

Bird Christensen

**Absent or not voting were:** Representatives

|           |         |           |           |
|-----------|---------|-----------|-----------|
| Alexander | Bigelow | Biskupski | Bourdeaux |
| S. Clark  | Dillree | Ferrin    | Ferry     |
| King      | Philpot | G. Snow   | Winn      |

**H.B. 316**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 370**, CERTIFICATION OF JUDGES, read the third time by short title and placed on its final passage.

On motion of Representative Bryson, the House voted to circle **H.B. 370**.

\* \* \*

**H.B. 133**, EXPEDITED CHILD WELFARE PROCEDURES, read the third time by short title and placed on its final passage.

**H.B. 133**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|           |           |          |          |
|-----------|-----------|----------|----------|
| Aagard    | Adams     | S. Allen | Anderson |
| Barrus    | Becker    | Bennion  | Bird     |
| Biskupski | Bourdeaux | Bowman   | Bryson   |

|             |          |              |            |
|-------------|----------|--------------|------------|
| Buffmire    | Bush     | Buttars      | Buxton     |
| Christensen | D. Clark | D. Cox       | Curtis     |
| Daniels     | Dayton   | Dee          | Donnelson  |
| Duckworth   | Dunnigan | Ferry        | Goodfellow |
| Hansen      | Hardy    | Hendrickson  | Hogue      |
| Holdaway    | Hughes   | E. Hutchings | B. Johnson |
| Jones       | King     | Kiser        | Last       |
| Lawrence    | Lockhart | Love         | McCartney  |
| McGee       | Morgan   | Morley       | Moss       |
| Murray      | Newbold  | Noel         | Pace       |
| Parker      | Peterson | Philpot      | Seitz      |
| Shurtliff   | Styler   | Thompson     | Ure        |
| Urquhart    | Wallace  | M. Stephens  |            |

**Absent or not voting were:** Representatives

|           |         |          |         |
|-----------|---------|----------|---------|
| Alexander | Bigelow | S. Clark | Dillree |
| Dougall   | Ferrin  | Gowans   | Harper  |
| Litvack   | Mascaro | G. Snow  | Winn    |

**H.B. 133**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 279**, THEFT OF GASOLINE, read the third time by short title and placed on its final passage.

Representative Hansen proposed the following amendment:

1. Page 6, Lines 155–169:  
Delete lines 155 through 169 and renumber accordingly.

Representative Hansen's motion to amend passed on a voice vote.

**H.B. 279**, as amended, then failed to pass on the following roll call:

**Yeas, 34; Nays, 39; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |              |            |          |
|----------|--------------|------------|----------|
| Aagard   | Alexander    | Barrus     | Becker   |
| Bennion  | Bird         | Bowman     | Bryson   |
| Buttars  | Christensen  | D. Cox     | Curtis   |
| Dayton   | Dee          | Dougall    | Harper   |
| Holdaway | E. Hutchings | B. Johnson | Jones    |
| King     | Last         | Lawrence   | Lockhart |

|          |          |           |      |
|----------|----------|-----------|------|
| Love     | Murray   | Noel      | Pace |
| Parker   | Peterson | Shurtliff | Ure  |
| Urquhart | Wallace  |           |      |

**Voting in the negative were:** Representatives

|           |             |             |           |
|-----------|-------------|-------------|-----------|
| Adams     | S. Allen    | Anderson    | Bigelow   |
| Biskupski | Bourdeaux   | Buffmire    | Bush      |
| Buxton    | D. Clark    | S. Clark    | Daniels   |
| Donnelson | Duckworth   | Dunnigan    | Ferrin    |
| Ferry     | Goodfellow  | Gowans      | Hansen    |
| Hardy     | Hendrickson | Hogue       | Hughes    |
| Kiser     | Litvack     | Mascaro     | McCartney |
| McGee     | Morgan      | Morley      | Moss      |
| Newbold   | Philpot     | Seitz       | G. Snow   |
| Styler    | Thompson    | M. Stephens |           |

**Absent or not voting were:** Representatives

|         |      |
|---------|------|
| Dillree | Winn |
|---------|------|

**H.B. 279** was filed.

**MISCELLANEOUS BUSINESS**

**S.B. 108** transmitted to the Senate for its consideration.

**SPECIAL ORDER OF BUSINESS**

**H.B. 85**, HATE CRIME AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Bennion proposed to delete **H.B. 85** in title and body and insert **Sub. H.B. 85** in lieu thereof.

Representative Christensen proposed a substitute motion to delete **H.B. 85** in title and body and insert **2nd Sub. H.B. 85** in lieu thereof.

Representative Christensen's motion to substitute passed on a the following roll call:

**Yeas, 38; Nays, 32; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|         |         |           |        |
|---------|---------|-----------|--------|
| Aagard  | Adams   | Alexander | Barrus |
| Bennion | Bigelow | Bowman    | Bryson |

|           |              |             |          |
|-----------|--------------|-------------|----------|
| Bush      | Buxton       | Christensen | D. Clark |
| S. Clark  | Curtis       | Dayton      | Dillree  |
| Donnelson | Dunnigan     | Ferry       | Harper   |
| Hughes    | E. Hutchings | B. Johnson  | Kiser    |
| Last      | Lockhart     | Morley      | Newbold  |
| Noel      | Parker       | Peterson    | Philpot  |
| Seitz     | G. Snow      | Thompson    | Ure      |
| Urquhart  | M. Stephens  |             |          |

**Voting in the negative were:** Representatives

|           |            |         |           |
|-----------|------------|---------|-----------|
| S. Allen  | Becker     | Bird    | Biskupski |
| Bourdeaux | Buffmire   | Buttars | D. Cox    |
| Daniels   | Dee        | Dougall | Duckworth |
| Ferrin    | Goodfellow | Hansen  | Hogue     |
| Holdaway  | Jones      | King    | Lawrence  |
| Litvack   | Love       | Mascaro | McCartney |
| McGee     | Morgan     | Moss    | Murray    |
| Pace      | Shurtliff  | Styler  | Wallace   |

**Absent or not voting were:** Representatives

|          |        |       |             |
|----------|--------|-------|-------------|
| Anderson | Gowans | Hardy | Hendrickson |
| Winn     |        |       |             |

###

**2nd Sub. H.B. 85** was read the first, second, and third times by short title.

On motion of Representative Philpot, the House voted to reconsider its action on Representative Christensen's motion to substitute.

Representative Christensen's motion to delete **H.B. 85** in title and body and insert **2nd Sub. H.B. 85** in lieu thereof was before the House upon its reconsideration.

Representative Christensen's motion to substitute failed on the following roll call:

**Yeas, 32; Nays, 41; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |           |           |        |
|-------------|-----------|-----------|--------|
| Agard       | Adams     | Alexander | Barrus |
| Bennion     | Bigelow   | Bryson    | Bush   |
| Christensen | D. Clark  | S. Clark  | Curtis |
| Dayton      | Donnelson | Dunnigan  | Ferry  |

|          |          |              |             |
|----------|----------|--------------|-------------|
| Harper   | Hughes   | E. Hutchings | Kiser       |
| Last     | Lockhart | Love         | Morley      |
| Newbold  | Parker   | Peterson     | G. Snow     |
| Thompson | Ure      | Urquhart     | M. Stephens |

**Voting in the negative were:** Representatives

|             |           |           |            |
|-------------|-----------|-----------|------------|
| S. Allen    | Anderson  | Becker    | Bird       |
| Biskupski   | Bourdeaux | Bowman    | Buffmire   |
| Buttars     | D. Cox    | Daniels   | Dee        |
| Dillree     | Dougall   | Duckworth | Ferrin     |
| Goodfellow  | Gowans    | Hansen    | Hardy      |
| Hendrickson | Hogue     | Holdaway  | B. Johnson |
| Jones       | King      | Lawrence  | Litvack    |
| Mascaro     | McCartney | McGee     | Morgan     |
| Moss        | Murray    | Noel      | Pace       |
| Philpot     | Seitz     | Shurtliff | Styler     |
| Wallace     |           |           |            |

**Absent or not voting were:** Representatives

|        |      |
|--------|------|
| Buxton | Winn |
|--------|------|

###

Representative Alexander proposed the following amendment:

1. Page 2, Line 52:  
At the end of the sentence insert “, or an individual affiliated with an identifiable type of business or the property of that business”

Representative Alexander’s motion to amend passed on a voice vote.

**H.B. 85**, as amended, then passed on the following roll call:

**Yeas, 38; Nays, 35; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |            |             |            |
|----------|------------|-------------|------------|
| S. Allen | Anderson   | Becker      | Bigelow    |
| Bird     | Biskupski  | Bourdeaux   | Bowman     |
| Buffmire | Buttars    | S. Clark    | D. Cox     |
| Daniels  | Duckworth  | Ferrin      | Goodfellow |
| Gowans   | Hansen     | Hendrickson | Hogue      |
| Holdaway | B. Johnson | Jones       | King       |
| Lawrence | Litvack    | Mascaro     | McCartney  |

|        |         |       |           |
|--------|---------|-------|-----------|
| McGee  | Morgan  | Moss  | Murray    |
| Pace   | Parker  | Seitz | Shurtliff |
| Styler | Wallace |       |           |

**Voting in the negative were:** Representatives

|              |           |             |             |
|--------------|-----------|-------------|-------------|
| Aagard       | Adams     | Alexander   | Barrus      |
| Bennion      | Bryson    | Bush        | Christensen |
| D. Clark     | Curtis    | Dayton      | Dee         |
| Dillree      | Donnelson | Dougall     | Dunnigan    |
| Ferry        | Hardy     | Harper      | Hughes      |
| E. Hutchings | Kiser     | Last        | Lockhart    |
| Love         | Morley    | Newbold     | Noel        |
| Peterson     | Philpot   | G. Snow     | Thompson    |
| Ure          | Urquhart  | M. Stephens |             |

**Absent or not voting were:** Representatives

|        |      |
|--------|------|
| Buxton | Winn |
|--------|------|

**H.B. 85**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until February 28, 2003, at 8:30 a.m.

# FORTIETH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 8:45 a.m.

Roll call showed all members present except Representatives Mascaro and Winn, excused.

Pledge of Allegiance and prayer by Representative Jeff Alexander.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 27, 2003

The Senate passed, as amended, **S.B. 209**, REGISTRATION FOR ATV'S AND NONAUTOMOBILES, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 194**, COMMERCE AND TRADE – TELEPHONE AND FACSIMILE SOLICITATION ACT, by Senator D. Thomas, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 209** and **S.B. 194**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 27, 2003

The Senate has rejected **H.B. 76**, TRUANCY AMENDMENTS, by Representative D. Bourdeaux, and it is transmitted for filing.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 76** was filed.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker: February 27, 2003

The Joint Conference Committee comprised of Senators Stephenson, Hillyard, and Dmitrich, and Representatives Aagard, Dayton, and King,

recommends **2nd Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS, by Senator H. Stephenson, with the following amendments:

1. Include the House floor amendments on Page 14, Lines 405–406, of the Lilac copy dated 2–26–2003.

Howard Stephenson  
Senate Chair  
Doug Aagard  
House Chair

Report filed. On motion of Representative Aagard, the House voted to adopt the Joint Conference Committee Report.

**2nd Sub. S.B. 67** then passed on the following roll call:

**Yeas, 69; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Aagard      | Adams     | Alexander  | S. Allen     |
| Anderson    | Barrus    | Bigelow    | Bird         |
| Biskupski   | Bowman    | Bryson     | Buffmire     |
| Bush        | Buttars   | Buxton     | Christensen  |
| D. Clark    | S. Clark  | D. Cox     | Curtis       |
| Daniels     | Dayton    | Dee        | Dillree      |
| Donnelson   | Dougall   | Duckworth  | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson  | Jones     | King       | Kiser        |
| Last        | Lawrence  | Litvack    | Lockhart     |
| Love        | McCartney | McGee      | Morgan       |
| Morley      | Moss      | Murray     | Newbold      |
| Noel        | Pace      | Parker     | Peterson     |
| Philpot     | Seitz     | Shurtliff  | G. Snow      |
| Styler      | Thompson  | Ure        | Urquhart     |
| M. Stephens |           |            |              |

**Voting in the negative was:** Representative  
Bennion

**Absent or not voting were:** Representatives

|        |           |         |         |
|--------|-----------|---------|---------|
| Becker | Bourdeaux | Mascaro | Wallace |
| Winn   |           |         |         |

**2nd Sub. S.B. 67** transmitted to the Senate for signature of the President.

**NOTICE OF BILLS RETURNED TO RULES COMMITTEE**

Mr. Speaker: February 27, 2003

The Judiciary Committee has returned **H.B. 52, OPEN AND PUBLIC MEETINGS ACT**, by Representative S. Daniels, to the Rules Committee with the following amendments without recommendation:

1. Page 1, Line 9:  
After "Legislature." insert "This act prohibits courts from enforcing the act against certain meetings of the Legislature."
2. Page 1, Line 13:  
After line 13 insert:  
"ENACTS:  
52-4-11, Utah Code Annotated 1953"
3. Page 3, Line 73:  
After line 73 insert:  
"Section 3. Section 52-4-11 is enacted to read:  
52-4-11. Restrictions on enforcement against the legislature. Notwithstanding Sections 52-4-8, 52-4-9, and 4-10, a court may not enforce this chapter against legislative political party, group, or caucus meetings or against a legislative conference committee, rules committee, or sifting committee meeting."; and

The Judiciary Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without action:

- H.B. 96**                      Judicial Conduct Commission Amendments (K. Bryson)
- H.B. 344**                    Changing Statutory Presumption (C. Bennion)  
Ben C. Ferry, Chair

Reports filed. On motion of Representative Ferry, the reports of the Judiciary committee were adopted.

**H.B. 52**, as amended, **H.B. 96**, and **H.B. 344**, returned to the Rules Committee.

\* \* \*

Mr. Speaker: February 26, 2003

The Political Subdivisions Standing Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without action:

- H.B. 97**                    Repeal of Sunset Date for Limitations on Annexing Township (E. Hutchings)
- H.B. 205**                County Boards of Equalization – Hearing Officers (D. G. Buxton)
- H.B. 236**                Civil Antitrust Exemptions (J. Dougall)

Kory M. Holdaway, Chair

Reports filed. On motion of Representative Holdaway, the reports of the Political Subdivisions committee were adopted.

**H.B. 97, H.B. 205, and H.B. 236,** returned to the Rules Committee.

\* \* \*

Mr. Speaker: February 27, 2003

The Natural Resources, Agriculture, and Environment Committee has returned **H.B. 227, SAFE DRINKING WATER ACT AMENDMENTS,** by Representative G. Donnelson, to the Rules Committee with the following amendments:

1. Page 2, Lines 29–30:  
After “to” delete the rest of the line 29 and line 30 and insert:  
“chemicals, compounds, or other substances certified by the National Sanitation Foundation Standard 60 used to treat water in the removal of contaminants specified in the federal and state Safe Drinking Water Acts.”

Craig W. Butters, Chair

Reports filed. On motion of Representative Butters, the reports of the Natural Resources, Agriculture, and Environment committee were adopted.

**H.B. 227,** as amended, returned to the Rules Committee.

**NOTICE OF TABLED BILL**

The Business and Labor Committee recommends **H.B. 271, AIRPORT TO UNIVERSITY OF UTAH LIGHT RAIL RESTRICTED ACCOUNT AMENDMENTS,** by D. Ure be tabled and returns the bill to the Rules Committee.

Katherine M. Bryson, Chair

Report filed. Tabled in committee and returned to the Rules Committee.

**NOTICE OF BILLS RETURNED TO THE RULES COMMITTEE**

Mr. Speaker: February 26, 2003

The Business and Labor Committee has held its last scheduled meeting and recommends **H.B. 216, USE OF CREDIT RELATED INSTRUMENTS,** by

Representative D. Hogue, be replaced and returns **1st Sub. H.B. 216**, USE OF CREDIT RELATED INSTRUMENTS to the Rules Committee without further recommendation; and

The Business and Labor Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without action:

- 1st Sub. H.B. 113** Insurance Coverage for Unique Medical Services  
(R. Lockhart)
- H.B. 118** Medical Malpractice Awards Adjustment (M. Dayton)
- H.B. 147** Utah Construction Contracts Prompt Payment Act  
(D. Hogue)
- H.B. 207** Gift Certificates – Eliminating Expiration Date  
(T. McCartney)
- H.B. 220** Itemizing Sales and Use Tax Rates (G. Donnelson)
- H.B. 226** Nonforfeiture Interest Rate for Certain Annuities  
(B. Parker)
- H.B. 303** Debt Cancellation Clause (D. Clark)
- H.B. 312** Email Marketing (K. Bryson)
- H.B. 336** Commercial Lessees' Deposits (C. Moss)
- H.B. 368** Bottling Amendments (T. McCartney)

Katherine M. Bryson, Chair

Reports filed. On motion of Representative Bryson, the reports of the Business and Labor committee were adopted.

**Sub. H.B. 216, Sub. H.B. 113, H.B. 118, H.B. 147, H.B. 207, H.B. 220, H.B. 226, H.B. 303, H.B. 312, H.B. 336, and H.B. 368**, returned to the Rules Committee.

\* \* \*

Mr. Speaker:

February 24, 2003

The Education Committee recommends **H.B. 341**, PROPERTY TAX LEVY FOR EDUCATION, by Representative M. Styler, be replaced with **1st Sub. H.B. 341**, PROPERTY TAX LEVY FOR EDUCATION, and has returned it to the Rules Committee; and

The Education Committee has returned **H.B. 243**, AMENDMENTS TO EDUCATION, by Representative W. Harper, to the Rules Committee with the following amendments:

1. Page 1, Line 5:  
Delete "requiring" and insert "encouraging"

2. Page 1, Line 18:

After “school district” delete “shall” and insert “is encouraged to”; and

The Education Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without recommendation:

- H.C.R. 5** Resolution Urging Limited Use of School and Institutional Trust Land Principal (L. Christensen)  
**H.B. 170** Public Education Capital Outlay Act Amendments (D. Cox)  
**H.B. 53** School Building Size Limitation (D. Cox)  
**H.B. 83** Education Reporting Requirements (R. McGee)  
 Margaret Dayton, Chair

Reports filed. On motion of Representative Dayton, the reports of the Education committee were adopted.

**Sub. H.B. 341, H.B. 243**, as amended, **H.C.R. 5, H.B. 170, H.B. 53**, and **H.B. 83**, returned to the Rules Committee.

\* \* \*

Mr. Speaker:

February 26, 2003

The Government Operations Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without recommendation:

- H.J.R. 17** Resolution Creating a Decennial Redistricting Commission (R. McGee)  
**H.B. 115** DFCM Contract Claim Resolution Process (S. Clark)  
**H.B. 304** Bond Election Dates (J. M. Philpot); and

The Government Operations Committee recommends **H.B. 99**, CERTIFICATION OF CANDIDATES FOR POLITICAL OFFICES, by Representative N. Hansen, be replaced with **1st Sub. H.B. 99**, CERTIFICATION OF CANDIDATES FOR POLITICAL OFFICES, and has returned it to the Rules Committee without recommendation.

James A. Ferrin, Chair

Reports filed. On motion of Representative Ferrin, the reports of the Government Operations committee were adopted.

**H.J.R. 17, H.B. 115, H.B. 304**, and **Sub. H.B. 99**, returned to the Rules Committee.

\* \* \*

Mr. Speaker: February 27, 2003

The Health and Human Services Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without action:

- H.B. 65** Social Work Licensing Act Amendments (J. Buffmire)  
**H.B. 101** Control of the Disposition of a Deceased Person  
 (J. Biskupski)  
**H.B. 293** Disclosure of Meth Labs on Rental Property (D. Litvack)  
 Mike Thompson, Chair

Reports filed. On motion of Representative Thompson, the reports of the Health and Human Services committee were adopted.

**H.B. 65, H.B. 101, and H.B. 293**, returned to the Rules Committee.

\* \* \*

Mr. Speaker: February 27, 2003

The Transportation Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without action:

- H.B. 84** Child Restraint Safety Devices (C. Moss)  
**H.B. 138** Street-legal All-terrain Vehicle Provisions (G. Curtis)  
**H.B. 291** Special Group License Plates Amendments (J. Dougall)  
**S.B. 125** Restrictions on Passengers in Pickup Trucks (C. Bramble)  
 Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

**H.B. 84, H.B. 138, H.B. 291, and S.B. 125**, returned to the Rules Committee.

\* \* \*

Mr. Speaker: February 27, 2003

The Retirement and Independent Entities Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without action:

- H.B. 58** Additional State Retirement Benefit (L. Shurtliff)  
**H.B. 60** Public Safety Noncontributory Retirement Act  
 Amendments (N. Hansen)

David Clark, Chair

Reports filed. On motion of Representative Clark, the reports of the Retirement and Independent Entities committee were adopted.

**H.B. 58** and **H.B. 60**, returned to the Rules Committee.

\* \* \*

Mr. Speaker: February 27, 2003

The Public Utilities and Technology Committee has held its last scheduled meeting and reports the following bills back to the rules committee without action:

**H.B. 245** Regulation of Telecommunications Carriers (C. Bennion)  
**S.B. 133** Reauthorization of the Energy Policy Task Force (L. Blackham)  
**S.B. 61** Public Utility Related Amendments (J. Valentine); and

The Public Utilities and Technology Committee recommends **H.B. 251**, AMENDMENTS RELATED TO PUBLIC UTILITIES, by Representative C. Bennion, be replaced with **1st Sub. H.B. 251**, AMENDMENTS RELATED TO ELECTRIC PUBLIC UTILITIES, with the following amendments, and has returned it to the Rules Committee.

1. Page 5, Line 119:  
After "that the" insert "approved"
2. Page 5, Line 122:  
After "of an" insert "approved"; and

The Public Utilities and Technology Committee recommends **H.B. 125**, LEGISLATIVE APPROVAL OF STATE OR REGIONAL AIR QUALITY PLAN, by Representative C. Bennion, be replaced with **1st Sub. H.B. 125**, LEGISLATIVE APPROVAL OF STATE OR REGIONAL HAZE IMPLEMENTATION PLAN, and has returned it to the Rules Committee; and

The Public Utilities and Technology Committee recommends **H.B. 89**, RENEWABLE ENERGY AMENDMENTS, by Representative J. Gowans, be replaced with **2nd Sub. H.B. 89**, RENEWABLE ENERGY AMENDMENTS, with the following amendments, and has returned it to the Rules Committee.

1. Page 4, Lines 111–112:  
Delete lines 111–112
2. Page 4, Line 113:  
Delete "(15)" and insert "(14)"
3. Page 5, Line 120:  
Delete "(16)" and insert "(15)"

4. Page 5, Line 127:  
Delete “(17)” and insert “(16)”
5. Page 5, Line 130:  
Delete “(17)” and insert “(16)”
6. Page 5, Line 137:  
Delete “(17)” and insert “(16)”
7. Page 5, Line 141:  
Delete “(17)” and insert “(16)”
8. Page 6, Line 150:  
Delete “(17)” and insert “(16)”
9. Page 6, Line 164:  
Delete “(17)” and insert “(16)”
10. Page 6, Line 169:  
Delete “(17)” and insert “(16)”
11. Page 6, Line 177:  
Delete “(17)” and insert “(16)”
12. Page 6, Line 178:  
Delete “(17)” and insert “(16)”
13. Page 7, Line 185:  
Delete “(17)” and insert “(16)”
14. Page 7, Line 208:  
Delete “(18)” and insert “(17)”
15. Page 7, Line 211:  
Delete “(19)” and insert “(18)”
16. Page 8, Line 218:  
Delete “(20)” and insert “(19)”
17. Page 8, Line 221:  
Delete “(21)” and insert “(20)”
18. Page 8, Line 224:  
Delete “or”

19. Page 8, Line 225:  
After "energy" insert ": or (v) hydro energy"
20. Page 8, Line 230:  
After line 230 insert "or"
21. Page 8, Line 231:  
Delete line 231
22. Page 8, Line 232:  
Delete "(iii)" and insert "(ii)"
23. Page 8, Lines 233–235:  
Delete "(22)" and insert "(21)" and after "that" delete ": (i) is not a hydroelectric facility; and (ii)"
24. Page 8, Line 240:  
Delete "(23)" and insert "(22)"
25. Page 9, Line 247:  
Delete "(24)" and insert "(23)"
26. Page 9, Line 254:  
Delete "(25)" and insert "(24)"
27. Page 9, Line 257:  
Delete "(26)" and insert "(25)"
28. Page 9, Line 261:  
Delete "(27)" and insert "(26)"
29. Page 9, Line 272:  
Delete "(28)" and insert "(27)"
30. Page 10, Line 276:  
Delete "(29)" and insert "(28)"
31. Page 10, Line 279:  
Delete "(30)" and insert "(29)"
32. Page 10, Line 283:  
Delete "(31)" and insert "(30)"
33. Page 10, Line 289:  
Delete "(32)" and insert "(31)"

34. Page 10, Line 297:  
Delete “(33)” and insert “(32)”
35. Page 13, Line 393:  
After “chapter” delete “, “renewable” and insert:  
“: (1) “Governing authority” means:  
(a) for a distribution electrical cooperative, the distribution electrical cooperative’s board of directors; and  
(b) for an electrical corporation other than a distribution electrical cooperative, the commission.  
(2) “Renewable””
36. Page 13, Line 395:  
Delete “(1)” and insert “(a)”
37. Page 13, Line 396:  
Delete “(a)” and insert “(i)”
38. Page 14, Line 398:  
Delete “(b)” and insert “(ii)”
39. Page 14, Line 399:  
Delete “(i)” and insert “(A)”
40. Page 14, Line 400:  
Delete “(ii)” and insert “(B)”
41. Page 14, Line 402:  
Delete “(2)” and insert “(b)”
42. Page 14, Line 422:  
Delete “commission” and insert “governing authority”
43. Page 15, Line 429:  
Delete “commission” and insert “governing authority”
44. Page 15, Line 438:  
Delete “commission” and insert “governing authority”
45. Page 15, Line 441:  
Delete “that is”
46. Page 15, Line 442:  
After “(i)” insert “that is”

47. Page 15, Line 443:  
After “(ii)” insert “(A) that is “ and after “2003:” insert:  
“or (B) that offers capacity or output for long-term sale on or after May 5, 2003:”
48. Page 15, Line 446:  
Delete “1,000,000” and insert “2,000,000”
49. Page 15, Line 453:  
Delete “commission” and insert “governing authority”
50. Page 15, Line 454:  
Delete “commission” and insert “governing authority”
51. Page 15, Line 457:  
Delete “commission” and insert “governing authority”

Stephen H. Urquhart, Chair

Reports filed. On motion of Representative Urquhart, the reports of the Public Utilities and Technology committee were adopted.

**H.B. 245, S.B. 133, and S.B. 61, Sub. H.B. 251**, as amended, **Sub. H.B. 125**, and **2nd Sub. H.B. 89**, as amended, returned to the Rules Committee.

\* \* \*

Mr. Speaker:

February 27, 2003

The Revenue and Taxation Committee has returned **H.B. 193, HISTORIC BUILDING REHABILITATION TAX CREDITS**, by Representative C. Bennion, to the Rules Committee with the following amendments:

1. Page 1, Line 22:  
After “(i)” delete “(A)” and after “Places:” delete “or”
2. Page 1, Line 23 – 24:  
Delete lines 23 – 24
3. Page 6, Line 157:  
After “(i)” delete “(A)” and after “Places:” delete “or”
4. Page 6, Line 158 – 159:  
Delete lines 158 – 159; and

The Revenue and Taxation Committee recommends **H.B. 183, INDIVIDUAL INCOME TAX AMENDMENTS**, by Representative P. Jones, be

replaced with **1st Sub. H.B. 183**, INDIVIDUAL INCOME TAX AMENDMENTS, and has returned it to the Rules Committee; and

The Revenue and Taxation Committee has held its last scheduled meeting and reports the following bills back to the Rules Committee without recommendation:

- |                  |  |
|------------------|--|
| <b>H.J.R. 11</b> | Resolution Providing Property Tax Relief<br>(L. Christensen)             |
| <b>H.B. 177</b>  | Use of School Trust Land Monies (D. Cox)                                 |
| <b>H.B. 208</b>  | Earned Income Tax Credit (J. Biskupski)                                  |
| <b>H.B. 256</b>  | Individual Income Tax – Subtraction for Federal Income<br>Tax (P. Jones) |
| <b>H.B. 185</b>  | Use of Public Education Monies (P. Jones); and                           |

The Revenue and Taxation Committee has returned **H.B. 151**, SALES AND USE TAX AMENDMENTS, by Representative D. Litvack, to the Rules Committee with the following amendments:

1. Page 3, Line 60:  
After "was" delete "\$71,250" and insert "\$190,000"
2. Page 3, Line 66:  
After "than" delete "\$71,250" and insert "\$190,000"
3. Page 3, Line 76:  
After "commission" delete "for"
4. Page 3, Line 77:  
After "(A)" insert "for".

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Revenue and Taxation committee were adopted.

**H.B. 193**, as amended, **Sub. H.B. 183**, **H.J.R. 11**, **H.B. 177**, **H.B. 208**, **H.B. 256**, **H.B. 185**, and **H.B. 151**, as amended, returned to the Rules Committee.

### CONSENT CALENDAR

**H.B. 346**, OUTDOOR ADVERTISING AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 346** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Aagard       | Adams       | Alexander | Anderson    |
| Barrus       | Becker      | Bennion   | Bigelow     |
| Bird         | Biskupski   | Bourdeaux | Bowman      |
| Bryson       | Buffmire    | Bush      | Buttars     |
| Buxton       | Christensen | D. Clark  | S. Clark    |
| D. Cox       | Curtis      | Daniels   | Dayton      |
| Dee          | Dillree     | Donnelson | Dougall     |
| Duckworth    | Dunnigan    | Ferrin    | Ferry       |
| Goodfellow   | Hansen      | Hardy     | Harper      |
| Hendrickson  | Hogue       | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson  | Jones     | King        |
| Kiser        | Last        | Lawrence  | Litvack     |
| Lockhart     | Love        | McCartney | McGee       |
| Morley       | Moss        | Murray    | Newbold     |
| Noel         | Pace        | Parker    | Peterson    |
| Seitz        | Shurtliff   | G. Snow   | Styler      |
| Thompson     | Ure         | Wallace   | M. Stephens |

**Absent or not voting were:** Representatives

|          |          |         |        |
|----------|----------|---------|--------|
| S. Allen | Gowans   | Mascaro | Morgan |
| Philpot  | Urquhart | Winn    |        |

**H.B. 346** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 14**, RESOLUTION ENCOURAGING CONGRESSIONAL FUNDING OF INDIVIDUALS WITH DISABILITIES EDUCATION ACT, read the third time by short title and placed on its final passage.

**H.C.R. 14** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |           |          |
|-------------|-----------|-----------|----------|
| Aagard      | Adams     | S. Allen  | Anderson |
| Barrus      | Becker    | Bennion   | Bigelow  |
| Bird        | Biskupski | Bourdeaux | Bryson   |
| Buffmire    | Bush      | Buttars   | Buxton   |
| Christensen | D. Clark  | S. Clark  | D. Cox   |

|              |            |           |            |
|--------------|------------|-----------|------------|
| Curtis       | Daniels    | Dayton    | Dee        |
| Dillree      | Donnelson  | Dougall   | Duckworth  |
| Dunnigan     | Ferrin     | Ferry     | Goodfellow |
| Gowans       | Hansen     | Hardy     | Harper     |
| Hendrickson  | Hogue      | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson | Jones     | King       |
| Kiser        | Last       | Lawrence  | Litvack    |
| Lockhart     | Love       | McCartney | McGee      |
| Morley       | Moss       | Murray    | Newbold    |
| Noel         | Pace       | Parker    | Peterson   |
| Philpot      | Seitz      | Shurtliff | G. Snow    |
| Styler       | Thompson   | Ure       | Wallace    |
| M. Stephens  |            |           |            |

**Absent or not voting were:** Representatives

|           |        |         |        |
|-----------|--------|---------|--------|
| Alexander | Bowman | Mascaro | Morgan |
| Urquhart  | Winn   |         |        |

**H.C.R. 14** transmitted to the Senate for its consideration.

### CONCURRENCE CALENDAR

On motion of Representative Snow, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 78, LIEN RECOVERY FUND – RATE OF INTEREST.**

**3rd Sub. H.B. 78**, as amended by the Senate, then passed on the following roll call:

**Yeas, 53; Nays, 17; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |          |             |              |
|------------|----------|-------------|--------------|
| Aagard     | Adams    | S. Allen    | Anderson     |
| Barrus     | Bigelow  | Bird        | Biskupski    |
| Bourdeaux  | Bowman   | Bryson      | Bush         |
| Buttars    | Buxton   | Christensen | D. Clark     |
| D. Cox     | Dayton   | Dee         | Dillree      |
| Donnelson  | Ferrin   | Ferry       | Gowans       |
| Hansen     | Hardy    | Harper      | Hendrickson  |
| Hogue      | Holdaway | Hughes      | E. Hutchings |
| B. Johnson | Jones    | King        | Kiser        |
| Last       | Lawrence | Lockhart    | Love         |
| McCartney  | Murray   | Newbold     | Noel         |

|             |          |          |         |
|-------------|----------|----------|---------|
| Parker      | Peterson | Seitz    | G. Snow |
| Styler      | Ure      | Urquhart | Wallace |
| M. Stephens |          |          |         |

**Voting in the negative were:** Representatives

|          |            |          |           |
|----------|------------|----------|-----------|
| Becker   | Bennion    | Buffmire | S. Clark  |
| Curtis   | Daniels    | Dougall  | Duckworth |
| Dunnigan | Goodfellow | Litvack  | Morley    |
| Moss     | Pace       | Philpot  | Shurtliff |
| Thompson |            |          |           |

**Absent or not voting were:** Representatives

|           |         |       |        |
|-----------|---------|-------|--------|
| Alexander | Mascaro | McGee | Morgan |
| Winn      |         |       |        |

**3rd Sub. H.B. 78**, as amended by the Senate, transmitted to the Senate for signature of the president.

### UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **H.B. 286**.

**H.B. 286**, WASTE TAX AND FEE AMENDMENTS, was before the House on its final passage.

On motion of Representative Ure, the House voted to delete **H.B. 286** in title and body and insert **Sub. H.B. 286** in lieu thereof.

On motion of Representative Ure, the House voted to circle **Sub. H.B. 286**.

\* \* \*

On motion of Representative D. Clark, the House voted to uncircle **Sub. H.B. 299**.

**Sub. H.B. 299**, TRUST LAW AMENDMENTS, was before the House on its final passage.

Representative D. Clark proposed the following amendment:

1. Page 5, Line 123:  
After "in trust" insert "to a trust company as defined in Subsection 7-5-1(1)(d)"

2. Page 6, Line 163:  
After line 163 insert:  
“(vii) at any time before or after the transfer in trust is made, the settlor is or becomes subject to a claim or tax of the state, its agencies, or political subdivisions.”
3. Page 11, Line 323:  
Restore “(A)” and delete the rest of the line
4. Page 11, Line 324:  
At the beginning of the line, delete “a”
5. Page 11, Line 333:  
After line 333, insert:  
“(4)(a) Income in a trust consisting of interest, capital gains, and dividends will not be subject to the tax specified in this section if:  
(i) the trust first became a resident trust on or after January 1, 2004; and  
(ii) the trustee of the trust is a trust company as defined in Subsection 7-5-1(1)(d).  
(b) For the purposes of this section, interest, capital gains, and dividends do not include:  
(i) Subchapter S dividends that represent ordinary income;  
(ii) investment income from a pass-through entity;  
(iii) rents; and  
(iv) royalties. “
6. Page 20, Line 613:  
Before “75-7-601(3)” delete “Subsection” and insert “Subsections”;  
after “75-7-601” insert “(2) and”
7. Page 22, Line 655:  
Delete “Subsection” and insert “Subsections”; after “75-7-601” insert  
“(2) and”
8. Page 23, Line 704:  
Before “75-7-601(3)”, delete “Subsection” and insert “Subsections”;  
after “75-7-601” insert “(2) and”
9. Page 29, Lines 864 – 866:  
Delete lines 864 through 866
10. Page 29, Lines 869 – 874:  
Delete lines 869 through 874  
Renumber Section 75-7-601 accordingly.

11. Page 29, Line 875:  
After “qualified” delete “person” and insert “trustee”; delete “as a trustee”
12. Page 30, Line 897:  
Delete “Subsection” and insert “Subsections”; after “75-7-601” insert “(2) and”
13. Page 30, Line 900:  
Delete “Subsection” and insert “Subsections”; after “75-7-601” insert “(2) and”

Representative D. Clark’s motion to amend passed on a voice vote.

**Sub. H.B. 299**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 2; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |             |             |            |
|--------------|-------------|-------------|------------|
| Aagard       | Adams       | Alexander   | S. Allen   |
| Anderson     | Barrus      | Becker      | Bennion    |
| Bigelow      | Bird        | Biskupski   | Bourdeaux  |
| Bowman       | Bryson      | Buffmire    | Bush       |
| Buttars      | Buxton      | Christensen | D. Clark   |
| S. Clark     | D. Cox      | Curtis      | Dayton     |
| Dee          | Dillree     | Donnelson   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry       | Goodfellow |
| Gowans       | Hansen      | Hardy       | Harper     |
| Hendrickson  | Hogue       | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson  | Jones       | King       |
| Kiser        | Last        | Lawrence    | Litvack    |
| Lockhart     | Love        | McCartney   | Morgan     |
| Morley       | Moss        | Murray      | Newbold    |
| Noel         | Pace        | Parker      | Peterson   |
| Philpot      | Seitz       | Shurtliff   | G. Snow    |
| Styler       | Thompson    | Ure         | Urquhart   |
| Wallace      | M. Stephens |             |            |

**Voting in the negative were:** Representatives

Daniels                      McGee

**Absent or not voting were:** Representatives

Dougall                      Mascaro                      Winn

**Sub. H.B. 299**, as amended, transmitted to the Senate for its consideration.

**THIRD READING CALENDAR**

**H.B. 294**, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Bryson proposed to delete **H.B. 294** in title and body and insert **Sub. H.B. 294** in lieu thereof with the following amendment:

- 1. Page 8, Line 232:  
Delete "95%" and insert "94.5%"

Representative Bryson’s motion to substitute and amend failed on a voice vote.

###

Representative Holdaway proposed the following amendment:

- 1. Page 4, Line 100:  
Delete "cultural arts facility"

Representative Bennion proposed a substitute motion to amend:

Include Representative Holdaway’s proposed amendment plus the following:

- 2. Page 4, Line 111 and 113:  
Delete "private"

Representative Bennion’s motion to amend passed on a voice vote.

###

Representative Harper proposed the following amendment:

- 3. Page 9, Line 259:  
Delete "(a)" and delete "2%" and insert "1.5%"

Representative Curtis proposed a substitute motion to amend:

Include Representative Harper’s proposed amendment plus the following:

4. Page 9, Line 261–264:  
Delete lines 261 through 264

Representative Curtis' motion to amend passed on a voice vote.

###

Representative Dunnigan proposed the following amendment:

5. Page 5, Line 142:  
Delete "without" and insert "after"
6. Page 5, Line 145:  
After "(2)(a)" insert a period and delete the rest of the line.
7. Page 5, Line 146–147:  
Delete lines 146 through 147 and renumber accordingly.

Representative Curtis proposed a substitute motion to amend as follows:

Include Representative Dunnigan's motion to amend plus the following:

8. Page 7, Line 199:  
Delete "12–1/8%" and insert "12%"
9. Page 7, Line 207:  
Delete "48–7/8%" and insert "49%"

Representative Curtis' substitute motion to amend failed on the following roll call:

**Yeas, 32; Nays, 39; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |            |          |             |
|-----------|------------|----------|-------------|
| Alexander | Bennion    | Bird     | Bowman      |
| Bryson    | Bush       | Buttars  | Buxton      |
| Curtis    | Dayton     | Dougall  | Dunnigan    |
| Ferry     | Harper     | Hogue    | Holdaway    |
| Hughes    | B. Johnson | Kiser    | Last        |
| Love      | Mascaro    | Morley   | Noel        |
| Peterson  | Philpot    | G. Snow  | Styler      |
| Thompson  | Ure        | Urquhart | M. Stephens |

**Voting in the negative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Aagard       | Adams       | S. Allen  | Anderson    |
| Barrus       | Becker      | Biskupski | Bourdeaux   |
| Buffmire     | Christensen | D. Clark  | S. Clark    |
| D. Cox       | Daniels     | Dee       | Dillree     |
| Donnelson    | Duckworth   | Ferrin    | Goodfellow  |
| Gowans       | Hansen      | Hardy     | Hendrickson |
| E. Hutchings | Jones       | King      | Lawrence    |
| Litvack      | McCartney   | McGee     | Morgan      |
| Moss         | Murray      | Pace      | Parker      |
| Seitz        | Shurtliff   | Wallace   |             |

**Absent or not voting were:** Representatives

|         |          |         |      |
|---------|----------|---------|------|
| Bigelow | Lockhart | Newbold | Winn |
|---------|----------|---------|------|

Representative Dunnigan's motion to amend failed on the following roll call:

**Yeas, 29; Nays, 41; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |         |             |          |
|--------------|---------|-------------|----------|
| Aagard       | Barrus  | Becker      | Bennion  |
| Bryson       | Bush    | Christensen | Curtis   |
| Dayton       | Dee     | Dougall     | Dunnigan |
| Ferry        | Harper  | Holdaway    | Hughes   |
| E. Hutchings | Kiser   | Last        | Lawrence |
| Lockhart     | Love    | Mascaro     | Newbold  |
| Noel         | Philpot | G. Snow     | Thompson |
| Ure          |         |             |          |

**Voting in the negative were:** Representatives

|             |            |           |             |
|-------------|------------|-----------|-------------|
| Adams       | S. Allen   | Anderson  | Bigelow     |
| Bird        | Biskupski  | Bourdeaux | Bowman      |
| Buffmire    | Buttars    | Buxton    | D. Clark    |
| S. Clark    | D. Cox     | Daniels   | Dillree     |
| Donnelson   | Duckworth  | Ferrin    | Goodfellow  |
| Gowans      | Hansen     | Hardy     | Hendrickson |
| Hogue       | B. Johnson | Jones     | King        |
| Litvack     | McCartney  | McGee     | Morgan      |
| Morley      | Moss       | Murray    | Pace        |
| Parker      | Peterson   | Seitz     | Shurtliff   |
| M. Stephens |            |           |             |

**Absent or not voting were:** Representatives

|           |        |          |         |
|-----------|--------|----------|---------|
| Alexander | Styler | Urquhart | Wallace |
| Winn      |        |          |         |

###

**H.B. 294**, as amended, then passed on the following roll call:

**Yeas, 48; Nays, 23; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Aagard    | Adams        | S. Allen   | Anderson    |
| Barrus    | Becker       | Bigelow    | Biskupski   |
| Bourdeaux | Bowman       | Buffmire   | Buxton      |
| D. Clark  | S. Clark     | D. Cox     | Daniels     |
| Dee       | Dillree      | Donnelson  | Duckworth   |
| Ferrin    | Ferry        | Goodfellow | Gowans      |
| Hansen    | Hardy        | Harper     | Hendrickson |
| Hogue     | E. Hutchings | B. Johnson | Jones       |
| King      | Lawrence     | Litvack    | McCartney   |
| McGee     | Morgan       | Moss       | Murray      |
| Noel      | Pace         | Parker     | Seitz       |
| Shurtliff | Ure          | Urquhart   | M. Stephens |

**Voting in the negative were:** Representatives

|           |         |             |          |
|-----------|---------|-------------|----------|
| Alexander | Bennion | Bird        | Bryson   |
| Bush      | Buttars | Christensen | Curtis   |
| Dayton    | Dougall | Dunnigan    | Holdaway |
| Hughes    | Kiser   | Last        | Lockhart |
| Love      | Mascaro | Morley      | Newbold  |
| Philpot   | G. Snow | Thompson    |          |

**Absent or not voting were:** Representatives

|          |        |         |      |
|----------|--------|---------|------|
| Peterson | Styler | Wallace | Winn |
|----------|--------|---------|------|

**H.B. 294**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Dillree, the House voted to lift **H.B. 271** from the Rules Committee and place it on the Third Reading Calendar.

On motion of Representative Dillree, the House voted to set **H.B. 271** for Time Certain today at 11:45 a.m.

\* \* \*

On motion of Representative Curtis, the House voted to recess until 11:05 p.m.

Speaker Stephens called the House to order at 11:20 a.m.

**THIRD READING CALENDAR**

**H.B. 326**, PARENT-TIME SCHEDULE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 326** then passed on the following roll call:

**Yeas, 56; Nays, 5; Absent or not voting, 14.**

**Voting in the affirmative were:** Representatives

|              |            |             |             |
|--------------|------------|-------------|-------------|
| Aagard       | S. Allen   | Anderson    | Barrus      |
| Becker       | Bennion    | Bird        | Biskupski   |
| Bourdeaux    | Bowman     | Bryson      | Buffmire    |
| Buttars      | Buxton     | Christensen | D. Clark    |
| S. Clark     | Daniels    | Dayton      | Dillree     |
| Donnelson    | Duckworth  | Dunnigan    | Ferrin      |
| Goodfellow   | Gowans     | Hansen      | Hardy       |
| Hendrickson  | Hogue      | Holdaway    | Hughes      |
| E. Hutchings | B. Johnson | King        | Last        |
| Litvack      | Lockhart   | Love        | Mascaro     |
| McCartney    | McGee      | Moss        | Murray      |
| Noel         | Parker     | Peterson    | Philpot     |
| Seitz        | Shurtliff  | G. Snow     | Styler      |
| Thompson     | Ure        | Wallace     | M. Stephens |

**Voting in the negative were:** Representatives

|         |         |        |       |
|---------|---------|--------|-------|
| Bush    | Dougall | Harper | Kiser |
| Newbold |         |        |       |

**Absent or not voting were:** Representatives

|          |           |         |        |
|----------|-----------|---------|--------|
| Adams    | Alexander | Bigelow | D. Cox |
| Curtis   | Dee       | Ferry   | Jones  |
| Lawrence | Morgan    | Morley  | Pace   |
| Urquhart | Winn      |         |        |

**H.B. 326** transmitted to the Senate for its consideration.

\* \* \*

**H.B. 238**, UTAH CODE OF CRIMINAL PROCEDURE AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 238**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 0; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Aagard     | Adams       | S. Allen  | Anderson     |
| Barrus     | Becker      | Bennion   | Bigelow      |
| Bird       | Biskupski   | Bourdeaux | Bowman       |
| Bryson     | Buffmire    | Bush      | Buttars      |
| Buxton     | Christensen | D. Clark  | S. Clark     |
| Dayton     | Dillree     | Donnelson | Dougall      |
| Duckworth  | Dunnigan    | Ferrin    | Goodfellow   |
| Hansen     | Hardy       | Harper    | Hendrickson  |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Kiser        |
| Last       | Lawrence    | Litvack   | Lockhart     |
| Love       | Mascaro     | McCartney | McGee        |
| Morley     | Moss        | Murray    | Newbold      |
| Noel       | Pace        | Parker    | Peterson     |
| Philpot    | Seitz       | Shurtliff | G. Snow      |
| Styler     | Thompson    | Wallace   |              |

**Absent or not voting were:** Representatives

|           |          |        |             |
|-----------|----------|--------|-------------|
| Alexander | D. Cox   | Curtis | Daniels     |
| Dee       | Ferry    | Gowans | Morgan      |
| Ure       | Urquhart | Winn   | M. Stephens |

**H.B. 238**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 324**, JURY SYSTEM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.B. 324**.

\* \* \*

**H.B. 367**, DELIVERY SALES OF CIGARETTES, read the third time by short title and placed on its final passage.

On motion of Representative Styler, the House voted to circle **H.B. 367**.

\* \* \*

**H.B. 289**, HUMAN RESOURCE MANAGEMENT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Philpot, the House voted to circle **H.B. 289**.

\* \* \*

**H.B. 360**, CHILD SUPPORT OBLIGATIONS – USE OF UTAH DATA, read the third time by short title and placed on its final passage.

Representative Hutchings proposed the following amendment:

- 1. Page 1, Line 7:  
At the end of the line insert a new sentence: “This act takes effect January 1, 2004.”
- 2. Page 1, Line 25:  
After “(1)” insert “(f)”
- 3. Page 2, Line 58:  
After line 58 insert a new section as follows:  
“Section 2. Effective Date.  
This act takes effect January 1, 2004.”

Representative Hutchings’ motion to amend passed on a voice vote.

**H.B. 360**, as amended, then passed on the following roll call:

**Yeas, 61; Nays, 0; Absent or not voting, 14.**

**Voting in the affirmative were:** Representatives

|           |           |              |             |
|-----------|-----------|--------------|-------------|
| Agard     | S. Allen  | Anderson     | Barrus      |
| Becker    | Bennion   | Bigelow      | Bird        |
| Biskupski | Bourdeaux | Bowman       | Bryson      |
| Buffmire  | Bush      | Buxton       | Christensen |
| D. Clark  | S. Clark  | D. Cox       | Dayton      |
| Dillree   | Donnelson | Duckworth    | Dunnigan    |
| Ferrin    | Ferry     | Goodfellow   | Gowans      |
| Hardy     | Harper    | Hendrickson  | Hogue       |
| Holdaway  | Hughes    | E. Hutchings | Jones       |

|             |          |           |          |
|-------------|----------|-----------|----------|
| King        | Kiser    | Last      | Lawrence |
| Litvack     | Lockhart | Love      | Mascaro  |
| McCartney   | McGee    | Morgan    | Moss     |
| Murray      | Newbold  | Pace      | Parker   |
| Philpot     | Seitz    | Shurtliff | G. Snow  |
| Styler      | Thompson | Ure       | Wallace  |
| M. Stephens |          |           |          |

**Absent or not voting were:** Representatives

|            |           |         |          |
|------------|-----------|---------|----------|
| Adams      | Alexander | Buttars | Curtis   |
| Daniels    | Dee       | Dougall | Hansen   |
| B. Johnson | Morley    | Noel    | Peterson |
| Urquhart   | Winn      |         |          |

**H.B. 360** transmitted to the Senate for its consideration.

**UNFINISHED BUSINESS**

On motion of Representative Philpot, the House voted to uncircle **H.B. 289**.

**H.B. 289**, HUMAN RESOURCE MANAGEMENT AMENDMENTS, was before the House on its final passage.

Representative Philpot proposed the following amendment:

1. Page 4, Line 91:  
Reinstate “~~substantial~~”
2. Page 4, Line 92:  
Delete “preponderance of the” and “standard”

Representative Philpot’s motion to amend passed on a voice vote.

**H.B. 289**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |          |           |
|-------------|-----------|----------|-----------|
| Agard       | Adams     | S. Allen | Anderson  |
| Barrus      | Becker    | Bennion  | Bigelow   |
| Bird        | Biskupski | Bowman   | Bryson    |
| Buffmire    | Bush      | Buttars  | Buxton    |
| Christensen | D. Clark  | S. Clark | D. Cox    |
| Curtis      | Dayton    | Dillree  | Donnelson |

|             |            |              |            |
|-------------|------------|--------------|------------|
| Dougall     | Duckworth  | Dunnigan     | Ferrin     |
| Ferry       | Goodfellow | Gowans       | Hansen     |
| Hardy       | Harper     | Hendrickson  | Hogue      |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson |
| Jones       | King       | Kiser        | Last       |
| Lawrence    | Litvack    | Lockhart     | Love       |
| Mascaro     | McCartney  | McGee        | Morgan     |
| Morley      | Moss       | Murray       | Newbold    |
| Pace        | Parker     | Peterson     | Philpot    |
| Seitz       | Shurtliff  | G. Snow      | Styler     |
| Thompson    | Ure        | Urquhart     | Wallace    |
| M. Stephens |            |              |            |

**Absent or not voting were:** Representatives

|           |           |         |     |
|-----------|-----------|---------|-----|
| Alexander | Bourdeaux | Daniels | Dee |
| Noel      | Winn      |         |     |

**H.B. 289**, as amended, transmitted to the Senate for its consideration.

**SPECIAL ORDER OF BUSINESS**

**H.B. 271**, AIRPORT TO UNIVERSITY OF UTAH LIGHT RAIL RESTRICTED ACCOUNT AMENDMENTS, read the second and third times by short title and placed on its final passage.

**H.B. 271** then passed on the following roll call:

**Yeas, 59; Nays, 10; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|            |              |            |           |
|------------|--------------|------------|-----------|
| Agard      | Adams        | S. Allen   | Anderson  |
| Barrus     | Becker       | Bennion    | Biskupski |
| Bowman     | Bryson       | Buffmire   | Bush      |
| Buttars    | Buxton       | D. Clark   | S. Clark  |
| Curtis     | Daniels      | Dillree    | Donnelson |
| Dougall    | Duckworth    | Dunnigan   | Ferry     |
| Goodfellow | Gowans       | Hansen     | Hardy     |
| Harper     | Hendrickson  | Hogue      | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson | King      |
| Kiser      | Last         | Litvack    | Lockhart  |
| Love       | Mascaro      | McCartney  | McGee     |
| Morgan     | Morley       | Moss       | Murray    |

|          |           |             |        |
|----------|-----------|-------------|--------|
| Newbold  | Noel      | Pace        | Parker |
| Seitz    | Shurtliff | G. Snow     | Ure    |
| Urquhart | Wallace   | M. Stephens |        |

**Voting in the negative were:** Representatives

|         |          |             |         |
|---------|----------|-------------|---------|
| Bigelow | Bird     | Christensen | D. Cox  |
| Dayton  | Ferrin   | Peterson    | Philpot |
| Styler  | Thompson |             |         |

**Absent or not voting were:** Representatives

|           |           |     |       |
|-----------|-----------|-----|-------|
| Alexander | Bourdeaux | Dee | Jones |
| Lawrence  | Winn      |     |       |

**H.B. 271** transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **H.B. 324**.

**H.B. 324**, JURY SYSTEM AMENDMENTS, was before the House on its final passage.

On motion of Representative Curtis, the House voted to delete **H.B. 324** in title and body and insert **Sub. H.B. 324** in lieu thereof.

On motion of Representative Curtis, the House voted to circle **Sub. H.B. 324**.

### RULES COMMITTEE REPORTS

Mr. Speaker: February 28, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

|                          |  |
|--------------------------|--|
| <b>1st Sub. H.B. 328</b> | Recovery of Administrative Fee for Damages Sustained to a Rental Motor Vehicle (R. Lockhart)     |
| <b>H.B. 269</b>          | Conditions for Release after Notice Regarding Arrest for Domestic Violence (P. Wallace)          |
| <b>H.B. 259</b>          | Disclosure of Commercial Pest Control Business Financial Responsibility (D. Clark)               |
| <b>H.B. 300</b>          | Tax of Sexually Explicit Materials (D. Bourdeaux)  |
| <b>H.B. 276</b>          | Tax Revisions (K. Morgan)  |
| <b>1st Sub. H.B. 134</b> | Law Enforcement – Reporting Hazardous Materials Relating to Controlled Substances (E. Hutchings) |

- 1st Sub. H.B. 343** Amendments Regarding Illegal Drugs in Correctional Facilities (L. Christensen)
- H.R. 7** Resolution Urging Congress to Withdraw the United States from the United Nations (D. Bush)
- H.R. 8** Motor Carrier and Tour Bus Safety Resolution (L. Shurtliff)
- H.J.R. 28** Resolution Urging Congress to Review Immigration and Naturalization (D. Bourdeaux)
- H.C.R. 15** Resolution Supporting President and Administration Regarding Iraq (C. Bennion)
- H.J.R. 19** Resolution Reaffirming Protection of Liberties and Civil Rights of Citizens of Utah (E. Hutchings)
- 1st Sub. H.B. 251** Amendments Related to Electric Public Utilities (C. Bennion)
- 1st Sub. H.B. 335** Redistribution of Tobacco Fund Amendments (R. McGee)  
Marda Dillree, Chair

Representative Dillree made a motion to adopt the Rules Committee report.

Representative Styler made a substitute motion to adopt the Rules Committee report with the following deletions:

- H.R. 7** Resolution Urging Congress to Withdraw the United States from the United Nations (D. Bush)
- Sub. H.B. 251** Amendments Related to Electric Public Utilities (C. Bennion)
- Sub. H.B. 335** Redistribution of Tobacco Fund Amendments (R. McGee)

Representative Hansen requested to divide the motion.

On substitute motion of Representative Styler, the report of the Rules Committee, minus the three bills listed above, was adopted.

The motion to delete **H.R. 7** from the Rules Committee report failed on the following roll call:

**Yeas, 33; Nays, 34; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |          |          |            |
|-----------|----------|----------|------------|
| Adams     | S. Allen | Anderson | Bigelow    |
| Buffmire  | Buxton   | D. Clark | S. Clark   |
| Curtis    | Daniels  | Dillree  | Dougall    |
| Duckworth | Dunnigan | Ferry    | Goodfellow |
| Hardy     | Hogue    | Kiser    | Last       |

|          |           |           |        |
|----------|-----------|-----------|--------|
| Lawrence | Love      | McCartney | McGee  |
| Moss     | Murray    | Newbold   | Pace   |
| Parker   | Shurtliff | G. Snow   | Styler |
| Urquhart |           |           |        |

**Voting in the negative were:** Representatives

|             |             |          |              |
|-------------|-------------|----------|--------------|
| Aagard      | Barrus      | Becker   | Bennion      |
| Bird        | Biskupski   | Bowman   | Bryson       |
| Bush        | Buttars     | D. Cox   | Dayton       |
| Ferrin      | Gowans      | Hansen   | Harper       |
| Hendrickson | Holdaway    | Hughes   | E. Hutchings |
| B. Johnson  | King        | Litvack  | Lockhart     |
| Mascaro     | Morgan      | Morley   | Noel         |
| Peterson    | Philpot     | Thompson | Ure          |
| Wallace     | M. Stephens |          |              |

**Absent or not voting were:** Representatives

|           |           |             |      |
|-----------|-----------|-------------|------|
| Alexander | Bourdeaux | Christensen | Dee  |
| Donnelson | Jones     | Seitz       | Winn |

###

The motion to delete **Sub. H.B. 251** from the Rules Committee report passed on a voice vote.

###

The motion to delete **Sub. H.B. 335** from the Rules Committee report passed on the following roll call:

**Yeas, 38; Nays, 25; Absent or not voting, 12.**

**Voting in the affirmative were:** Representatives

|          |             |            |          |
|----------|-------------|------------|----------|
| Aagard   | S. Allen    | Barrus     | Bowman   |
| Bryson   | Bush        | Buttars    | Buxton   |
| D. Clark | S. Clark    | D. Cox     | Curtis   |
| Dayton   | Dillree     | Dunnigan   | Ferrin   |
| Ferry    | Hardy       | Harper     | Hogue    |
| Holdaway | Hughes      | B. Johnson | Lawrence |
| Lockhart | Love        | Murray     | Newbold  |
| Noel     | Pace        | Parker     | Peterson |
| G. Snow  | Styler      | Thompson   | Urquhart |
| Wallace  | M. Stephens |            |          |

**Voting in the negative were:** Representatives

|              |          |           |             |
|--------------|----------|-----------|-------------|
| Anderson     | Becker   | Bennion   | Bird        |
| Biskupski    | Buffmire | Daniels   | Duckworth   |
| Goodfellow   | Gowans   | Hansen    | Hendrickson |
| E. Hutchings | King     | Kiser     | Last        |
| Litvack      | Mascaro  | McCartney | McGee       |
| Morgan       | Morley   | Moss      | Philpot     |
| Shurtliff    |          |           |             |

**Absent or not voting were:** Representatives

|             |           |           |           |
|-------------|-----------|-----------|-----------|
| Adams       | Alexander | Bigelow   | Bourdeaux |
| Christensen | Dee       | Donnelson | Dougall   |
| Jones       | Seitz     | Ure       | Winn      |

\* \* \*

Mr. Speaker: February 28, 2003

The Rules Committee recommends that, under suspension of the rules, the following bill be considered read for the second time and placed at the top of the Third Reading Calendar.

**H.B. 257** Public Education Legislative Task Force (K. Holdaway);  
and

The House Rules Committee recommends, under suspension of the rules and with written request of the sponsor, that **2nd Sub. H.B. 89**, Renewable Energy Amendments (J. Gowans), be replaced with **3rd Substitute H.B. 89**, Renewable Energy Amendments (J. Gowans), and further recommends it be considered read for the second time and placed on the Third Reading Calendar with the following amendments:

1. Page 1, Line 12:  
Delete line 12
2. Pages 26–27, Lines 799–819:  
Delete lines 799–819  
Renumber remaining sections accordingly.

Marda Dillree, Chair

Reports filed. On motion of Representative Dillree, the reports of the Rules Committee were adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

## AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:10 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 28, 2003  
 The Senate requests the return of **S.B. 157**, REGULATION OF CREDIT UNION SERVICE ORGANIZATIONS, by Senator L. Hillyard, for reconsideration.

Annette B. Moore  
 Secretary of the Senate

Communication filed. On motion of Representative Curtis, the House voted to return **S.B. 157** to the Senate.

\* \* \*

Mr. Speaker: February 28, 2003  
 The Senate passed, as substituted, **1st Sub. S.B. 252**, NURSE PRACTICE ACT EXEMPTION AMENDMENT, by Senator P. Julander, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 241**, REVIEW OF PARENT TIME, CUSTODY, AND CHILD SUPPORT LAWS, by Senator J. Evans, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 225**, LIMITATION OF JUDGMENTS AGAINST GOVERNMENT ENTITIES, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 151**, AMENDMENTS RELATED TO INFORMATION TECHNOLOGY, by Senator D. Steele, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 180**, EMERGENCY MEDICAL SERVICES, by Senator C. Bramble, and it is transmitted for consideration.

Annette B. Moore  
 Secretary of the Senate

Communications filed. **Sub. S.B. 252, S.B. 241, Sub. S.B. 225, S.B. 151, 2nd Sub. S.B. 180**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker:

February 28, 2003

The Senate passed, **H.B. 229**, PROVIDING LOCATION INFORMATION TO NONCUSTODIAL PARENTS WITH VISITATION RIGHTS, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 231**, HEALTH CARE FACILITY LICENSURE AMENDMENTS, by Representative R. McGee, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 254**, MOTOR VEHICLE REGISTRATION – RESIDENT EXEMPTION, by Representative R. Lockhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 66**, COUNTY GENERAL FUND EXPENSES, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 18**, DEALERS IN AGRICULTURAL PRODUCTS, by Representative C. Buttars, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 40**, NOTICE OF INTENT TO SELL NONPUBLIC PERSONAL INFORMATION, by Representative D. Aagard, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 148**, UNLAWFUL TAKING OF GAME FISH, by Representative S. Clark, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 155**, AMENDMENTS TO ELECTION LAW, by Representative B. Goodfellow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **3rd Sub. H.B. 161**, SNOW COLLEGE RICHFIELD CAMPUS, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 229, H.B. 231, H.B. 254, H.B. 66, H.B. 18, Sub. H.B. 40, H.B. 148, H.B. 155, 3rd Sub. H.B. 161** was signed by the Speaker

in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker: February 28, 2003

The Senate substituted and passed, **Senate 1st Sub. H.B. 14**, TOURISM PROMOTION PROGRAMS, by Representative S. Allen, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 235**, FALSIFICATION OR ALTERATION OF GOVERNMENT RECORD, by Representative K. Bryson, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Senate Sub. H.B. 14** and **H.B. 235**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker: February 28, 2003

The Senate has rejected **H.B. 82**, INITIATIVES – ONE SUBJECT REQUIREMENT, by Representative J. M. Philpot, and it is transmitted for filing.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 82**, was filed.

### CONCURRENCE CALENDAR

On motion of Representative Harper, the House voted to concur in the Senate amendments to **Sub. H.B. 22**, PROPERTY TAX RELIEF.

**Sub. H.B. 22**, as amended by the Senate, then passed on the following roll call:

**Yeas, 63; Nays, 4; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|           |           |          |             |
|-----------|-----------|----------|-------------|
| Aagard    | S. Allen  | Anderson | Barrus      |
| Becker    | Bennion   | Bigelow  | Bird        |
| Biskupski | Bourdeaux | Bowman   | Buffmire    |
| Bush      | Buttars   | Buxton   | Christensen |

|             |           |             |            |
|-------------|-----------|-------------|------------|
| D. Clark    | S. Clark  | Curtis      | Daniels    |
| Dayton      | Dee       | Dillree     | Donnelson  |
| Duckworth   | Dunnigan  | Ferrin      | Goodfellow |
| Gowans      | Hansen    | Hardy       | Harper     |
| Hendrickson | Hogue     | Holdaway    | Hughes     |
| B. Johnson  | Jones     | King        | Kiser      |
| Last        | Lawrence  | Litvack     | Lockhart   |
| Love        | Mascaro   | McGee       | Morgan     |
| Moss        | Murray    | Newbold     | Noel       |
| Pace        | Parker    | Peterson    | Philpot    |
| Seitz       | Shurtliff | G. Snow     | Styler     |
| Thompson    | Wallace   | M. Stephens |            |

**Voting in the negative were:** Representatives

|       |        |         |        |
|-------|--------|---------|--------|
| Adams | D. Cox | Dougall | Morley |
|-------|--------|---------|--------|

**Absent or not voting were:** Representatives

|           |        |          |              |
|-----------|--------|----------|--------------|
| Alexander | Bryson | Ferry    | E. Hutchings |
| McCartney | Ure    | Urquhart | Winn         |

**Sub. H.B. 22**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Anderson, the House voted to concur in the Senate amendments to **H.B. 80**, SPECIAL SERVICE DISTRICT AMENDMENTS.

**H.B. 80**, as amended by the Senate, then passed on the following roll call:

**Yeas, 59; Nays, 6; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|          |           |            |              |
|----------|-----------|------------|--------------|
| Aagard   | S. Allen  | Anderson   | Barrus       |
| Becker   | Bigelow   | Biskupski  | Bourdeaux    |
| Bowman   | Buffmire  | Bush       | Buttars      |
| Buxton   | D. Clark  | S. Clark   | D. Cox       |
| Curtis   | Daniels   | Dayton     | Dee          |
| Dillree  | Donnelson | Dougall    | Duckworth    |
| Dunnigan | Ferrin    | Goodfellow | Gowans       |
| Hansen   | Hardy     | Harper     | Hendrickson  |
| Hogue    | Holdaway  | Hughes     | E. Hutchings |

|            |          |             |           |
|------------|----------|-------------|-----------|
| B. Johnson | Jones    | King        | Kiser     |
| Last       | Lawrence | Litvack     | Lockhart  |
| Love       | Mascaro  | McGee       | Morgan    |
| Moss       | Murray   | Newbold     | Noel      |
| Pace       | Parker   | Seitz       | Shurtliff |
| Styler     | Wallace  | M. Stephens |           |

**Voting in the negative were:** Representatives

|             |          |          |         |
|-------------|----------|----------|---------|
| Christensen | Morley   | Peterson | Philpot |
| G. Snow     | Thompson |          |         |

**Absent or not voting were:** Representatives

|          |           |           |      |
|----------|-----------|-----------|------|
| Adams    | Alexander | Bennion   | Bird |
| Bryson   | Ferry     | McCartney | Ure  |
| Urquhart | Winn      |           |      |

**H.B. 80**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Love, the House voted to concur in the Senate amendments to **H.B. 223**, CHANGING STATE SONG.

**H.B. 223**, as amended by the Senate, then passed on the following roll call:

**Yeas, 54; Nays, 14; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Agard       | Adams       | S. Allen  | Barrus       |
| Becker      | Bird        | Bourdeaux | Bowman       |
| Buffmire    | Bush        | Buttars   | Buxton       |
| Christensen | D. Clark    | Dayton    | Dee          |
| Dillree     | Donnelson   | Dougall   | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Gowans      | Hansen      | Hardy     | Hendrickson  |
| Hogue       | Holdaway    | Hughes    | E. Hutchings |
| Jones       | King        | Kiser     | Last         |
| Lawrence    | Litvack     | Love      | Mascaro      |
| Morgan      | Morley      | Moss      | Murray       |
| Newbold     | Noel        | Pace      | Parker       |
| Peterson    | Seitz       | Shurtliff | G. Snow      |
| Wallace     | M. Stephens |           |              |

**Voting in the negative were:** Representatives

|          |          |         |           |
|----------|----------|---------|-----------|
| Anderson | Bennion  | Bigelow | Biskupski |
| S. Clark | D. Cox   | Curtis  | Daniels   |
| Harper   | Lockhart | McGee   | Philpot   |
| Styler   | Thompson |         |           |

**Absent or not voting were:** Representatives

|           |          |            |           |
|-----------|----------|------------|-----------|
| Alexander | Bryson   | B. Johnson | McCartney |
| Ure       | Urquhart | Winn       |           |

**H.B. 223**, as amended by the Senate, transmitted to the Senate for signature of the president.

**MISCELLANEOUS BUSINESS**

On motion of Representative Bigelow, the House voted to recall **H.B. 85** from the Senate.

**THIRD READING CALENDAR**

**H.B. 257**, PUBLIC EDUCATION LEGISLATIVE TASK FORCE, read the third time by short title and placed on its final passage.

Representative Dillree proposed the following amendment:

1. Page 2, Line 40:  
After “choice” insert “including the enhancement of charter schools”
2. Page 1, Line 9:  
Delete “\$44,500” and insert “\$14,500”
3. Page 2, Lines 51–52  
House Committee Amendments 2–21–2003:  
Delete lines 51 and 52

Representative Dillree’s motion to amend passed on a voice vote.

**H.B. 257**, as amended, then passed on the following roll call:

**Yeas, 67; Nays, 1; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Bigelow     | Bird      | Biskupski    | Bourdeaux  |
| Bowman      | Bush      | Buttars      | Buxton     |
| Christensen | D. Clark  | S. Clark     | D. Cox     |
| Curtis      | Daniels   | Dayton       | Dee        |
| Dillree     | Donnelson | Duckworth    | Dunnigan   |
| Ferrin      | Ferry     | Goodfellow   | Gowans     |
| Hansen      | Hardy     | Harper       | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Litvack   | Lockhart     | Love       |
| Mascaro     | McCartney | McGee        | Morley     |
| Moss        | Murray    | Newbold      | Noel       |
| Pace        | Parker    | Peterson     | Seitz      |
| Shurtliff   | G. Snow   | Styler       | Thompson   |
| Urquhart    | Wallace   | M. Stephens  |            |

**Voting in the negative was:** Representative  
Philpot

**Absent or not voting were:** Representatives

|        |          |         |             |
|--------|----------|---------|-------------|
| Bryson | Buffmire | Dougall | Hendrickson |
| Morgan | Ure      | Winn    |             |

**H.B. 257**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 111**, PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS, read the third time by short title and placed on its final passage.

Representative Snow proposed the following amendment:

1. Page 1, Line 11:  
Delete “This act appropriates \$3,528,564 for fiscal”
2. Page 1, Line 12:  
Delete line 12.
3. Page 1, Line 13:  
Delete “Board of Education for alternative language services.”
4. Page 1, Line 21:  
Delete line 21.

5. Page 3, Lines 72–84:  
Delete lines 72 through 84.

Representative Snow's motion to amend passed on a the following roll call:

**Yeas, 43; Nays, 22; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|             |              |             |          |
|-------------|--------------|-------------|----------|
| Aagard      | Adams        | Alexander   | S. Allen |
| Anderson    | Barrus       | Becker      | Bigelow  |
| Bowman      | Bryson       | Bush        | Buttars  |
| Christensen | D. Clark     | S. Clark    | D. Cox   |
| Dayton      | Dillree      | Donnelson   | Ferry    |
| Harper      | E. Hutchings | B. Johnson  | Last     |
| Lawrence    | Lockhart     | Love        | Morley   |
| Moss        | Murray       | Newbold     | Noel     |
| Pace        | Parker       | Peterson    | Philpot  |
| G. Snow     | Styler       | Thompson    | Ure      |
| Urquhart    | Wallace      | M. Stephens |          |

**Voting in the negative were:** Representatives

|           |           |           |             |
|-----------|-----------|-----------|-------------|
| Biskupski | Bourdeaux | Buffmire  | Dee         |
| Duckworth | Dunnigan  | Ferrin    | Goodfellow  |
| Gowans    | Hansen    | Hardy     | Hendrickson |
| Holdaway  | Hughes    | Jones     | King        |
| Kiser     | Litvack   | McCartney | McGee       |
| Morgan    | Shurtliff |           |             |

**Absent or not voting were:** Representatives

|         |         |        |         |
|---------|---------|--------|---------|
| Bennion | Bird    | Buxton | Curtis  |
| Daniels | Dougall | Hogue  | Mascaro |
| Seitz   | Winn    |        |         |

**H.B. 111**, as amended, then failed to pass on the following roll call:

**Yeas, 0; Nays, 70; Absent or not voting, 5.**

**Voting in the negative were:** Representatives

|          |             |           |          |
|----------|-------------|-----------|----------|
| Aagard   | Adams       | Alexander | S. Allen |
| Anderson | Barrus      | Becker    | Bigelow  |
| Bird     | Biskupski   | Bourdeaux | Bowman   |
| Bryson   | Buffmire    | Bush      | Buttars  |
| Buxton   | Christensen | D. Clark  | S. Clark |

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| D. Cox       | Curtis      | Daniels   | Dayton    |
| Dee          | Dillree     | Donnelson | Dougall   |
| Duckworth    | Dunnigan    | Ferrin    | Ferry     |
| Goodfellow   | Gowans      | Hansen    | Hardy     |
| Harper       | Hendrickson | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Kiser        | Last        | Lawrence  | Litvack   |
| Lockhart     | Love        | Mascaro   | McCartney |
| McGee        | Morgan      | Morley    | Moss      |
| Murray       | Newbold     | Noel      | Parker    |
| Peterson     | Philpot     | Shurtliff | G. Snow   |
| Styler       | Thompson    | Ure       | Urquhart  |
| Wallace      | M. Stephens |           |           |

**Absent or not voting were:** Representatives

|         |       |      |       |
|---------|-------|------|-------|
| Bennion | Hogue | Pace | Seitz |
| Winn    |       |      |       |

**H.B. 111** was filed

**COMMUNICATION FROM THE SENATE**

Mr. Speaker: February 28, 2003

The Senate transmits **H.B. 85**, HATE CRIMES AMENDMENTS, by Representative D. Litvack, for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. On motion of Representative Bigelow, the House voted to reconsider its action on **H.B. 85**.

**RECONSIDERATION OF H.B. 85**

**H.B. 85**, HATE CRIMES AMENDMENTS, was before the House upon its reconsideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 4:00 p.m.

Speaker Stephens called the House to order at 4:15 p.m.

\* \* \*

On motion of Representative Urquhart, the House voted to suspend the rules so they can debate House bills on Monday, the 43rd day of the session.

### UNFINISHED BUSINESS

**H.B. 85**, CONSTRUCTION LIEN AMENDMENTS, was before the House upon its reconsideration.

On motion of Representative Bigelow, the House voted to circle **H.B. 85**.

### THIRD READING CALENDAR

**Sub. H.B. 306**, CONSTRUCTION LIEN AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative S. Clark, the House voted to delete **Sub. H.B. 306** in title and body and insert **2nd Sub. H.B. 306** in lieu thereof.

**2nd Sub. H.B. 306** then passed on the following roll call:

**Yeas, 63; Nays, 3; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| Aagard    | Adams        | S. Allen    | Anderson    |
| Barrus    | Becker       | Bennion     | Bird        |
| Biskupski | Bowman       | Bryson      | Buffmire    |
| Bush      | Buttars      | Buxton      | Christensen |
| D. Clark  | S. Clark     | D. Cox      | Curtis      |
| Daniels   | Dayton       | Dee         | Dillree     |
| Donnelson | Dougall      | Duckworth   | Dunnigan    |
| Ferry     | Goodfellow   | Gowans      | Hansen      |
| Hardy     | Hendrickson  | Hogue       | Holdaway    |
| Hughes    | E. Hutchings | B. Johnson  | Jones       |
| King      | Kiser        | Last        | Lawrence    |
| Litvack   | Mascaro      | McCartney   | McGee       |
| Morgan    | Morley       | Moss        | Murray      |
| Newbold   | Noel         | Pace        | Seitz       |
| Shurtliff | G. Snow      | Styler      | Thompson    |
| Ure       | Wallace      | M. Stephens |             |

**Voting in the negative were:** Representatives

|      |          |         |
|------|----------|---------|
| Love | Peterson | Philpot |
|------|----------|---------|

**Absent or not voting were:** Representatives

|           |          |           |          |
|-----------|----------|-----------|----------|
| Alexander | Bigelow  | Bourdeaux | Ferrin   |
| Harper    | Lockhart | Parker    | Urquhart |
| Winn      |          |           |          |

**2nd Sub. H.B. 306** transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Styler, the House voted to limit debate to 5 minutes.

### THIRD READING CALENDAR

**H.B. 129, VOYEURISM AMENDMENTS**, read the third time by short title and placed on its final passage.

**H.B. 129**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|            |             |            |              |
|------------|-------------|------------|--------------|
| Aagard     | Adams       | Alexander  | S. Allen     |
| Anderson   | Barrus      | Becker     | Bennion      |
| Bigelow    | Bird        | Biskupski  | Bourdeaux    |
| Bowman     | Bryson      | Buffmire   | Bush         |
| Buxton     | Christensen | D. Clark   | S. Clark     |
| D. Cox     | Curtis      | Daniels    | Dayton       |
| Dee        | Donnelson   | Dougall    | Duckworth    |
| Dunnigan   | Ferry       | Goodfellow | Gowans       |
| Hansen     | Hardy       | Harper     | Hendrickson  |
| Hogue      | Holdaway    | Hughes     | E. Hutchings |
| B. Johnson | Jones       | King       | Kiser        |
| Last       | Lawrence    | Litvack    | Lockhart     |
| Love       | Mascaro     | McCartney  | Morgan       |
| Morley     | Moss        | Murray     | Newbold      |
| Noel       | Pace        | Peterson   | Philpot      |
| Seitz      | Shurtliff   | G. Snow    | Styler       |
| Thompson   | Ure         | Wallace    | M. Stephens  |

**Absent or not voting were:** Representatives

|         |          |        |       |
|---------|----------|--------|-------|
| Buttars | Dillree  | Ferrin | McGee |
| Parker  | Urquhart | Winn   |       |

**H.B. 129**, as amended, transmitted to the Senate for its consideration.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **Sub. H.B. 324**.

**Sub. H.B. 324**, JURY SYSTEM AMENDMENTS, was before the House on its final passage.

**Sub. H.B. 324** then passed on the following roll call:

**Yeas, 64; Nays, 0; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Aagard     | Adams        | S. Allen   | Anderson    |
| Barrus     | Becker       | Bennion    | Bird        |
| Biskupski  | Bourdeaux    | Bowman     | Bryson      |
| Bush       | Buttars      | Buxton     | Christensen |
| D. Clark   | S. Clark     | D. Cox     | Curtis      |
| Daniels    | Dayton       | Dee        | Donnelson   |
| Dougall    | Duckworth    | Dunnigan   | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Litvack    | Love         | Mascaro    | McCartney   |
| McGee      | Morley       | Moss       | Murray      |
| Newbold    | Noel         | Pace       | Peterson    |
| Philpot    | Seitz        | Shurtliff  | G. Snow     |
| Styler     | Thompson     | Urquhart   | Wallace     |

**Absent or not voting were:** Representatives

|           |          |             |         |
|-----------|----------|-------------|---------|
| Alexander | Bigelow  | Buffmire    | Dillree |
| Ferrin    | Lockhart | Morgan      | Parker  |
| Ure       | Winn     | M. Stephens |         |

**Sub. H.B. 324** transmitted to the Senate for its consideration.

**COMMUNICATION FROM THE SENATE**

Mr. Speaker:

February 28, 2003

The Senate passed, as substituted, and amended **1st Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. **Sub. S.B. 2**, read the first time by short title and referred to the Rules Committee.

### MISCELLANEOUS BUSINESS

On motion of Representative Dillree, under suspension of the rules, the House voted to move to the Senate Third Reading Calendar.

\* \* \*

On motion of Representative Dillree, under suspension of the rules, the House voted to lift the following bills from the Rules Committee, consider them read the second time and place them on the top of the Third Reading Calendar:**Sub. S.B. 2, S.B. 37, S.B. 172, 3rd Sub. S.B. 27, Sub. S.B. 28, S.B. 42, S.B. 127, S.B. 140, and S.B. 209.**

On motion of Representative Dillree, under suspension of the rules, the House voted to have the following bills placed below **S.B. 209:Sub. S.B. 207, Sub. S.B. 153, and S.B. 66.**

### THIRD READING CALENDAR

**Sub. S.B. 2, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS,** read the third time by short title and placed on its final passage.

**Sub. S.B. 2** then passed on the following roll call:

**Yeas, 42; Nays, 30; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |             |          |           |
|-----------|-------------|----------|-----------|
| Adams     | Alexander   | S. Allen | Anderson  |
| Barrus    | Becker      | Bird     | Biskupski |
| Bourdeaux | Bowman      | Bryson   | Buttars   |
| Buxton    | D. Clark    | S. Clark | D. Cox    |
| Daniels   | Dee         | Dillree  | Donnelson |
| Ferry     | Goodfellow  | Gowans   | Hansen    |
| Harper    | Hendrickson | King     | Lawrence  |
| Litvack   | Love        | Mascaro  | McCartney |
| McGee     | Morgan      | Moss     | Murray    |
| Noel      | Pace        | Seitz    | Shurtliff |
| Urquhart  | Wallace     |          |           |

**Voting in the negative were:** Representatives

|         |             |          |          |
|---------|-------------|----------|----------|
| Aagard  | Bennion     | Bigelow  | Buffmire |
| Bush    | Christensen | Curtis   | Dayton   |
| Dougall | Duckworth   | Dunnigan | Ferrin   |

|              |             |          |          |
|--------------|-------------|----------|----------|
| Hardy        | Hogue       | Holdaway | Hughes   |
| E. Hutchings | B. Johnson  | Jones    | Kiser    |
| Lockhart     | Morley      | Newbold  | Peterson |
| Philpot      | G. Snow     | Styler   | Thompson |
| Ure          | M. Stephens |          |          |

**Absent or not voting were:** Representatives

|      |        |      |
|------|--------|------|
| Last | Parker | Winn |
|------|--------|------|

**Sub. S.B. 2** was signed by the Speaker in open session, in the presence of the House, and held for possible reconsideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

Representative Mascaro, excused.

### UNFINISHED BUSINESS

On motion of Representative Hogue, the House voted to uncircle **2nd Sub. H.B. 371**.

**2nd Sub. H.B. 371**, COURT SECURITY FEE, was before the House on its final passage.

On motion of Representative Hogue, the House voted to delete **2nd Sub. H.B. 371** in title and body and insert **3rd Sub. H.B. 371** in lieu thereof.

Representative Ferry proposed the following amendment:

- Page 1, Line 21:  
Delete “\$30” and insert “\$25”

Representative Ferry’s motion to amend passed on a voice vote.

**3rd Sub. H.B. 371**, as amended, then passed on the following roll call:

**Yeas, 40; Nays, 29; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |           |           |         |
|----------|-----------|-----------|---------|
| S. Allen | Anderson  | Bennion   | Bigelow |
| Bird     | Biskupski | Bourdeaux | Bowman  |
| Bryson   | Buffmire  | Buttars   | Buxton  |

|              |             |            |          |
|--------------|-------------|------------|----------|
| D. Clark     | S. Clark    | Daniels    | Dee      |
| Duckworth    | Ferry       | Goodfellow | Gowans   |
| Hansen       | Hendrickson | Hogue      | Holdaway |
| E. Hutchings | Jones       | King       | Last     |
| Litvack      | Love        | McCartney  | McGee    |
| Morgan       | Moss        | Pace       | Seitz    |
| Shurtliff    | G. Snow     | Urquhart   | Wallace  |

**Voting in the negative were:** Representatives

|             |             |           |          |
|-------------|-------------|-----------|----------|
| Aagard      | Adams       | Alexander | Barrus   |
| Bush        | Christensen | D. Cox    | Curtis   |
| Dayton      | Donnelson   | Dougall   | Dunnigan |
| Ferrin      | Hardy       | Harper    | Hughes   |
| B. Johnson  | Kiser       | Lawrence  | Morley   |
| Murray      | Newbold     | Noel      | Peterson |
| Philpot     | Styler      | Thompson  | Ure      |
| M. Stephens |             |           |          |

**Absent or not voting were:** Representatives

|        |         |          |         |
|--------|---------|----------|---------|
| Becker | Dillree | Lockhart | Mascaro |
| Parker | Winn    |          |         |

**3rd Sub. H.B. 371**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Alexander, the House voted to reconsider its action on **Sub. S.B. 2**.

**RECONSIDERATION OF SUB. S.B. 2**

**Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, was before the House upon its final passage.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until March 3, 2003, at 9:00 a.m.

# FORTY–THIRD DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 9:10 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Matthew Stephens, House Page and son of Speaker Martin R. Stephens.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: February 28, 2003  
The Senate passed, as substituted, and amended **S.B. 213**, AMENDMENTS TO SALES AND USE TAX, by Senator E. Mayne, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 173**, DEPARTMENT OF AGRICULTURE AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 253**, PRIVILEGE TAX – PUBLIC LAND, by Senator T. Hatch, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 227**, FEE INCREASE, by Senator J. Hickman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 148**, PROPERTY TAX – FARMLAND ASSESSMENT ACT, by Senator T. Hatch, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 213**, **S.B. 173**, **S.B. 253**, **S.B. 227**, and **S.B. 148**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: February 28, 2003  
The Senate adopted the Joint Conference Committee Report dated February 28, 2003 and passed **2nd Sub. S.B. 67**, REVISIONS TO BOARDS AND COMMISSIONS, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 22**, PROPERTY TAX RELIEF, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 80**, SPECIAL SERVICE DISTRICT AMENDMENTS, by Representative E. Anderson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 223**, CHANGING STATE SONG, by Representative D. Love, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 78**, LIEN RECOVERY FUND – RATE OF INTEREST, by Representative G. Snow, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **2nd Sub. S.B. 67** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communications filed. **Sub. H.B. 22, H.B. 80, H.B. 223, and 3rd Sub. H.B. 78** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### CONSENT CALENDAR

**S.B. 163**, DRIVER LICENSE SUSPENSION, read the third time by short title and placed on its final passage.

**S.B. 163** then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |
| S. Clark | D. Cox | Curtis      | Daniels   |
| Dayton   | Dee    | Dillree     | Donnelson |

|          |             |              |            |
|----------|-------------|--------------|------------|
| Dougall  | Duckworth   | Dunnigan     | Ferrin     |
| Ferry    | Goodfellow  | Gowans       | Hansen     |
| Hardy    | Harper      | Hendrickson  | Hogue      |
| Holdaway | Hughes      | E. Hutchings | B. Johnson |
| Jones    | King        | Kiser        | Last       |
| Lawrence | Litvack     | Lockhart     | Love       |
| Mascaro  | McCartney   | McGee        | Morgan     |
| Morley   | Moss        | Murray       | Newbold    |
| Noel     | Pace        | Peterson     | Philpot    |
| Seitz    | Shurtliff   | G. Snow      | Styler     |
| Thompson | Ure         | Urquhart     | Wallace    |
| Winn     | M. Stephens |              |            |

**Absent or not voting was:** Representative  
Vacant

**S.B. 163** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to lift **Sub. S.B. 153** and **S.B. 66** from their current position on the Third Reading Calendar and place them below **S.B. 172**.

\* \* \*

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **Sub. H.B. 286**.

**Sub. H.B. 286**, WASTE TAX AND FEE AMENDMENTS, was before the House on its final passage.

Representative Anderson proposed the following amendment:

1. Page 1, Line 7:  
Delete "hazardous waste facilities and"
2. Page 1, Line 9:  
Delete "and increases a regulatory fee on hazardous"

3. Page 1, Line 10:  
Delete “waste received at a hazardous waste facility for treatment and disposal”
4. Page 1, Line 12:  
Delete “hazardous waste facilities and”
5. Page 4, Line 89:  
Reinstate “(i)” and delete “(A)”
6. Page 4, Line 90:  
Reinstate “(ii)” and delete “(B)”
7. Page 4, Line 91:  
Delete Lines 91 and 92
8. Page 8, Line 229:  
After “as the” delete “Hazardous Waste Facility and”
9. Page 9, Line 254:  
Delete “hazardous waste facility and a”
10. Page 9, Line 256:  
Delete “the following amounts.”
11. Page 9, Line 257:  
Delete Lines 257 and 258
12. Page 9, Line 259:  
Delete “(b) “
13. Page 9, Line 261:  
After “If” delete “hazardous waste or”
14. Page 9, Line 262:  
Delete “nonhazardous solid waste is received”
15. Page 9, Line 268:  
After “receives the” delete “hazardous waste”
16. Page 9, Line 269:  
Before “nonhazardous” delete “or”

Representative Ure proposed the following substitute motion to amend:

1. Page 3, Line 79:  
Delete “\$28” and insert “\$26”
2. Page 4, Line 92:  
Delete “\$28” and insert “\$26”
3. Page 5, Line 139:  
Delete “paid to” and insert “collected for”
4. Page 9, Lines 257 and 259:  
Delete “3%” and insert “2%”

Representative Ure’s substitute motion to amend passed on a voice vote.

**Sub. H.B. 286**, as amended, then passed on the following roll call:

**Yeas, 52; Nays, 20; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |            |          |             |
|--------------|------------|----------|-------------|
| Adams        | Alexander  | S. Allen | Barrus      |
| Bigelow      | Bird       | Bowman   | Bryson      |
| Bush         | Buttars    | Buxton   | Christensen |
| D. Clark     | S. Clark   | D. Cox   | Curtis      |
| Dayton       | Dee        | Dillree  | Dougall     |
| Duckworth    | Dunnigan   | Ferry    | Hansen      |
| Hardy        | Harper     | Hogue    | Holdaway    |
| E. Hutchings | B. Johnson | Jones    | Last        |
| Lawrence     | Lockhart   | Love     | Mascaro     |
| McCartney    | Morgan     | Moss     | Murray      |
| Newbold      | Noel       | Pace     | Seitz       |
| Shurtliff    | G. Snow    | Styler   | Ure         |
| Urquhart     | Wallace    | Winn     | M. Stephens |

**Voting in the negative were:** Representatives

|           |            |          |             |
|-----------|------------|----------|-------------|
| Aagard    | Anderson   | Becker   | Bennion     |
| Biskupski | Bourdeaux  | Buffmire | Daniels     |
| Donnelson | Goodfellow | Gowans   | Hendrickson |
| Hughes    | King       | Litvack  | McGee       |
| Morley    | Peterson   | Philpot  | Thompson    |

**Absent or not voting were:** Representatives

|        |       |        |
|--------|-------|--------|
| Ferrin | Kiser | Vacant |
|--------|-------|--------|

**Sub. H.B. 286** transmitted to the Senate for its consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to move to the Senate Third Reading Calendar.

#### RECONSIDERATION OF SUB. S.B. 2

**Sub. S.B. 2**, GENERAL OBLIGATION BONDS AND CAPITAL FACILITIES AUTHORIZATIONS, was before the House on its reconsideration.

Representative Curtis proposed the following amendment:

1. Page 1, Line 22a (goldenrod copy 2–28–2003):  
Delete “\$63,800,000” and insert “\$54,300,000”
2. Page 2a, Lines 48o and 48p (goldenrod copy 2–28–2003):  
Delete lines 48o and 48 p.

Representative Alexander proposed the following substitute motion to amend:

1. Page 1, Line 22a (goldenrod copy 2–28–2003):  
Delete “\$63,800,000” and insert ““\$54,500,000”
2. Page 2, Line 48g (goldenrod copy 2–28–2003):  
Delete “\$16,000,000” and insert “\$42,200,000”
3. Pages 2 & 2a, Lines 48h–48v:  
Delete lines 48h through 48v.
4. Page 2a, Line 48z (goldenrod copy 2–28–2003):  
Delete “\$63,099,000” and insert “\$53,700,000” and delete “\$3,563,700” and insert “\$743,000”

Representative Alexander’s motion to amend passed on the following roll call:

**Yeas, 37; Nays, 36; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|         |             |          |         |
|---------|-------------|----------|---------|
| Aagard  | Alexander   | Becker   | Bennion |
| Bigelow | Bryson      | Buffmire | Bush    |
| Buttars | Christensen | Curtis   | Dayton  |
| Dillree | Dougall     | Dunnigan | Ferrin  |

|             |              |            |          |
|-------------|--------------|------------|----------|
| Ferry       | Goodfellow   | Hardy      | Holdaway |
| Hughes      | E. Hutchings | B. Johnson | Kiser    |
| Lawrence    | Lockhart     | Love       | Newbold  |
| Peterson    | Philpot      | Seitz      | G. Snow  |
| Styler      | Thompson     | Ure        | Wallace  |
| M. Stephens |              |            |          |

**Voting in the negative were:** Representatives

|          |           |             |         |
|----------|-----------|-------------|---------|
| Adams    | S. Allen  | Anderson    | Barrus  |
| Bird     | Biskupski | Bowman      | Buxton  |
| D. Clark | S. Clark  | D. Cox      | Daniels |
| Dee      | Donnelson | Duckworth   | Gowans  |
| Hansen   | Harper    | Hendrickson | Hogue   |
| Jones    | King      | Last        | Litvack |
| Mascaro  | McCartney | McGee       | Morgan  |
| Morley   | Moss      | Murray      | Noel    |
| Pace     | Shurtliff | Urquhart    | Winn    |

**Absent or not voting were:** Representatives

|           |        |
|-----------|--------|
| Bourdeaux | Vacant |
|-----------|--------|

**Sub. S.B. 2**, as amended, then passed on the following roll call:

**Yeas, 42; Nays, 30; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |             |             |           |
|------------|-------------|-------------|-----------|
| Adams      | Alexander   | S. Allen    | Becker    |
| Bennion    | Bigelow     | Bird        | Biskupski |
| Buffmire   | Buttars     | Christensen | D. Clark  |
| S. Clark   | D. Cox      | Curtis      | Daniels   |
| Dee        | Dougall     | Dunnigan    | Ferry     |
| Goodfellow | Hansen      | Hardy       | Harper    |
| Hogue      | Jones       | Kiser       | Lawrence  |
| Love       | McCartney   | McGee       | Morgan    |
| Moss       | Newbold     | Pace        | Seitz     |
| Shurtliff  | G. Snow     | Styler      | Ure       |
| Wallace    | M. Stephens |             |           |

**Voting in the negative were:** Representatives

|        |             |           |              |
|--------|-------------|-----------|--------------|
| Aagard | Anderson    | Barrus    | Bourdeaux    |
| Bowman | Bryson      | Bush      | Buxton       |
| Dayton | Donnelson   | Duckworth | Ferrin       |
| Gowans | Hendrickson | Holdaway  | E. Hutchings |

|            |          |         |          |
|------------|----------|---------|----------|
| B. Johnson | King     | Last    | Litvack  |
| Lockhart   | Mascaro  | Morley  | Murray   |
| Noel       | Peterson | Philpot | Thompson |
| Urquhart   | Winn     |         |          |

**Absent or not voting were:** Representatives

|         |        |      |
|---------|--------|------|
| Dillree | Hughes | Webb |
|---------|--------|------|

**Sub. S.B. 2**, as amended, was returned to the Senate for further consideration.

### THIRD READING CALENDAR

**S.B. 37**, TASK FORCE STUDY OF IMPACT OF GRAVEL PITS, read the third time by short title and placed on its final passage.

On motion of Representative Alexander, the House voted to circle **S.B. 37**.

\* \* \*

**S.B. 172**, HAZARDOUS WASTE REGULATION AND TAX POLICY TASK FORCE AND MORATORIUM ON ACCEPTANCE OF CLASS B AND C RADIOACTIVE WASTE, read the third time by short title and placed on its final passage.

Representative Alexander proposed the following amendment:

1. Page 6, Line 165:  
Delete "seven" and insert "five"
2. Page 6, Line 166:  
Delete "five" and insert "three"
3. Page 6, Line 168:  
Delete "eight" and insert "nine"
4. Page 6, Line 170:  
Delete "two" and insert "three"

Representative Alexander's motion to amend passed on a voice vote.

###

Representative Becker proposed the following amendment:

5. Page 7, Line 213:  
Delete "2004" and insert "2003"

Representative Styler proposed the following substitute motion to amend:

- 5. Page 1, Line 10:  
Delete “15” and insert “14”
  
- 6. Page 6, Line 164:  
Delete “15” and insert “14”

Representative Styler’s substitute motion to amend passed on a voice vote.

On motion of Representative Holdaway, the House voted to circle **S.B. 172**.

\* \* \*

**Sub. S.B. 153**, ALCOHOLIC BEVERAGE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **Sub. S.B. 153**.

\* \* \*

**S.B. 66**, ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 66**.

\* \* \*

**3rd Sub. S.B. 27**, SUSAN GALL INVOLUNTARY COMMITMENT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **3rd Sub. S.B. 27**.

\* \* \*

**Sub. S.B. 28**, INITIATIVE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **Sub. S.B. 28**.

### MISCELLANEOUS BUSINESS

Speaker Stephens administered the oath of office to Curt Webb. He is filling the vacancy left by the resignation of Brent Parker.

\* \* \*

On motion of Representative Curtis, the House voted to recess until 11:00 a.m.

Speaker Stephens called the House to order at 11:15 a.m.

### UNFINISHED BUSINESS

On motion of Representative Bryson, the House voted to uncircle **3rd Sub. S.B. 27**.

**3rd Sub. S.B. 27**, SUSAN GALL INVOLUNTARY COMMITMENT AMENDMENTS, was before the House on its final passage.

**3rd Sub. S.B. 27** then passed on the following roll call:

**Yeas, 56; Nays, 15; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |              |             |            |
|-----------|--------------|-------------|------------|
| Aagard    | Adams        | S. Allen    | Anderson   |
| Barrus    | Becker       | Bennion     | Bigelow    |
| Bird      | Biskupski    | Bowman      | Bryson     |
| Buffmire  | Bush         | Buttars     | Buxton     |
| D. Clark  | S. Clark     | D. Cox      | Curtis     |
| Daniels   | Dee          | Dillree     | Donnelson  |
| Duckworth | Dunnigan     | Ferry       | Goodfellow |
| Gowans    | Hansen       | Hendrickson | Hogue      |
| Holdaway  | E. Hutchings | B. Johnson  | Jones      |
| King      | Last         | Lawrence    | Litvack    |
| Mascaro   | McCartney    | McGee       | Morgan     |
| Moss      | Newbold      | Pace        | Seitz      |
| Shurtliff | G. Snow      | Styler      | Ure        |
| Urquhart  | Wallace      | Webb        | Winn       |

**Voting in the negative were:** Representatives

|             |          |             |          |
|-------------|----------|-------------|----------|
| Christensen | Dayton   | Dougall     | Harper   |
| Hughes      | Kiser    | Lockhart    | Love     |
| Morley      | Murray   | Noel        | Peterson |
| Philpot     | Thompson | M. Stephens |          |

**Absent or not voting were:** Representatives

|           |           |        |       |
|-----------|-----------|--------|-------|
| Alexander | Bourdeaux | Ferrin | Hardy |
|-----------|-----------|--------|-------|

**3rd Sub. S.B. 27** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Ferry, the House voted to uncircle **S.B. 37**.

**S.B. 37, TASK FORCE STUDY OF IMPACT OF GRAVEL PITS**, was before the House on its final passage.

Representative Ferry proposed the following amendment:

1. Page 1, Line 10  
Senate 2nd Reading Amendments 2-7-2003:  
At the beginning of line 10 delete "\$29,500" and insert "\$9,500"
2. Page 2, Line 53  
Senate 2nd Reading Amendments 2-7-2003:  
After "force:" insert "and"
3. Page 2, Line 55  
Senate 2nd Reading Amendments 2-7-2003:  
After "force" delete "; and" and insert a period
4. Page 2, Lines 56-57  
Senate 2nd Reading Amendments 2-7-2003:  
Delete lines 56 and 57

Representative Ferry's motion to amend passed on a voice vote.

**S.B. 37**, as amended, then passed on the following roll call:

**Yeas, 40; Nays, 28; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|           |             |            |             |
|-----------|-------------|------------|-------------|
| S. Allen  | Anderson    | Becker     | Bigelow     |
| Bourdeaux | Bowman      | Buffmire   | Bush        |
| Buttars   | Christensen | S. Clark   | Curtis      |
| Daniels   | Dee         | Dillree    | Donnelson   |
| Duckworth | Ferry       | Goodfellow | Gowans      |
| Hardy     | Hogue       | B. Johnson | Jones       |
| King      | Lawrence    | Litvack    | Love        |
| McGee     | Morgan      | Murray     | Noel        |
| Pace      | Peterson    | Seitz      | Shurtliff   |
| G. Snow   | Styler      | Webb       | M. Stephens |

**Voting in the negative were:** Representatives

|        |             |           |          |
|--------|-------------|-----------|----------|
| Agard  | Barrus      | Bennion   | Bird     |
| Bryson | Buxton      | D. Clark  | D. Cox   |
| Dayton | Dougall     | Dunnigan  | Hansen   |
| Harper | Hendrickson | Hughes    | Kiser    |
| Last   | Lockhart    | McCartney | Morley   |
| Moss   | Newbold     | Philpot   | Thompson |
| Ure    | Urquhart    | Wallace   | Winn     |

**Absent or not voting were:** Representatives

|          |              |           |        |
|----------|--------------|-----------|--------|
| Adams    | Alexander    | Biskupski | Ferrin |
| Holdaway | E. Hutchings | Mascaro   |        |

**S.B. 37**, as amended, was returned to the Senate for further consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 2:00 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: March 3, 2003

The Senate passed, as amended, **S.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 146**, WASTE FEE AMENDMENTS, by Senator B. Wright, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 1** and **S.B. 146**, read the first time by short title and referred to the Rules Committee.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, under suspension of the rules, the House voted to lift **S.B. 1** from the Rules Committee, consider it read the second time by short title and placed at the top of the Third Reading Calendar.

## COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 3, 2003

The Senate passed, as amended, **H.B. 86**, PUBLIC SCHOOL CHOICE ENROLLMENT, by Representative C. Moss, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 119**, JUDICIAL CONDUCT COMMISSION REVISIONS, by Representative K. Bryson, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 232**, UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS, by Representative R. Bigelow, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 163**, CRIMINAL RESTITUTION AMENDMENTS, by Representative D. Aagard, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 86**, **H.B. 119**, **Sub. H.B. 232**, and **H.B. 163**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker: March 3, 2003

The Senate concurred in the House amendments and passed **S.B. 108**, DANGEROUS WEAPONS AMENDMENTS, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 123**, INHERENT RISK OF LIVESTOCK ACTIVITIES, by Senator B. Evans, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 88**, PAYMENT OF REWARD UPON ARREST AND CONVICTION, by Representative D. Love, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 95**, ANNEXATION OF UNINCORPORATED COUNTY ISLANDS INTO CITIES, by Representative T. Kiser, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 154**, VISION SCREENING CHECKOFF FOR MOTOR VEHICLE REGISTRATION AND DRIVER LICENSE

APPLICATION AND RENEWAL, by Representative K. Bryson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 157**, CONTROL OF WOLF POPULATION, by Representative M. Styler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 199**, LINE-OF-DUTY DEATH BENEFIT, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 221**, EXTENDING THE SALES AND USE TAX EXEMPTION FOR POLLUTION CONTROL FACILITIES, by Representative D. Ure, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 122**, LOCAL GOVERNMENT AMENDMENTS, by Representative A. Hardy, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 158**, INCORPORATION OF CITIES, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 145**, DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 149**, SCHOOL DISTRICT ADMINISTRATOR AMENDMENTS, by Representative J. Alexander, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 219**, WAGES FOR TIPPED EMPLOYEES, by Representative D. Ure, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 228**, LOCAL GOVERNMENT OFFICIALS AMENDMENTS, by Representative M. Thompson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 255**, REGISTERING FOR PRIMARY ELECTIONS, by Representative S. Allen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 258**, MOTOR VEHICLE BUSINESS REGULATION – PENALTIES, by Representative D. Clark, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 266**, POLITICAL ISSUES REPORTING AMENDMENTS, by Representative D. Hogue, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 253**, POWERSPORT DEALER ASSOCIATION AMENDMENTS, by Representative B. Goodfellow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 146**, NONTRADITIONAL INSURERS, by Representative J. Ferrin, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 194**, SHERIFF CERTIFICATION REQUIREMENTS, by Representative J. Murray, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 108** and **Sub. S.B. 123** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communications filed. **Sub. H.B. 88**, **H.B. 95**, **H.B. 154**, **H.B. 157**, **H.B. 199**, **H.B. 221**, **2nd Sub. H.B. 122**, **H.B. 158**, **Sub. H.B. 145**, **H.B. 149**, **H.B. 219**, **H.B. 228**, **Sub. H.B. 255**, **H.B. 258**, **H.B. 266**, **H.B. 253**, **H.B. 146**, and **2nd Sub. H.B. 194** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### CONCURRENCE CALENDAR

On motion of Representative Allen, the House voted to concur in the Senate amendments to **Sub. H.B. 14**, TOURISM PROMOTION PROGRAMS.

**Sub. H.B. 14**, as amended by the Senate, then passed on the following roll call:

**Yeas, 41; Nays, 28; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|         |           |          |          |
|---------|-----------|----------|----------|
| Aagard  | S. Allen  | Anderson | Becker   |
| Bigelow | Biskupski | Bowman   | Buffmire |

|              |           |           |        |
|--------------|-----------|-----------|--------|
| Bush         | Buxton    | S. Clark  | D. Cox |
| Daniels      | Dee       | Duckworth | Ferrin |
| Goodfellow   | Gowans    | Hardy     | Harper |
| Hendrickson  | Hogue     | Holdaway  | Hughes |
| E. Hutchings | Lawrence  | Litvack   | Love   |
| Mascaro      | McCartney | McGee     | Morgan |
| Murray       | Noel      | Pace      | Seitz  |
| Styler       | Ure       | Wallace   | Webb   |
| M. Stephens  |           |           |        |

**Voting in the negative were:** Representatives

|           |           |             |            |
|-----------|-----------|-------------|------------|
| Adams     | Alexander | Barrus      | Bird       |
| Bryson    | Buttars   | Christensen | D. Clark   |
| Curtis    | Dayton    | Donnelson   | Dougall    |
| Dunnigan  | Ferry     | Hansen      | B. Johnson |
| King      | Kiser     | Last        | Lockhart   |
| Morley    | Newbold   | Peterson    | Philpot    |
| Shurtliff | G. Snow   | Thompson    | Urquhart   |

**Absent or not voting were:** Representatives

|         |           |         |       |
|---------|-----------|---------|-------|
| Bennion | Bourdeaux | Dillree | Jones |
| Moss    | Winn      |         |       |

**Sub. H.B. 14**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Bryson, the House voted to concur in the Senate amendments to **H.B. 235**, FALSIFICATION OR ALTERATION OF GOVERNMENT RECORD.

**H.B. 235**, as amended by the Senate, then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|          |        |             |          |
|----------|--------|-------------|----------|
| Agard    | Adams  | Alexander   | S. Allen |
| Anderson | Barrus | Becker      | Bigelow  |
| Bird     | Bowman | Bryson      | Buffmire |
| Bush     | Buxton | Christensen | D. Clark |
| S. Clark | D. Cox | Curtis      | Daniels  |
| Dayton   | Dee    | Donnelson   | Dougall  |

|            |              |            |           |
|------------|--------------|------------|-----------|
| Duckworth  | Dunnigan     | Ferrin     | Ferry     |
| Goodfellow | Gowans       | Hansen     | Hardy     |
| Harper     | Hendrickson  | Hogue      | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson | Jones     |
| King       | Kiser        | Last       | Lawrence  |
| Lockhart   | Love         | Mascaro    | McCartney |
| McGee      | Morgan       | Morley     | Murray    |
| Newbold    | Noel         | Pace       | Peterson  |
| Philpot    | Shurtliff    | G. Snow    | Styler    |
| Thompson   | Ure          | Urquhart   | Wallace   |
| Webb       | M. Stephens  |            |           |

**Absent or not voting were:** Representatives

|         |           |           |         |
|---------|-----------|-----------|---------|
| Bennion | Biskupski | Bourdeaux | Buttars |
| Dillree | Litvack   | Moss      | Seitz   |
| Winn    |           |           |         |

**H.B. 235**, as amended by the Senate, transmitted to the Senate for signature of the president.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

\* \* \*

On motion of Representative Curtis, under suspension of the rules, the House voted to lift **H.B. 1** and **H.B. 3** from the Rules Committee, consider them read the second time by short title and placed at the top of the Third Reading Calendar.

### THIRD READING CALENDAR

**H.B. 1**, APPROPRIATIONS ACT, read the third time by short title and placed on its final passage.

Representative Bigelow proposed the following amendment:

- Page 29, Line 1071:  
After Line 1071 insert:  
“It is the intent of the Legislature that funds provided for the Department of Workforce Services shall not lapse.”
- Page 50, Line 1876:  
Delete “offset the budget increases and”

3. Page 43, Line 1600:  
After “adjusted” insert “up to \$1,000,000 in federal funds”

Representative Bigelow’s motion to amend passed on a voice vote.

###

Representative Biskupski proposed the following amendment:

4. Page 35, Lines 1315:  
Delete “1,737,900” and insert “1,727,900”
5. Page 35, Line 1323:  
Delete “897,300” and insert “887,300”
5. Page 37, Lines 1370 and 1393:  
Delete “3,992,100” and insert “4,002,100”
6. Page 37, Line 1393:  
Delete “140,400” and insert “150,400”

Representative Biskupski’s motion to amend passed on a voice vote.

###

Representative Philpot proposed the following amendment:

6. Page 134, Line 5070:  
Delete “100.00” and insert “120.00”

Representative McGee proposed the following substitute motion to amend:

Include Representative Philpot’s motion to amend as above and the following:

1. Page 43, Line 1627:  
After line 1627 insert:  
“From General Fund Restricted –  
Tobacco Settlement Account 319,600”
2. Page 44, Line 1629:  
Delete “150,000” and insert “469,600”
3. Page 44, Line 1632:  
Delete “6,908,300” and insert “7,227,900”

- 4. Page 44, Line 1634:  
Delete "9,061,500" and insert "9,221,500"
- 5. Page 44, Line 1636:  
Delete "523,000" and insert "676,300"
- 6. Page 44, Line 1649:  
Delete "655,000" and insert "1,287,900"

Representative Holdaway made a motion to divide the motions.

Representative McGee's motion to amend failed on the following roll call:

**Yeas, 31; Nays, 41; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |             |              |           |
|-----------|-------------|--------------|-----------|
| Alexander | Anderson    | Becker       | Bird      |
| Bourdeaux | Buffmire    | Curtis       | Daniels   |
| Dayton    | Duckworth   | Goodfellow   | Gowans    |
| Hansen    | Hendrickson | E. Hutchings | Jones     |
| King      | Kiser       | Lawrence     | Litvack   |
| McCartney | McGee       | Morgan       | Moss      |
| Newbold   | Pace        | Philpot      | Shurtliff |
| Styler    | Wallace     | M. Stephens  |           |

**Voting in the negative were:** Representatives

|             |           |           |          |
|-------------|-----------|-----------|----------|
| Aagard      | Adams     | S. Allen  | Barrus   |
| Bennion     | Bigelow   | Biskupski | Bowman   |
| Bryson      | Bush      | Buttars   | Buxton   |
| Christensen | D. Clark  | D. Cox    | Dee      |
| Dillree     | Donnelson | Dougall   | Dunnigan |
| Ferrin      | Ferry     | Hardy     | Harper   |
| Hogue       | Holdaway  | Hughes    | Last     |
| Lockhart    | Love      | Mascaro   | Morley   |
| Murray      | Noel      | Peterson  | Seitz    |
| Thompson    | Ure       | Urquhart  | Webb     |
| Winn        |           |           |          |

**Absent or not voting were:** Representatives

|          |            |         |
|----------|------------|---------|
| S. Clark | B. Johnson | G. Snow |
|----------|------------|---------|

Representative Philpot's motion to amend passed on a voice vote.

###

Representative Dayton proposed the following amendment:

1. Page 34, Line 1281:  
Delete "584,700" and insert "559,700"
2. Page 34, Line 1285:  
Delete "1,080,500" and insert "1,055,500"
3. Page 35, Lines 1293 and 1294:  
Delete lines 1293 and 1294
4. Page 76, Insert a new line 2874a:  
"From general fund, one time \$25,000"
5. Page 76, Line 2879:  
Delete "4,737,800" and insert "4,762,800"

Representative Dayton's motion to amend passed on a voice vote.

**H.B. 1**, as amended, then passed on the following roll call:

**Yeas, 59; Nays, 15; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |            |             |              |
|------------|------------|-------------|--------------|
| Agard      | Adams      | Alexander   | S. Allen     |
| Barrus     | Bigelow    | Bowman      | Bryson       |
| Bush       | Buttars    | Buxton      | Christensen  |
| D. Clark   | S. Clark   | D. Cox      | Curtis       |
| Dayton     | Dee        | Dillree     | Donnelson    |
| Dougall    | Duckworth  | Dunnigan    | Ferrin       |
| Ferry      | Goodfellow | Hardy       | Harper       |
| Hogue      | Holdaway   | Hughes      | E. Hutchings |
| B. Johnson | Jones      | King        | Kiser        |
| Last       | Lawrence   | Lockhart    | Love         |
| Mascaro    | Morgan     | Morley      | Moss         |
| Murray     | Newbold    | Noel        | Pace         |
| Peterson   | Seitz      | Shurtliff   | G. Snow      |
| Styler     | Ure        | Urquhart    | Wallace      |
| Webb       | Winn       | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |             |          |           |
|-----------|-------------|----------|-----------|
| Anderson  | Becker      | Bennion  | Biskupski |
| Bourdeaux | Buffmire    | Daniels  | Gowans    |
| Hansen    | Hendrickson | Litvack  | McCartney |
| McGee     | Philpot     | Thompson |           |

**Absent or not voting was:** Representative Bird

**H.B. 1**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 3**, MINIMUM SCHOOL PROGRAM ACT, read the third time by short title and placed on its final passage.

Representative Snow proposed the following amendment:

1. Page 13, Line 395:  
Delete “\$930,833,350 (432,969 WPU’s)” and insert “\$930,195,350 (432,649 WPU’s)”
2. Page 14, Line 408:  
After “WPU’s” insert “, including \$915,861 for summer applied technology agriculture programs”
3. Page 15, Line 456:  
After “district’s” delete “average”
4. Page 15, Line 457:  
Delete “in the previous five years” and insert “determined by the previous five year’s average daily membership data”

Representative Snow’s motion to amend passed on a voice vote.

###

Representative Morgan proposed the following amendment:

1. Page 14, Line 417:  
Delete “15,683,708” and insert “15,308,708”
2. Page 14, Line 424:  
Insert a new line as follows: “University of Utah Reading Clinic \$375,000”

Representative Allen declared a conflict of interest because her daughter attended the Reading Clinic.

Representative Morgan’s motion to amend passed on the following roll call:

**Yeas, 42; Nays, 31; Absent or not voting, 2.****Voting in the affirmative were:** Representatives

|             |             |          |           |
|-------------|-------------|----------|-----------|
| S. Allen    | Becker      | Bigelow  | Bird      |
| Biskupski   | Bourdeaux   | Bowman   | Bush      |
| Buxton      | Christensen | S. Clark | Curtis    |
| Daniels     | Dee         | Dougall  | Duckworth |
| Goodfellow  | Gowans      | Hansen   | Hardy     |
| Hendrickson | Jones       | King     | Kiser     |
| Last        | Lawrence    | Litvack  | Love      |
| Mascaro     | McCartney   | McGee    | Morgan    |
| Moss        | Murray      | Pace     | Philpot   |
| Shurtliff   | Thompson    | Ure      | Wallace   |
| Webb        | M. Stephens |          |           |

**Voting in the negative were:** Representatives

|            |          |           |              |
|------------|----------|-----------|--------------|
| Aagard     | Adams    | Alexander | Anderson     |
| Barrus     | Bennion  | Bryson    | Buttars      |
| D. Clark   | D. Cox   | Dayton    | Dillree      |
| Donnelson  | Ferrin   | Ferry     | Harper       |
| Hogue      | Holdaway | Hughes    | E. Hutchings |
| B. Johnson | Lockhart | Morley    | Newbold      |
| Noel       | Peterson | Seitz     | G. Snow      |
| Styler     | Urquhart | Winn      |              |

**Absent or not voting were:** Representatives

|          |          |
|----------|----------|
| Buffmire | Dunnigan |
|----------|----------|

###

Representative Ferrin proposed the following amendment:

1. Page 3, Lines 81:  
After “(3)” delete “(a)” and after “provide” delete the colon
2. Page 3, Lines 82 – 85:  
Delete lines 82 – 85
3. Page 3, Line 86:  
Delete “(ii)”
4. Page 3, Lines 87 – 89:  
Delete lines 87 – 89

- 5. Page 4, Line 103:  
After “debt.” insert “and”
- 6. Page 4, Line 104:  
After “schools” delete “; and” and insert a period
- 7. Page 4, Line 105:  
Delete line 105
- 8. Page 14, Line 418:  
Delete “\$58,557,506” and insert “\$57,675,508”
- 9. Page 14, Line 428:  
Delete “– replacement of local revenue. \$1,495,174” and insert “, pursuant to Section 53A–1a–513, \$2,377,172”

Representative Styler proposed the following substitute motion to amend:

Include Representative Ferrin’s motion to amend plus the following:

- 10. Page 14, Line 417:  
After “\$15,683,708” insert “. of which \$400,000 shall be used for special intervention summer programs”

Representative Styler’s motion to amend passed on a voice vote.

**H.B. 3**, as amended, then passed on the following roll call:

**Yeas, 53; Nays, 21; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|             |             |           |            |
|-------------|-------------|-----------|------------|
| Aagard      | Adams       | S. Allen  | Barrus     |
| Bigelow     | Bird        | Biskupski | Bourdeaux  |
| Bowman      | Bryson      | Bush      | Buttars    |
| Buxton      | Christensen | D. Clark  | S. Clark   |
| D. Cox      | Daniels     | Dee       | Dillree    |
| Donnelson   | Ferrin      | Ferry     | Goodfellow |
| Hansen      | Hardy       | Hogue     | Holdaway   |
| B. Johnson  | Jones       | King      | Kiser      |
| Lawrence    | Litvack     | Love      | Mascaro    |
| McCartney   | McGee       | Morgan    | Moss       |
| Murray      | Newbold     | Pace      | Peterson   |
| Seitz       | Shurtliff   | G. Snow   | Styler     |
| Ure         | Wallace     | Webb      | Winn       |
| M. Stephens |             |           |            |

**Voting in the negative were:** Representatives

|           |              |         |             |
|-----------|--------------|---------|-------------|
| Alexander | Anderson     | Becker  | Bennion     |
| Buffmire  | Curtis       | Dayton  | Dougall     |
| Duckworth | Gowans       | Harper  | Hendrickson |
| Hughes    | E. Hutchings | Last    | Lockhart    |
| Morley    | Noel         | Philpot | Thompson    |
| Urquhart  |              |         |             |

**Absent or not voting was:** Representative

Dunnigan

**H.B. 3**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to move to the Senate Third Reading Calendar.

**THIRD READING CALENDAR**

**S.B. 1, SUPPLEMENTAL APPROPRIATIONS ACT**, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

1. Page 12, Line 442:  
After “Farm” insert “, and that these funds do not lapse”

Representative Harper’s motion to amend passed on a voice vote.

**S.B. 1**, as amended, then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|         |             |             |           |
|---------|-------------|-------------|-----------|
| Agard   | Adams       | S. Allen    | Anderson  |
| Barrus  | Becker      | Bennion     | Bigelow   |
| Bird    | Biskupski   | Bourdeaux   | Bowman    |
| Bryson  | Buffmire    | Bush        | Buttars   |
| Buxton  | Christensen | D. Clark    | D. Cox    |
| Curtis  | Daniels     | Dayton      | Dee       |
| Dillree | Donnelson   | Dougall     | Duckworth |
| Ferry   | Goodfellow  | Gowans      | Hansen    |
| Hardy   | Harper      | Hendrickson | Hogue     |

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Litvack   | Lockhart     | Love       |
| Mascaro     | McCartney | Morgan       | Morley     |
| Moss        | Murray    | Newbold      | Noel       |
| Pace        | Peterson  | Philpot      | Seitz      |
| Shurtliff   | G. Snow   | Styler       | Ure        |
| Urquhart    | Wallace   | Webb         | Winn       |
| M. Stephens |           |              |            |

**Absent or not voting were:** Representatives

|           |          |          |        |
|-----------|----------|----------|--------|
| Alexander | S. Clark | Dunnigan | Ferrin |
| McGee     | Thompson |          |        |

**S.B. 1**, as amended, was returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 4:20 p.m.

Speaker Stephens called the House to order at 4:25 p.m.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker:

March 3, 2003

The Joint Conference Committee comprised of Senators Buttars, Eastman, and Mayne, and Representatives Johnson, Snow, and King, recommends **2nd Sub. S.B. 79**, DISABLED PARKING FINE, by Senator D. C. Buttars, with the following amendments:

Include the following amendments:

1. Page 1, Line 6:  
Delete "\$200" and insert "\$125"
2. Page 1, Line 7:  
Delete "\$100" and insert "\$75"
3. Page 1, Line 20:  
Delete "\$200" and insert "\$125"

4. Page 2, Line 37:  
Delete “\$100” and insert “\$75”; and

D. C. Buttars  
Senate Chair  
Brad Johnson  
House Chair

Report filed. On motion of Representative Johnson, the House voted to adopt the Joint Conference Committee Report.

**2nd Sub. S.B. 79** then passed on the following roll call:

**Yeas, 39; Nays, 22; Absent or not voting, 14.**

**Voting in the affirmative were:** Representatives

|             |           |           |              |
|-------------|-----------|-----------|--------------|
| Aagard      | Adams     | S. Allen  | Barrus       |
| Becker      | Bird      | Biskupski | Bourdeaux    |
| Bowman      | Buffmire  | Buxton    | D. Clark     |
| D. Cox      | Daniels   | Dee       | Donnelson    |
| Goodfellow  | Gowans    | Hansen    | Harper       |
| Hendrickson | Hogue     | Holdaway  | E. Hutchings |
| B. Johnson  | Jones     | King      | Kiser        |
| Litvack     | McCartney | McGee     | Moss         |
| Murray      | Noel      | Seitz     | Shurtliff    |
| Urquhart    | Wallace   | Winn      |              |

**Voting in the negative were:** Representatives

|           |             |          |         |
|-----------|-------------|----------|---------|
| Alexander | Anderson    | Bennion  | Bush    |
| Buttars   | Christensen | Dayton   | Dougall |
| Duckworth | Dunnigan    | Ferrin   | Ferry   |
| Hardy     | Hughes      | Lockhart | Love    |
| Newbold   | Pace        | Peterson | G. Snow |
| Thompson  | M. Stephens |          |         |

**Absent or not voting were:** Representatives

|         |        |          |         |
|---------|--------|----------|---------|
| Bigelow | Bryson | S. Clark | Curtis  |
| Dillree | Last   | Lawrence | Mascaro |
| Morgan  | Morley | Philpot  | Styler  |
| Ure     | Webb   |          |         |

**2nd Sub. S.B. 79** transmitted to the Senate for further consideration.

**COMMUNICATION FROM THE SENATE**

Mr. Speaker:

March 3, 2003

The Senate passed, as amended, **H.B. 217**, PRIVATE INVESTIGATOR LICENSURE AMENDMENTS, by Representative M. Dayton, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. **H.B. 217**, placed on the calendar for concurrence.

**UNFINISHED BUSINESS**

On motion of Representative Urquhart, the House voted to uncircle **Sub. S.B. 153**.

**Sub. S.B. 153**, ALCOHOL BEVERAGE AMENDMENTS, was before the House on its final passage.

Representative Hughes proposed the following amendment:

1. Page 131, Line 4029:  
After “(i)” insert “(A)”
2. Page 131, Line 4030:  
After line 4030 insert “; and (B) when accompanied at all times by a member or holder of a current visitor card who is the minor’s parent, legal guardian, or spouse; or”
3. Page 131, Line 4031:  
After “(ii)” insert “(A)”
4. Page 131, Line 4032:  
After “spouse;” delete “and” and insert “(B) no later than 9:00 p.m.; and”
5. Page 131, Line 4033:  
Delete “(iii)” and insert “(C) if”

Representative Ferry proposed the following substitute motion to amend:

1. Page 32, Line 962:  
Delete “64%” and insert “64.5%”

2. Page 270, Line 8342  
Senate 3rd Reading Amendments 2–24–2003:  
Delete “\$1,596,900” and insert “\$1,893,000”
3. Page 270, Line 8345  
Senate 3rd Reading Amendments 2–24–2003:  
Delete “\$311,000” and insert “\$811,000”
4. Page 270, Line 8346n  
Senate 3rd Reading Amendments 2–24–2003:  
Delete “\$1,000,000” and insert “\$700,000”

Representative Ferry’s motion to amend passed on a voice vote.

**Sub. S.B. 153**, as amended, then passed on the following roll call:

**Yeas, 51; Nays, 19; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |             |             |              |
|-------------|-------------|-------------|--------------|
| Aagard      | Alexander   | S. Allen    | Anderson     |
| Barrus      | Becker      | Bird        | Biskupski    |
| Bourdeaux   | Bowman      | Bryson      | Buffmire     |
| Buttars     | Christensen | D. Clark    | S. Clark     |
| D. Cox      | Daniels     | Dee         | Dillree      |
| Donnelson   | Dougall     | Duckworth   | Dunnigan     |
| Ferry       | Goodfellow  | Gowans      | Hansen       |
| Hendrickson | Hogue       | Holdaway    | E. Hutchings |
| B. Johnson  | Jones       | Litvack     | Lockhart     |
| McCartney   | McGee       | Morgan      | Moss         |
| Newbold     | Noel        | Pace        | Peterson     |
| Seitz       | Shurtliff   | Urquhart    | Wallace      |
| Webb        | Winn        | M. Stephens |              |

**Voting in the negative were:** Representatives

|         |          |        |         |
|---------|----------|--------|---------|
| Adams   | Bennion  | Bush   | Buxton  |
| Curtis  | Dayton   | Ferrin | Hardy   |
| Harper  | Hughes   | Kiser  | Love    |
| Mascaro | Morley   | Murray | Philpot |
| G. Snow | Thompson | Ure    |         |

**Absent or not voting were:** Representatives

|         |      |      |          |
|---------|------|------|----------|
| Bigelow | King | Last | Lawrence |
| Styler  |      |      |          |

**Sub. S.B. 153**, as amended, transmitted to the Senate for its consideration.

\* \* \*

On motion of Representative Harper, the House voted to uncircle **S.B. 66**.

**S.B. 66**, ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT, was before the House on its final passage.

Representative Ferry proposed the following amendment:

1. Page 3, Line 76:  
Delete "and" and after line 76 insert:  
"(ii) any appropriations made to the account by the Legislature; and"
2. Page 3, Line 77:  
Delete "(ii)" and insert "(iii)"
3. Page 4, Line 100:  
Delete "up to" and insert "equal to at least"
4. Page 8, Line 244:  
Delete "\$14" and insert "\$12.80"
5. Page 9, Line 262:  
Delete "\$3,044,000" and insert "\$2,525,666"
6. Page 9, Line 264:  
Delete "\$3,044,000" and insert "\$2,525,666"
7. Page 9, Line 267:  
Delete "\$3,479,000" and insert "\$3,133,777"
8. Page 9, Line 269:  
Delete "\$3,479,000" and insert "\$3,133,777"
9. Page 9, Line 272:  
Delete "\$3,914,000" and insert "\$3,741,888"
10. Page 9, Line 274:  
Delete "\$3,914,000" and insert "\$3,741,888"
11. Page 10, Line 289:  
Delete "July" and insert "May"

Representative Ferry's motion to amend passed on a voice vote.

**S.B. 66**, as amended, then passed on the following roll call:

**Yeas, 39; Nays, 35; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |           |            |             |
|------------|-----------|------------|-------------|
| Adams      | Alexander | Anderson   | Barrus      |
| Bigelow    | Bird      | Bourdeaux  | Bowman      |
| Buffmire   | Buttars   | Buxton     | Christensen |
| D. Clark   | S. Clark  | D. Cox     | Curtis      |
| Dee        | Dillree   | Donnelson  | Dougall     |
| Ferrin     | Ferry     | Goodfellow | Hansen      |
| Hardy      | Harper    | Hogue      | Holdaway    |
| B. Johnson | Last      | Love       | Morgan      |
| Newbold    | Noel      | Styler     | Urquhart    |
| Wallace    | Webb      | Winn       |             |

**Voting in the negative were:** Representatives

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| Aagard    | S. Allen     | Becker      | Biskupski   |
| Bryson    | Bush         | Daniels     | Dayton      |
| Duckworth | Dunnigan     | Gowans      | Hendrickson |
| Hughes    | E. Hutchings | Jones       | King        |
| Kiser     | Lawrence     | Litvack     | Lockhart    |
| Mascaro   | McCartney    | McGee       | Morley      |
| Moss      | Murray       | Pace        | Peterson    |
| Philpot   | Seitz        | Shurtliff   | G. Snow     |
| Thompson  | Ure          | M. Stephens |             |

**Absent or not voting was:** Representative  
Bennion

**S.B. 66**, as amended, was returned to the Senate for further consideration.

\* \* \*

On motion of Representative Alexander, the House voted to uncircle **S.B. 172**.

**S.B. 172**, HAZARDOUS WASTE REGULATION AND TAX, was before the House on its final passage.

On motion of Representative Alexander, the House voted to reconsider its action on his motion to amend from the morning session. Representative Alexander withdrew his motion to amend.

On motion of Representative Styler, the House voted to reconsider its action on his motion to amend from the morning session. Representative Styler withdrew his motion to amend.

Representative Alexander proposed the following amendment:

1. Page 1, Line 10:  
Delete “15” and insert “16”
2. Page 6, Line 164:  
Delete “15” and insert “16”
3. Page 6, Line 165:  
After “of whom” insert “not more than”
4. Page 6, Line 166:  
After “five” delete “shall” and insert “may”
5. Page 6, Line 166:  
Delete “. and two shall be members of the minority”
6. Page 6, Line 167:  
Delete “political party”
7. Page 6, Line 168:  
Delete “eight” and insert “nine”
8. Page 6, Line 169:  
After “of whom” insert “not more than”
9. Page 6, Line 169:  
Delete “six shall” and insert “seven may”
10. Page 6, Line 169:  
After “party” delete “. and”
11. Page 6, Line 170:  
Delete “two shall be members of the minority political party” and do not delete the “.”

Representative Alexander’s motion to amend passed on a voice vote.

###

Representative Holdaway proposed the following amendment:

1. Page 1, Line 12:  
Delete "February" and insert "March"
2. Page 1, Line 23:  
Delete "February" and insert "March"
3. Page 7, Line 185:  
After "fees" delete "and" and insert " ; "
4. Page 7, Line 186:  
After "structure" and before " ; " insert " , and regulation and oversight"
5. Page 7, Line 188:  
After "policy" and before " ; " insert "and liability"
6. Page 7, Line 188:  
After "relative" insert "protection of"
7. Page 7, Line 188:  
After "health and" insert "safety."
8. Page 7, Line 189:  
Delete "environment" and insert "environmental"
9. Page 7, Line 193:  
After "perpetual care" insert "and financing"
10. Page 7, Line 203:  
After " ; " delete "and"
11. Page 7, Line 205:  
After "allows" delete " ; " and insert " ; and"
12. Page 7, Line 205:  
After Line 205 insert:  
"(c) facilitate and encourage public involvement through regional meetings."

Representative Becker proposed the following substitute motion to amend:

Include Representative Holdaway's motion to amend plus the following:

13. Page 7, Line 213:  
Delete "2004" and insert "2003"

The motion was divided. Representative Becker’s motion to amend failed on a voice vote.

Representative Holdaway’s motion to amend failed on the following roll call:

**Yeas, 25; Nays, 42; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |           |              |           |
|-------------|-----------|--------------|-----------|
| S. Allen    | Barrus    | Becker       | Biskupski |
| Bowman      | Buffmire  | Bush         | Daniels   |
| Donnelson   | Duckworth | Goodfellow   | Hardy     |
| Hogue       | Holdaway  | E. Hutchings | Jones     |
| King        | McCartney | McGee        | Morgan    |
| Moss        | Murray    | Shurtliff    | Styler    |
| M. Stephens |           |              |           |

**Voting in the negative were:** Representatives

|             |             |            |          |
|-------------|-------------|------------|----------|
| Aagard      | Adams       | Alexander  | Anderson |
| Bennion     | Bird        | Buttars    | Buxton   |
| Christensen | D. Clark    | S. Clark   | D. Cox   |
| Dayton      | Dee         | Dillree    | Dougall  |
| Dunnigan    | Ferry       | Gowans     | Hansen   |
| Harper      | Hendrickson | B. Johnson | Kiser    |
| Last        | Lockhart    | Love       | Mascaro  |
| Morley      | Newbold     | Noel       | Pace     |
| Peterson    | Philpot     | Seitz      | G. Snow  |
| Thompson    | Ure         | Urquhart   | Wallace  |
| Webb        | Winn        |            |          |

**Absent or not voting were:** Representatives

|         |           |          |         |
|---------|-----------|----------|---------|
| Bigelow | Bourdeaux | Bryson   | Curtis  |
| Ferrin  | Hughes    | Lawrence | Litvack |

###

Representative Morgan proposed the following amendment:

1. Page 1, Line 1:  
At the beginning of the line insert “RADIOACTIVE”
2. Page 6, Line 161 and 163:  
Before “Hazardous” insert “Radioactive”
3. Page 7, Line 193:  
Delete “and”

4. Page 7, After line 193:

Insert a new subsection as follows: “(v) utilizing the Public Service Commission to set disposal rates; and”

Representative Daniels proposed the following substitute motion to amend:

Include Representative Morgan’s motion to amend and insert “and” after “radioactive” in all instances.

Representative Daniels’ motion to amend failed on a voice vote.

###

**S.B. 172**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |              |            |           |
|-------------|--------------|------------|-----------|
| Agard       | Adams        | Alexander  | S. Allen  |
| Anderson    | Barrus       | Becker     | Bennion   |
| Bigelow     | Biskupski    | Bourdeaux  | Bowman    |
| Bryson      | Buffmire     | Bush       | Buttars   |
| Buxton      | Christensen  | D. Clark   | S. Clark  |
| D. Cox      | Curtis       | Daniels    | Dayton    |
| Dee         | Dillree      | Donnelson  | Dougall   |
| Duckworth   | Dunnigan     | Ferrin     | Ferry     |
| Goodfellow  | Gowans       | Hansen     | Hardy     |
| Harper      | Hendrickson  | Hogue      | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson | Jones     |
| King        | Kiser        | Last       | Lawrence  |
| Litvack     | Lockhart     | Love       | Mascaro   |
| McCartney   | McGee        | Morley     | Moss      |
| Murray      | Newbold      | Noel       | Pace      |
| Peterson    | Philpot      | Seitz      | Shurtliff |
| G. Snow     | Styler       | Thompson   | Ure       |
| Urquhart    | Wallace      | Webb       | Winn      |
| M. Stephens |              |            |           |

**Absent or not voting were:** Representatives

|      |        |
|------|--------|
| Bird | Morgan |
|------|--------|

**S.B. 172**, as amended, was returned to the Senate for further consideration.

**RULES COMMITTEE REPORTS**

Mr. Speaker: March 3, 2003

The House Rules Committee recommends, under suspension of the rules and with written request of the sponsor, that **3rd Sub. S.B. 154**, Public Education Amendments (T. Hatch), be replaced with **5th Substitute S.B. 154**, Public Education Amendments (T. Hatch) and further recommends it be considered read for the second time and placed on the Third Reading Calendar for Senate bills after Substitute Senate bill 207.

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: March 3, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar for Senate bills after 5th Substitute Senate Bill 154:

- 2nd Sub. S.B. 34** Tuition Tax Credits (D. C. Buttars)
- S.B. 61** Public Utility Related Amendments (J. Valentine)
- S.B. 133** Reauthorization of the Energy Policy Task Force (L. Blackham)
- S.B. 149** Bonding Law Amendments – State Financing Consolidation Act (L. Blackham)
- S.B. 173** Department of Agriculture Amendments (L. Blackham)
- 1st Sub. S.B. 225** Limitation of Judgments Against Government Entities (L. Blackham)
- S.B. 147** Streamlined Sales Tax Project Amendments (L. Hillyard)
- S.B. 177** Regulation of Debt Cancellation Agreements and Debt Suspension Agreements (J. Valentine)
- 2nd Sub. S.B. 180** Emergency Medical Services (C. Bramble)
- 1st Sub. S.B. 204** Government Employees – Pay for United States Armed Forces or National Guard Service Time (C. Bramble)
- S.B. 146** Waste Fee Amendments (B. Wright)
- S.B. 130** Regulations of Check Cashers (E. Mayne)
- 1st Sub. S.B. 186** Uninsured and Underinsured Motorist Coverage (D. Eastman)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker: March 3, 2003  
 The Rules Committee recommends that the following bill be placed on the  
 Third Reading Calendar:

**H.B. 284** Traffic Accident Response (E. Hutchings)  
Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules  
 Committee was adopted.

**UNFINISHED BUSINESS**

On motion of Representative Harper, the House voted to uncircle **S.B. 109**.

**S.B. 109**, EDUCATION ASSISTANCE FOR NATIONAL GUARD, was  
 before the House on its final passage.

**S.B. 109** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Aagard      | Adams     | Alexander  | S. Allen     |
| Anderson    | Barrus    | Becker     | Bigelow      |
| Bird        | Biskupski | Bourdeaux  | Bowman       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | D. Clark  | S. Clark   | D. Cox       |
| Curtis      | Daniels   | Dee        | Dillree      |
| Donnelson   | Dougall   | Duckworth  | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson  | Jones     | Kiser      | Last         |
| Lawrence    | Litvack   | Lockhart   | Love         |
| Mascaro     | McCartney | McGee      | Morley       |
| Moss        | Murray    | Newbold    | Noel         |
| Pace        | Peterson  | Philpot    | Seitz        |
| Shurtliff   | G. Snow   | Styler     | Thompson     |
| Urquhart    | Webb      | Winn       | M. Stephens  |

**Absent or not voting were:** Representatives

|         |        |         |      |
|---------|--------|---------|------|
| Bennion | Bryson | Dayton  | King |
| Morgan  | Ure    | Wallace |      |

**S.B. 109** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 6:15 p.m.

**EVENING SESSION**

The House was called to order by Speaker Stephens at 6:30 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: March 3, 2003  
The Senate passed, as amended, **H.B. 1**, APPROPRIATIONS ACT, by Representative R. Bigelow, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **H.B. 1**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker: March 3, 2003  
The Senate has rejected **H.B. 213**, COVENANT MARRIAGE OPTION, by Representative D. Aagard, and it is transmitted for filing; and

The Senate has rejected **H.B. 305**, INDIVIDUAL INCOME TAX CONTRIBUTION – WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT, by Representative D. Peterson, and it is transmitted for filing.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 213** and **H.B. 305**, were filed.

\* \* \*

Mr. Speaker:

March 3, 2003

The Senate concurred in the House amendments and passed **S.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, by Senator L. Blackham, and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 1** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **Sub. S.B. 28**.

**Sub. S.B. 28**, INITIATIVE AMENDMENTS, was before the House on its final passage.

Representative Becker proposed the following amendment:

1. Page 2, Line 35 (Goldenrod 2-10-03):  
Delete "26" and insert "15"
2. Page 3, Line 57 (Goldenrod 2-10-03):  
Delete "26" and insert "15"
3. Page 2, Line 55 (Goldenrod 2-10-03):  
Delete "10%" and insert "8%"
4. Page 3, Line 58 (Goldenrod 2-10-03):  
Delete "10%" and insert "8%"
5. Page 1, Line 7:  
Delete "This act establishes a"
6. Page 1, Line 8:  
Delete "moratorium before an initiative that failed may be recirculated."
7. Page 4, Line 94 (Goldenrod 2-10-03):  
After "nonsensical;" reinstate "or"
8. Page 4, Line 95 (Goldenrod 2-10-03):  
After "passed" reinstate "." and delete ", or"

9. Page 4, Lines 96–98 (Goldenrod 2–10–03):  
Delete lines 96–98.
10. Page 1, Line 9:  
After “hold” insert “a” and after “public” delete “hearings” and insert “hearing” and after “petition” delete “in geographically diverse areas”
11. Page 1, Line 10:  
Delete “of Utah”
12. Page 4, Line 113: Delete “Public hearings” and insert “A public hearing” and after Goldenrod 2–10–03”petition” delete “were” and insert “was” and after “list” delete “dates and locations” and insert “date and location”
13. Page 4, Line 114 (Goldenrod 2–10–03):  
Delete “hearings” and insert “hearing”
14. Page 6, Line 163:  
Delete “(a)”
15. Page 6, Line 164:  
After “at least” delete “seven public hearings throughout” and insert “one public hearing in” and after “Utah” delete “as follows.” and insert “ ”  
^
16. Page 6, Lines 165–176:  
Delete lines 165–176.
17. Page 6, Line 178:  
After “to” delete the colon
18. Page 6, Line 179:  
Delete “(i)”
19. Page 6, Line 180:  
Delete line 180.
20. Page 6, Lines 181–182:  
Delete lines 181–182.
21. Page 7, Line 184:  
After “circulation” insert a period and delete the rest of the line.

22. Page 7, Line 185:  
Delete line 185.
23. Page 10, Line 289:  
After “before the” delete “first”
24. Page 5, Line 130:  
Delete “and”
25. Page 5, Lines 131–132:  
Reinstate lines 131–132.
26. Page 5, Line 133:  
Reinstate “(g)” and delete “(f)”
27. Page 3, Line 86:  
After “later than” reinstate “the second regular general election”  
Goldenrod 2–10–03 and delete “one year”
28. Page 7, Line 211:  
After “(3)” reinstate “(a)”
29. Page 8, Lines 213–217:  
Reinstate lines 213–217.

Representative Becker’s motion to amend failed on a voice vote.

###

Representative Philpot proposed the following amendment:

1. Page 1, Line 12:  
After “requirements.” insert “This act allows the lieutenant governor or local clerk to reject an initiative if it contains more than one subject or if it fails to clearly express the subject of the proposed law in the initiative’s title.”
2. Page 1, Line 22:  
After line 22 insert:  
“20A–7–502, as last amended by Chapter 278, Laws of Utah 1997”
3. Page 4, Line 95  
Goldenrod copy 2–10–03:  
After “(c) the” bracket “proposed” and after “law” insert “proposed by the initiative” and after “passed,” delete “or”

4. Page 4, Line 98  
Goldenrod copy 2-10-03:  
After "filed" delete "₂" and insert "₃" and after line 98 insert:  
"(e) the law proposed by the initiative contains more than one subject;  
or  
(f) the title of the law proposed by the initiative does not clearly express  
the subject of the proposed law.  
(6) In accordance with the provisions of Section 20A-1-401, courts,  
the lieutenant governor, and election officers shall construe the  
provisions of this section liberally to carry out the intent of this  
section."
5. Page 9, Line 252:  
After line 252 insert:  
"Section 7. Section 20A-7-502 is amended to read:  
20A-7-502. Local initiative process — Application procedures.  
(1) Persons wishing to circulate an initiative petition shall file an application with the local clerk.  
(2) The application shall contain:  
(a) the name and residence address of at least five sponsors of the initiative petition;  
(b) a statement indicating that each of the sponsors:  
(i) is a registered voter; and  
(ii) (A) if the initiative seeks to enact a county ordinance, has voted in a regular general election in Utah within the last three years; or  
(B) if the initiative seeks to enact a municipal ordinance, has voted in a regular municipal election in Utah:  
(I) except as provided in Subsection (2)(b)(ii)(B)(II), within the last three years; or  
(II) within the last five years, if the sponsor's failure to vote within the last three years is due to the sponsor's residing in a municipal district that participates in a municipal election every four years;  
(c) the signature of each of the sponsors, attested to by a notary public; and  
(d) a copy of the proposed law.  
(3) The local clerk shall reject the application and not issue circulation sheets if:  
(a) the law proposed by the initiative contains more than one subject; or  
(b) the title of the law proposed by the initiative does not clearly express the subject of the proposed law.  
(4) In accordance with the provisions of Section 20A-1-401, courts and election officers shall construe the provisions of this section

liberally to carry out the intent of this section.”

Renumber remaining sections accordingly.

Representative Urquhart proposed the following substitute motion to amend:

- 1. Page 12, Line 344:  
Delete “(1) Except as provided in Subsection (2), it” and insert “It”
- 2. Page 12, Line 346:  
After “shall” insert “not”
- 3. Page 12, Lines 348–352:  
Delete lines 348 through 352.

Representative Urquhart’s motion to amend passed on a voice vote.

###

Representative Harper proposed the following amendment:

- 4. Page 2, Line 35:  
Delete “26” and insert “20”
- 5. Page 3, Line 57:  
Delete “26” and insert “20”

Representative Harper’s motion to amend failed on a voice vote.

**Sub. S.B. 28**, as amended, then passed on the following roll call:

**Yeas, 39; Nays, 35; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |           |             |          |
|------------|-----------|-------------|----------|
| Adams      | Alexander | Anderson    | Bird     |
| Bowman     | Bryson    | Bush        | Buttars  |
| Buxton     | D. Clark  | D. Cox      | Curtis   |
| Dayton     | Dee       | Dillree     | Ferry    |
| Gowans     | Hardy     | Hendrickson | Hughes   |
| B. Johnson | King      | Last        | Lockhart |
| Love       | Mascaro   | Murray      | Newbold  |
| Noel       | Pace      | Peterson    | Seitz    |
| G. Snow    | Styler    | Ure         | Urquhart |
| Wallace    | Webb      | M. Stephens |          |

**Voting in the negative were:** Representatives

|            |              |           |           |
|------------|--------------|-----------|-----------|
| Aagard     | S. Allen     | Barrus    | Becker    |
| Bennion    | Bigelow      | Biskupski | Bourdeaux |
| Buffmire   | Christensen  | S. Clark  | Daniels   |
| Donnelson  | Dougall      | Duckworth | Dunnigan  |
| Goodfellow | Hansen       | Harper    | Hogue     |
| Holdaway   | E. Hutchings | Jones     | Kiser     |
| Lawrence   | Litvack      | McCartney | McGee     |
| Morgan     | Morley       | Moss      | Philpot   |
| Shurtliff  | Thompson     | Winn      |           |

**Absent or not voting was:** Representative

Ferrin

**Sub. S.B. 28**, as amended, was returned to the Senate for further consideration.

**UNFINISHED BUSINESS**

On motion of Representative Curtis, the House voted to uncircle **Sub. S.B. 72**.

**Sub. S.B. 72**, AMENDMENTS TO SPECIAL DISTRICTS AND LOCAL DISTRICTS FOR EXPANDED FIRE PROTECTION SERVICES, was before the House on its final passage.

Representative Dunnigan proposed the following amendment:

1. Page 1, Line 9  
Senate 3rd Reading Amendments 2–20–2003:  
After “services” delete the remainder of line 9
2. Page 1, Line 10  
Senate 3rd Reading Amendments 2–20–2003:  
Delete line 10
3. Page 1, Line 11  
Senate 3rd Reading Amendments 2–20–2003:  
At the beginning of line 11 delete “voter approval under certain circumstances.”
4. Page 2, Line 34:  
Delete line 34

5. Page 2, Line 36:  
Delete line 36
6. Page 5, Line 124:  
After "district" delete the colon
7. Page 5, Line 125:  
At the beginning of line 125 delete "I" and after "that" delete "provides" and insert "was created on or after May 5, 2003 to provide"
8. Page 5, Lines 126–127:  
Delete lines 126 and 127
9. Page 5, Line 134:  
After "district" delete the colon
10. Page 5, Line 135:  
At the beginning of line 135 delete "I" and after "that" delete "provides" and insert "was created on or after May 5, 2003 to provide"
11. Page 5, Lines 136–137:  
Delete lines 136 and 137
12. Page 7, Line 186:  
After "district" delete the colon
13. Page 7, Line 187:  
At the beginning of line 187 delete "I" and after "that" delete "provides" and insert "was created on or after May 5, 2003 to provide"
14. Page 7, Lines 188–189:  
Delete lines 188 and 189
15. Page 7, Line 196:  
After "district" delete the colon
16. Page 7, Line 197:  
At the beginning of line 197 delete "I" and after "that" delete "provides" and insert "was created on or after May 5, 2003 to provide"
17. Page 7, Lines 198–199:  
Delete lines 198 and 199
18. Page 12, Line 338  
Senate 3rd Reading Amendments 2–20–2003:  
After "if" delete the colon

19. Page 12, Line 339  
Senate 3rd Reading Amendments 2–20–2003:  
At the beginning of line 339 delete “(i)”
20. Page 12, Line 340  
Senate 3rd Reading Amendments 2–20–2003:  
After “services” delete “; and” and insert a period
21. Page 12, Lines 341–342  
Senate 3rd Reading Amendments 2–20–2003:  
Delete lines 341 and 342
22. Page 14, Line 410:  
After “local district” delete the remainder of line 410 and insert  
“created on or after May 5, 2003 to provide fire protection, paramedic,  
and emergency services.”
23. Page 14, Line 411:  
At the beginning of line 411 delete “under Subsection  
17B–2–214(3)(c).”
24. Page 14, Lines 417–428:  
Delete lines 417 through 428
25. Page 15, Lines 429–459:  
Delete lines 429 through 459
26. Page 16, Lines 460–461:  
Delete lines 460 and 461
27. Page 16, Line 489:  
After “applicable area;” reinstate “or”
28. Page 17, Line 494:  
After “petition” reinstate the period and delete “; or”
29. Page 17, Lines 495–498:  
Delete lines 495 through 498
30. Page 17, Lines 508–521:  
Delete lines 508 through 521
31. Page 18, Lines 522–552:  
Delete lines 522 through 552

32. Page 19, Line 570:  
After "local district" delete the remainder of line 570 and insert "created on or after May 5, 2003 to provide fire protection, paramedic, and emergency services:"
33. Page 19, Line 571:  
Delete line 571
34. Page 22, Line 667  
House Committee Amendments 2-24-2003:  
After "local district" delete "provides" and insert "was created on or after May 5, 2003 to provide" and after "services:" insert "and"
35. Page 22, Lines 668-669  
House Committee Amendments 2-24-2003:  
Delete lines 668 and 669
36. Page 22, Line 670  
House Committee Amendments 2-24-2003:  
At the beginning of line 670 delete "(c)" and insert "(b)"
37. Page 23, Line 682:  
After "local district" delete "provides" and insert "was created on or after May 5, 2003 to provide" and after "services:" insert "and"
38. Page 23, Lines 683-684:  
Delete lines 683 and 684
39. Page 23, Line 685:  
At the beginning of line 685 delete "(iii)" and insert "(ii)"
40. Page 25, Line 745:  
After "district" delete the colon
41. Page 25, Line 746:  
At the beginning of line 746 delete "(i)" and after "that" delete "provides:" and insert "was created on or after May 5, 2003 to provide" and after "services" delete "; and" and insert a period
42. Page 25, Lines 747-748:  
Delete lines 747 and 748
43. Page 35, Line 1061:  
After "Act." delete the remainder of line 1061 and insert "created on or

after May 5, 2003 to provide fire protection, paramedic, and emergency services.”

- 44. Page 35, Line 1062:  
Delete line 1062  
Re-number remaining sections accordingly.

Representative Dunnigan’s motion to amend failed on the following roll call:

**Yeas, 22; Nays, 48; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |         |          |          |
|--------------|---------|----------|----------|
| Anderson     | Becker  | Bird     | Bryson   |
| Bush         | Dayton  | Dunnigan | Ferry    |
| Harper       | Hogue   | Holdaway | Hughes   |
| E. Hutchings | King    | Newbold  | Peterson |
| Seitz        | G. Snow | Thompson | Ure      |
| Wallace      | Winn    |          |          |

**Voting in the negative were:** Representatives

|           |             |            |             |
|-----------|-------------|------------|-------------|
| Agard     | Adams       | Alexander  | Barrus      |
| Bennion   | Bourdeaux   | Buffmire   | Buttars     |
| Buxton    | Christensen | D. Clark   | S. Clark    |
| D. Cox    | Curtis      | Daniels    | Dee         |
| Dillree   | Donnelson   | Dougall    | Duckworth   |
| Ferrin    | Goodfellow  | Gowans     | Hansen      |
| Hardy     | Hendrickson | B. Johnson | Jones       |
| Kiser     | Last        | Lawrence   | Litvack     |
| Lockhart  | Love        | Mascaro    | McCartney   |
| McGee     | Morgan      | Morley     | Moss        |
| Murray    | Noel        | Pace       | Philpot     |
| Shurtliff | Urquhart    | Webb       | M. Stephens |

**Absent or not voting were:** Representatives

|          |         |           |        |
|----------|---------|-----------|--------|
| S. Allen | Bigelow | Biskupski | Bowman |
| Styler   |         |           |        |

**Sub. S.B. 72**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 17; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|        |         |          |          |
|--------|---------|----------|----------|
| Agard  | Adams   | S. Allen | Anderson |
| Barrus | Bennion | Bigelow  | Bird     |

|             |              |            |           |
|-------------|--------------|------------|-----------|
| Biskupski   | Bourdeaux    | Bowman     | Bryson    |
| Buffmire    | Bush         | Buttars    | Buxton    |
| Christensen | D. Clark     | S. Clark   | D. Cox    |
| Curtis      | Daniels      | Dee        | Dillree   |
| Donnelson   | Dougall      | Duckworth  | Ferrin    |
| Goodfellow  | Gowans       | Hansen     | Hardy     |
| Hendrickson | E. Hutchings | B. Johnson | Jones     |
| King        | Last         | Lawrence   | Litvack   |
| Lockhart    | Love         | Mascaro    | McCartney |
| McGee       | Morgan       | Moss       | Murray    |
| Noel        | Pace         | Peterson   | Philpot   |
| Styler      | Thompson     | Urquhart   | Webb      |
| Winn        | M. Stephens  |            |           |

**Voting in the negative were:** Representatives

|           |           |         |          |
|-----------|-----------|---------|----------|
| Alexander | Becker    | Dayton  | Dunnigan |
| Ferry     | Harper    | Hogue   | Holdaway |
| Hughes    | Kiser     | Morley  | Newbold  |
| Seitz     | Shurtliff | G. Snow | Ure      |
| Wallace   |           |         |          |

**Sub. S.B. 72**, as amended, was returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Alexander, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

\* \* \*

On motion of Representative Alexander, the House voted that upon adjournment the House Third Reading Calendar will be erased and all House bills remaining will be returned to the Rules Committee.

### UNFINISHED BUSINESS

On motion of Representative Curtis, the House voted to uncircle **H.C.R. 10**.

**H.C.R. 10**, RESOLUTION APPROVING DEEP CREEK – TENDER OF JUDGMENT, was before the House on its final passage.

**H.C.R. 10** then passed on the following roll call:

**Yeas, 70; Nays, 3; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | Alexander | S. Allen     |
| Anderson    | Barrus      | Bennion   | Bigelow      |
| Bird        | Biskupski   | Bourdeaux | Bowman       |
| Bryson      | Bush        | Buttars   | Buxton       |
| Christensen | D. Clark    | S. Clark  | D. Cox       |
| Curtis      | Daniels     | Dayton    | Dee          |
| Dillree     | Donnelson   | Dougall   | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Gowans      | Hansen      | Hardy     | Harper       |
| Hogue       | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson  | Jones       | King      | Kiser        |
| Last        | Lawrence    | Lockhart  | Mascaro      |
| McCartney   | McGee       | Morgan    | Morley       |
| Moss        | Murray      | Newbold   | Noel         |
| Pace        | Peterson    | Philpot   | Seitz        |
| Shurtliff   | G. Snow     | Styler    | Thompson     |
| Ure         | Urquhart    | Wallace   | Webb         |
| Winn        | M. Stephens |           |              |

**Voting in the negative were:** Representatives

|        |          |             |
|--------|----------|-------------|
| Becker | Buffmire | Hendrickson |
|--------|----------|-------------|

**Absent or not voting were:** Representatives

|         |      |
|---------|------|
| Litvack | Love |
|---------|------|

**H.C.R. 10** transmitted to the Senate for its consideration.

### CONCURRENCE CALENDAR

On motion of Representative Bigelow, the House voted to concur in the Senate amendments to **H.B. 1**, APPROPRIATIONS ACT.

**H.B. 1**, as amended by the Senate, then passed on the following roll call:

**Yeas, 46; Nays, 29; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|          |           |          |             |
|----------|-----------|----------|-------------|
| Adams    | Alexander | S. Allen | Barrus      |
| Bigelow  | Bird      | Bowman   | Bryson      |
| Bush     | Buttars   | Buxton   | Christensen |
| D. Clark | D. Cox    | Curtis   | Dee         |

|            |             |          |              |
|------------|-------------|----------|--------------|
| Dillree    | Dougall     | Ferry    | Goodfellow   |
| Hardy      | Hogue       | Holdaway | E. Hutchings |
| B. Johnson | Jones       | King     | Kiser        |
| Last       | Lawrence    | Lockhart | Mascaro      |
| McGee      | Morgan      | Murray   | Pace         |
| Peterson   | Seitz       | G. Snow  | Styler       |
| Ure        | Urquhart    | Wallace  | Webb         |
| Winn       | M. Stephens |          |              |

**Voting in the negative were:** Representatives

|           |             |           |           |
|-----------|-------------|-----------|-----------|
| Aagard    | Anderson    | Becker    | Bennion   |
| Biskupski | Bourdeaux   | Buffmire  | S. Clark  |
| Daniels   | Dayton      | Donnelson | Duckworth |
| Dunnigan  | Ferrin      | Gowans    | Hansen    |
| Harper    | Hendrickson | Hughes    | Litvack   |
| Love      | McCartney   | Morley    | Moss      |
| Newbold   | Noel        | Philpot   | Shurtliff |
| Thompson  |             |           |           |

**H.B. 1**, as amended by the Senate, transmitted to the Senate for signature of the president.

**MISCELLANEOUS BUSINESS**

**H.B. 319, H.B. 239, H.B. 370, H.B. 367, H.B. 85, H.B. 218, H.B. 297, H.B. 323, Sub. H.B. 357, Sub. H.B. 328, H.B. 269, H.B. 259, H.B. 300, H.B. 276, Sub. H.B. 134, Sub. H.B. 343, H.R. 7, H.R. 8, H.J.R. 28, H.C.R. 15, H.J.R. 19, 3rd Sub. H.B. 89, and H.B. 284**, were returned to the Rules Committee.

\* \* \*

On motion of Representative Goodfellow, the House voted to adjourn until March 4, 2003, at 8:30 a.m.

# FORTY–FOURTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 8:45 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by President Stephen J. Sorenson, Salt Lake Stake of the Church of Jesus Christ of Latter–day Saints that was organized in 1847. He is the First Assistant United States Attorney, U.S. Attorney’s Office of the District of Utah. He is a guest of Representative Ralph Becker.

## CONCURRENCE CALENDAR

On motion of Representative Moss, the House voted to concur in the Senate amendments to **H.B. 86, PUBLIC SCHOOL CHOICE ENROLLMENT.**

**H.B. 86**, as amended by the Senate, then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Agard       | Adams     | Anderson     | Barrus     |
| Becker      | Bennion   | Bigelow      | Bird       |
| Biskupski   | Bryson    | Buffmire     | Bush       |
| Buttars     | Buxton    | Christensen  | D. Clark   |
| S. Clark    | Curtis    | Daniels      | Dayton     |
| Dee         | Donnelson | Dougall      | Duckworth  |
| Dunnigan    | Ferrin    | Goodfellow   | Gowans     |
| Hansen      | Hardy     | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Litvack   | Lockhart     | Love       |
| Mascaro     | McGee     | Morgan       | Morley     |
| Moss        | Murray    | Newbold      | Noel       |
| Pace        | Peterson  | Philpot      | Seitz      |
| Shurtliff   | G. Snow   | Styler       | Thompson   |
| Ure         | Wallace   | Webb         | Winn       |
| M. Stephens |           |              |            |

**Absent or not voting were:** Representatives

|           |          |           |        |
|-----------|----------|-----------|--------|
| Alexander | S. Allen | Bourdeaux | Bowman |
| D. Cox    | Dillree  | Ferry     | Harper |
| McCartney | Urquhart |           |        |

**H.B. 86**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Bryson, the House voted to concur in the Senate amendments to **H.B. 119**, JUDICIAL CONDUCT COMMISSION REVISIONS.

**H.B. 119**, as amended by the Senate, then passed on the following roll call:

**Yeas, 61; Nays, 7; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Agard       | Adams     | S. Allen     | Anderson   |
| Barrus      | Bennion   | Bigelow      | Bird       |
| Biskupski   | Bowman    | Bryson       | Bush       |
| Buttars     | Buxton    | Christensen  | D. Clark   |
| S. Clark    | Curtis    | Dayton       | Dee        |
| Dillree     | Donnelson | Dougall      | Duckworth  |
| Dunnigan    | Ferrin    | Goodfellow   | Gowans     |
| Hansen      | Hardy     | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Lockhart  | Love         | Mascaro    |
| Morley      | Moss      | Murray       | Newbold    |
| Noel        | Pace      | Peterson     | Philpot    |
| Seitz       | G. Snow   | Styler       | Thompson   |
| Ure         | Wallace   | Webb         | Winn       |
| M. Stephens |           |              |            |

**Voting in the negative were:** Representatives

|        |          |           |         |
|--------|----------|-----------|---------|
| Becker | Buffmire | Daniels   | Litvack |
| McGee  | Morgan   | Shurtliff |         |

**Absent or not voting were:** Representatives

|           |           |          |       |
|-----------|-----------|----------|-------|
| Alexander | Bourdeaux | D. Cox   | Ferry |
| Harper    | McCartney | Urquhart |       |

**H.B. 119**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Bigelow, the House voted to concur in the Senate amendments to **Sub. H.B. 232**, UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS.

**Sub. H.B. 232**, as amended by the Senate, then passed on the following roll call:

**Yeas, 69; Nays, 1; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |              |            |
|-------------|-----------|--------------|------------|
| Aagard      | Adams     | S. Allen     | Anderson   |
| Barrus      | Becker    | Bennion      | Bigelow    |
| Bird        | Biskupski | Bowman       | Bryson     |
| Buffmire    | Bush      | Buttars      | Buxton     |
| Christensen | D. Clark  | S. Clark     | D. Cox     |
| Curtis      | Daniels   | Dayton       | Dee        |
| Dillree     | Donnelson | Dougall      | Duckworth  |
| Dunnigan    | Ferrin    | Goodfellow   | Gowans     |
| Hansen      | Hardy     | Hendrickson  | Hogue      |
| Holdaway    | Hughes    | E. Hutchings | B. Johnson |
| Jones       | King      | Kiser        | Last       |
| Lawrence    | Litvack   | Lockhart     | Love       |
| Mascaro     | McCartney | McGee        | Morgan     |
| Morley      | Moss      | Murray       | Newbold    |
| Noel        | Peterson  | Philpot      | Seitz      |
| Shurtliff   | G. Snow   | Styler       | Thompson   |
| Ure         | Wallace   | Webb         | Winn       |
| M. Stephens |           |              |            |

**Voting in the negative was:** Representative

Pace

**Absent or not voting were:** Representatives

|           |           |       |        |
|-----------|-----------|-------|--------|
| Alexander | Bourdeaux | Ferry | Harper |
| Urquhart  |           |       |        |

**Sub. H.B. 232**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Aagard, the House voted to concur in the Senate amendments to **H.B. 163**, CRIMINAL RESTITUTION AMENDMENTS.

**H.B. 163**, as amended by the Senate, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Aagard      | Adams       | S. Allen     | Anderson   |
| Barrus      | Becker      | Bennion      | Bigelow    |
| Bird        | Biskupski   | Bowman       | Bryson     |
| Buffmire    | Bush        | Buttars      | Buxton     |
| Christensen | D. Clark    | S. Clark     | Curtis     |
| Daniels     | Dayton      | Dee          | Dillree    |
| Donnelson   | Dougall     | Duckworth    | Dunnigan   |
| Ferrin      | Ferry       | Goodfellow   | Gowans     |
| Hansen      | Hardy       | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | King        | Kiser        | Last       |
| Lawrence    | Litvack     | Lockhart     | Love       |
| Mascaro     | McCartney   | McGee        | Morgan     |
| Morley      | Moss        | Murray       | Newbold    |
| Noel        | Pace        | Peterson     | Philpot    |
| Seitz       | Shurtliff   | G. Snow      | Styler     |
| Thompson    | Ure         | Urquhart     | Wallace    |
| Winn        | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|           |           |        |        |
|-----------|-----------|--------|--------|
| Alexander | Bourdeaux | D. Cox | Harper |
| Webb      |           |        |        |

**H.B. 163**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Dayton, the House voted to concur in the Senate amendments to **H.B. 217**, PRIVATE INVESTIGATOR LICENSURE AMENDMENTS.

**H.B. 217**, as amended by the Senate, then passed on the following roll call:

**Yeas, 57; Nays, 13; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|        |         |          |          |
|--------|---------|----------|----------|
| Aagard | Adams   | S. Allen | Anderson |
| Barrus | Bennion | Bigelow  | Bird     |

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Bowman    | Bryson      | Bush         | Buttars    |
| Buxton    | Christensen | D. Clark     | S. Clark   |
| Dayton    | Dee         | Dillree      | Donnelson  |
| Dougall   | Ferrin      | Ferry        | Goodfellow |
| Gowans    | Hansen      | Hardy        | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |
| Lawrence  | Lockhart    | Love         | Mascaro    |
| McCartney | McGee       | Morgan       | Morley     |
| Murray    | Newbold     | Noel         | Pace       |
| Peterson  | Philpot     | Seitz        | G. Snow    |
| Styler    | Thompson    | Urquhart     | Wallace    |
| Winn      |             |              |            |

**Voting in the negative were:** Representatives

|             |           |           |             |
|-------------|-----------|-----------|-------------|
| Becker      | Biskupski | Buffmire  | Curtis      |
| Daniels     | Duckworth | Dunnigan  | Hendrickson |
| Litvack     | Moss      | Shurtliff | Ure         |
| M. Stephens |           |           |             |

**Absent or not voting were:** Representatives

|           |           |        |        |
|-----------|-----------|--------|--------|
| Alexander | Bourdeaux | D. Cox | Harper |
| Webb      |           |        |        |

**H.B. 217**, as amended by the Senate, transmitted to the Senate for signature of the president.

### THIRD READING CALENDAR

**S.B. 42**, FRAUDULENT USE OF CREDIT CARD NUMBER, read the third time by short title and placed on its final passage.

**S.B. 42** then passed on the following roll call:

**Yeas, 67; Nays, 3; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |           |           |
|-------------|-----------|-----------|-----------|
| Agard       | Adams     | Alexander | S. Allen  |
| Anderson    | Barrus    | Bennion   | Bigelow   |
| Bird        | Biskupski | Bowman    | Bryson    |
| Buffmire    | Bush      | Buttars   | Buxton    |
| Christensen | D. Clark  | S. Clark  | Curtis    |
| Dayton      | Dee       | Dillree   | Donnelson |

|          |              |             |           |
|----------|--------------|-------------|-----------|
| Dougall  | Duckworth    | Dunnigan    | Ferrin    |
| Ferry    | Gowans       | Hansen      | Hardy     |
| Harper   | Hendrickson  | Hogue       | Holdaway  |
| Hughes   | E. Hutchings | B. Johnson  | Jones     |
| King     | Kiser        | Last        | Lawrence  |
| Lockhart | Love         | Mascaro     | McCartney |
| Morgan   | Morley       | Moss        | Murray    |
| Newbold  | Noel         | Pace        | Peterson  |
| Philpot  | Seitz        | Shurtliff   | G. Snow   |
| Styler   | Thompson     | Urquhart    | Wallace   |
| Webb     | Winn         | M. Stephens |           |

**Voting in the negative were:** Representatives

|         |       |     |
|---------|-------|-----|
| Daniels | McGee | Ure |
|---------|-------|-----|

**Absent or not voting were:** Representatives

|         |           |        |            |
|---------|-----------|--------|------------|
| Becker  | Bourdeaux | D. Cox | Goodfellow |
| Litvack |           |        |            |

**S.B. 42** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Styler, the House voted to uncircle **S.B. 142**.

**S.B. 142**, AGRICULTURAL COOPERATIVES AMENDMENTS, was before the House on its final passage.

**S.B. 142** then passed on the following roll call:

**Yeas, 58; Nays, 14; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |              |             |           |
|-----------|--------------|-------------|-----------|
| S. Allen  | Anderson     | Barrus      | Becker    |
| Bennion   | Bigelow      | Bird        | Biskupski |
| Bourdeaux | Bowman       | Buffmire    | Bush      |
| Buttars   | Buxton       | Christensen | D. Clark  |
| S. Clark  | D. Cox       | Curtis      | Daniels   |
| Dee       | Dillree      | Donnelson   | Duckworth |
| Ferry     | Goodfellow   | Gowans      | Hansen    |
| Hardy     | Harper       | Hendrickson | Hogue     |
| Holdaway  | E. Hutchings | B. Johnson  | Jones     |

|          |           |           |         |
|----------|-----------|-----------|---------|
| Kiser    | Last      | Lawrence  | Litvack |
| Love     | McCartney | McGee     | Morgan  |
| Moss     | Newbold   | Noel      | Pace    |
| Peterson | Seitz     | Shurtliff | G. Snow |
| Styler   | Ure       | Urquhart  | Wallace |
| Webb     | Winn      |           |         |

**Voting in the negative were:** Representatives

|          |             |        |         |
|----------|-------------|--------|---------|
| Adams    | Alexander   | Bryson | Dayton  |
| Dougall  | Dunnigan    | Ferrin | Hughes  |
| Mascaro  | Morley      | Murray | Philpot |
| Thompson | M. Stephens |        |         |

**Absent or not voting were:** Representatives

|       |      |          |
|-------|------|----------|
| Agard | King | Lockhart |
|-------|------|----------|

**S.B. 142** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**THIRD READING CALENDAR**

**S.B. 127, APPEARANCE OF DRIVER LICENSE AMENDMENTS,** read the third time by short title and placed on its final passage.

On motion of Representative Winn, the House voted to circle **S.B. 127.**

\* \* \*

**S.B. 140, PRESCRIPTION DRUG ASSISTANCE PROGRAM,** read the third time by short title and placed on its final passage.

**S.B. 140** then passed on the following roll call:

**Yeas, 63; Nays, 8; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |            |           |
|-------------|-----------|------------|-----------|
| Adams       | Alexander | S. Allen   | Anderson  |
| Barrus      | Becker    | Bennion    | Bigelow   |
| Bird        | Biskupski | Bourdeaux  | Bowman    |
| Bryson      | Buffmire  | Buttars    | Buxton    |
| Christensen | D. Clark  | S. Clark   | Curtis    |
| Daniels     | Dee       | Dillree    | Donnelson |
| Duckworth   | Ferry     | Goodfellow | Gowans    |

|           |           |              |             |
|-----------|-----------|--------------|-------------|
| Hansen    | Hardy     | Harper       | Hendrickson |
| Hogue     | Holdaway  | E. Hutchings | B. Johnson  |
| Jones     | King      | Kiser        | Last        |
| Lawrence  | Litvack   | Love         | Mascaro     |
| McCartney | McGee     | Morgan       | Moss        |
| Murray    | Newbold   | Noel         | Pace        |
| Peterson  | Shurtliff | G. Snow      | Styler      |
| Thompson  | Ure       | Urquhart     | Wallace     |
| Webb      | Winn      | M. Stephens  |             |

**Voting in the negative were:** Representatives

|        |          |         |          |
|--------|----------|---------|----------|
| Bush   | Dayton   | Dougall | Dunnigan |
| Hughes | Lockhart | Morley  | Philpot  |

**Absent or not voting were:** Representatives

|       |        |        |       |
|-------|--------|--------|-------|
| Agard | D. Cox | Ferrin | Seitz |
|-------|--------|--------|-------|

**S.B. 140** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### UNFINISHED BUSINESS

On motion of Representative Ferry, the House voted to uncircle **Sub. S.B. 132**.

**Sub. S.B. 132**, CHILD SUPPORT AND PATERNITY AMENDMENTS, was before the House on its final passage.

**Sub. S.B. 132** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |           |          |
|------------|-------------|-----------|----------|
| Adams      | Alexander   | S. Allen  | Anderson |
| Barrus     | Becker      | Bennion   | Bigelow  |
| Bird       | Biskupski   | Bourdeaux | Bowman   |
| Bryson     | Buffmire    | Bush      | Buttars  |
| Buxton     | Christensen | D. Clark  | S. Clark |
| D. Cox     | Curtis      | Daniels   | Dayton   |
| Dee        | Dillree     | Donnelson | Dougall  |
| Duckworth  | Dunnigan    | Ferrin    | Ferry    |
| Goodfellow | Gowans      | Hansen    | Hardy    |
| Harper     | Hendrickson | Hogue     | Holdaway |

|          |              |             |          |
|----------|--------------|-------------|----------|
| Hughes   | E. Hutchings | B. Johnson  | Jones    |
| King     | Kiser        | Last        | Lawrence |
| Litvack  | Love         | Mascaro     | McGee    |
| Morley   | Moss         | Murray      | Newbold  |
| Noel     | Pace         | Peterson    | Philpot  |
| Seitz    | Shurtliff    | G. Snow     | Styler   |
| Thompson | Ure          | Urquhart    | Wallace  |
| Webb     | Winn         | M. Stephens |          |

**Absent or not voting were:** Representatives

|        |          |           |        |
|--------|----------|-----------|--------|
| Aagard | Lockhart | McCartney | Morgan |
|--------|----------|-----------|--------|

**Sub. S.B. 132** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Urquhart, the House voted to uncircle **S.B. 127**.

**S.B. 127**, APPEARANCE OF DRIVER LICENSE AMENDMENTS, was before the House on its final passage.

**S.B. 127** then passed on the following roll call:

**Yeas, 67; Nays, 3; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Adams       | Alexander    | Anderson    | Barrus    |
| Becker      | Bennion      | Bigelow     | Bird      |
| Biskupski   | Bourdeaux    | Bowman      | Bryson    |
| Buffmire    | Bush         | Buttars     | Buxton    |
| Christensen | D. Clark     | S. Clark    | Curtis    |
| Daniels     | Dayton       | Dee         | Donnelson |
| Dougall     | Duckworth    | Dunnigan    | Ferrin    |
| Ferry       | Goodfellow   | Gowans      | Hansen    |
| Hardy       | Harper       | Hendrickson | Hogue     |
| Holdaway    | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Moss      |
| Murray      | Newbold      | Noel        | Pace      |
| Peterson    | Seitz        | Shurtliff   | G. Snow   |
| Styler      | Thompson     | Ure         | Urquhart  |
| Wallace     | Webb         | M. Stephens |           |

**Voting in the negative were:** Representatives  
Hughes                      Morley                      Philpot

**Absent or not voting were:** Representatives  
Aagard                      S. Allen                      D. Cox                      Dillree  
Winn

**S.B. 127** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### THIRD READING CALENDAR

**S.B. 209**, REGISTRATION FOR ATV'S AND NONAUTOMOBILES, read the third time by short title and placed on its final passage.

**S.B. 209** then passed on the following roll call:

**Yeas, 68; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |              |             |             |
|-------------|--------------|-------------|-------------|
| Adams       | S. Allen     | Anderson    | Barrus      |
| Becker      | Bennion      | Bigelow     | Bird        |
| Biskupski   | Bourdeaux    | Bowman      | Bryson      |
| Buffmire    | Bush         | Buttars     | Buxton      |
| Christensen | D. Clark     | S. Clark    | Curtis      |
| Daniels     | Dayton       | Dee         | Dillree     |
| Donnelson   | Dougall      | Duckworth   | Dunnigan    |
| Ferry       | Goodfellow   | Gowans      | Hansen      |
| Hardy       | Harper       | Hendrickson | Hogue       |
| Holdaway    | E. Hutchings | B. Johnson  | Jones       |
| King        | Kiser        | Last        | Lawrence    |
| Litvack     | Lockhart     | Love        | Mascaro     |
| McCartney   | McGee        | Morgan      | Moss        |
| Murray      | Newbold      | Noel        | Pace        |
| Peterson    | Philpot      | Seitz       | Shurtliff   |
| G. Snow     | Styler       | Thompson    | Ure         |
| Urquhart    | Wallace      | Webb        | M. Stephens |

**Voting in the negative were:** Representatives  
Hughes                      Morley

**Absent or not voting were:** Representatives  
Aagard                      Alexander                      D. Cox                      Ferrin  
Winn

**S.B. 209** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 10:10 a.m.

Speaker Stephens called the House to order at 10:30 a.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 4, 2003

The Senate refuses to concur with the House Amendments to **1st Sub. S.B. 28**, INITIATIVE AMENDMENTS, by Senator J. Hickman, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Curtis, the House voted to refuse to recede from its amendments to **Sub. S.B. 28**. The Speaker was authorized to appoint a conference committee. The Speaker appointed Representatives Buttars, Urquhart, and King.

\* \* \*

Mr. Speaker: March 4, 2003

The Senate requests the return of **H.B. 305**, INDIVIDUAL INCOME TAX CONTRIBUTION – WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT, by Representative D. Peterson, for reconsideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Peterson, the House voted to return **H.B. 305** to the Senate.

\* \* \*

Mr. Speaker: March 4, 2003

The Senate passed, **H.B. 212**, PRIMARY CARE NETWORK AMENDMENTS FOR GENERAL ASSISTANCE RECIPIENTS, by Representative K. Holdaway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 1**, APPROPRIATIONS ACT, by Representative R. Bigelow, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 14**, TOURISM PROMOTION PROGRAMS, by Representative S. Allen, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 45**, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Representative D. Ure, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 235**, FALSIFICATION OR ALTERATION OF GOVERNMENT RECORD, by Representative K. Bryson, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 244**, MUNICIPAL GOVERNMENT AMENDMENTS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 66**, ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 172**, HAZARDOUS WASTE REGULATION AND TAX POLICY TASK FORCE AND MORATORIUM ON ACCEPTANCE OF CLASS B AND C RADIOACTIVE WASTE, by Senator C. Bramble, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 72**, AMENDMENTS TO SPECIAL DISTRICTS AND LOCAL DISTRICTS FOR EXPANDED FIRE PROTECTION SERVICES, by Senator D. Thomas, and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 212**, **H.B. 1**, **Sub. H.B. 14**, **H.B. 45**, **H.B. 235**, and **H.B. 244** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communications filed. **S.B. 66**, **S.B. 172**, and **Sub. S.B. 72** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### THIRD READING CALENDAR

**Sub. S.B. 207**, IDENTITY FRAUD AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. S.B. 207**, as amended, then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Aagard     | Adams        | Alexander  | S. Allen    |
| Anderson   | Barrus       | Becker     | Bird        |
| Biskupski  | Bourdeaux    | Bowman     | Bryson      |
| Buffmire   | Bush         | Buttars    | Christensen |
| D. Clark   | S. Clark     | Curtis     | Daniels     |
| Dayton     | Dee          | Donnelson  | Dougall     |
| Duckworth  | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Litvack    | Love         | Mascaro    | McCartney   |
| McGee      | Morgan       | Morley     | Moss        |
| Murray     | Noel         | Pace       | Peterson    |
| Philpot    | Seitz        | Shurtliff  | G. Snow     |
| Styler     | Thompson     | Urquhart   | Wallace     |
| Webb       | M. Stephens  |            |             |

**Absent or not voting were:** Representatives

|         |          |         |        |
|---------|----------|---------|--------|
| Bennion | Bigelow  | Buxton  | D. Cox |
| Dillree | Lockhart | Newbold | Ure    |
| Winn    |          |         |        |

**Sub. S.B. 207**, as amended, was returned to the Senate for further consideration.

\* \* \*

**5th Sub. S.B. 154**, PUBLIC EDUCATION AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **5th Sub. S.B. 154**.

\* \* \*

**2nd Sub. S.B. 34**, TUITION TAX CREDITS, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **2nd Sub. S.B. 34**.

\* \* \*

**S.B. 61**, PUBLIC UTILITY RELATED AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 61**.

\* \* \*

**S.B. 133**, REAUTHORIZATION OF THE ENERGY POLICY TASK FORCE, read the third time by short title and placed on its final passage.

Representative Becker proposed the following amendment:

1. Page 2, Line 38:  
Delete “or”
2. Page 2, Line 39:  
After “activities:” insert “or (iii) activities related to the efficient use of energy; and (iv) activities related to use of renewable energy resources:”

Representative Becker’s motion to amend passed on a voice vote.

On motion of Representative Lockhart, the House voted to circle **S.B. 133**.

\* \* \*

**S.B. 149**, BONDING LAW AMENDMENTS – STATE FINANCING CONSOLIDATION ACT, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 149**.

\* \* \*

**S.B. 173**, DEPARTMENT OF AGRICULTURE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Snow, the House voted to circle **S.B. 173**.

\* \* \*

**Sub. S.B. 225**, LIMITATION OF JUDGMENTS AGAINST GOVERNMENT ENTITIES, read the third time by short title and placed on its final passage.

**Sub. S.B. 225** then passed on the following roll call:

**Yeas, 47; Nays, 20; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|            |              |            |          |
|------------|--------------|------------|----------|
| Aagard     | Alexander    | S. Allen   | Anderson |
| Barrus     | Becker       | Bird       | Bowman   |
| Buffmire   | Bush         | Buttars    | Buxton   |
| D. Clark   | Curtis       | Dee        | Dillree  |
| Donnelson  | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow | Hardy        | Harper     | Hogue    |
| Holdaway   | E. Hutchings | B. Johnson | Jones    |
| Last       | Lawrence     | Love       | Mascaro  |
| McGee      | Moss         | Murray     | Newbold  |
| Noel       | Pace         | Peterson   | Seitz    |
| G. Snow    | Styler       | Ure        | Urquhart |
| Wallace    | Webb         | Winn       |          |

**Voting in the negative were:** Representatives

|         |             |             |          |
|---------|-------------|-------------|----------|
| Bennion | Biskupski   | Christensen | Daniels  |
| Dayton  | Dougall     | Duckworth   | Gowans   |
| Hansen  | Hendrickson | Hughes      | King     |
| Kiser   | Litvack     | McCartney   | Morgan   |
| Morley  | Philpot     | Shurtliff   | Thompson |

**Absent or not voting were:** Representatives

|          |         |           |             |
|----------|---------|-----------|-------------|
| Adams    | Bigelow | Bourdeaux | Bryson      |
| S. Clark | D. Cox  | Lockhart  | M. Stephens |

**Sub. S.B. 225** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Urquhart, the House voted to print the following intent language in the House Journal.

### INTENT LANGUAGE TO SUB. S.B. 225

The Legislature finds and determines that:

- it is the intent of this act to provide adequate relief to injured persons while at the same time protecting the public funds and providing financial certainty for the injured, governments, and their taxpayers;

- because of the Utah Supreme Court's decision in Laney, there is some confusion about the effect of that decision on government entity's exposure to tort liability for certain acts;

- as the implications of that decision are analyzed and addressed by affected governmental entities, the plaintiff's bar, the government defense bar, and the Legislature, it is good public policy to clarify the continued applicability of statutory caps until the issues raised by Laney can be addressed more comprehensively;

- the Utah Supreme court has indicated that statutory caps on the amount of judgments for damages for personal injury against a governmental entity is constitutional and is an appropriate public policy for any function undertaken by government, whether characterized as governmental or proprietary;

- because taxpayers ultimately bear the financial burden of any liability imposed upon a governmental entity, reasonable limitations on governmental liability are necessary to protect the taxpayers from excessive fiscal burdens and assure that public services can be provided to the people as is determined necessary by government; and

- the caps established by this act are among the highest in the United States and are adjusted biennially for inflation."

### UNFINISHED BUSINESS

On motion of Representative Styler, the House voted to uncircle **S.B. 173**.

**S.B. 173**, DEPARTMENT OF AGRICULTURE AMENDMENTS, was before the House on its final passage.

**S.B. 173** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Becker | Bennion   | Bigelow  |

|             |            |              |             |
|-------------|------------|--------------|-------------|
| Bird        | Biskupski  | Bowman       | Buffmire    |
| Bush        | Buttars    | Buxton       | Christensen |
| D. Clark    | D. Cox     | Curtis       | Daniels     |
| Dayton      | Dee        | Dillree      | Donnelson   |
| Dougall     | Duckworth  | Dunnigan     | Ferrin      |
| Ferry       | Goodfellow | Gowans       | Hansen      |
| Hardy       | Harper     | Hendrickson  | Hogue       |
| Holdaway    | Hughes     | E. Hutchings | B. Johnson  |
| Jones       | King       | Kiser        | Last        |
| Lawrence    | Litvack    | Lockhart     | Love        |
| Mascaro     | McCartney  | McGee        | Morgan      |
| Morley      | Moss       | Murray       | Newbold     |
| Pace        | Peterson   | Philpot      | Seitz       |
| Shurtliff   | G. Snow    | Styler       | Thompson    |
| Ure         | Wallace    | Webb         | Winn        |
| M. Stephens |            |              |             |

**Absent or not voting were:** Representatives

|        |           |        |          |
|--------|-----------|--------|----------|
| Barrus | Bourdeaux | Bryson | S. Clark |
| Noel   | Urquhart  |        |          |

**S.B. 173** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### THIRD READING CALENDAR

**S.B. 147**, STREAMLINED SALES TAX PROJECT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **S.B. 147**.

\* \* \*

**S.B. 177**, REGULATION OF DEBT CANCELLATION AGREEMENTS AND DEBT SUSPENSION AGREEMENTS, read the third time by short title and placed on its final passage.

**S.B. 177** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Bigelow    | Bird        | Biskupski | Bowman       |
| Bryson     | Buffmire    | Bush      | Buttars      |
| Buxton     | Christensen | D. Clark  | D. Cox       |
| Curtis     | Daniels     | Dayton    | Dee          |
| Dillree    | Donnelson   | Dougall   | Duckworth    |
| Dunnigan   | Ferrin      | Ferry     | Goodfellow   |
| Gowans     | Hansen      | Hardy     | Hendrickson  |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Kiser        |
| Last       | Lawrence    | Litvack   | Lockhart     |
| Love       | Mascaro     | McCartney | McGee        |
| Morgan     | Morley      | Moss      | Murray       |
| Newbold    | Noel        | Pace      | Peterson     |
| Philpot    | Seitz       | Shurtliff | G. Snow      |
| Styler     | Thompson    | Wallace   | Webb         |
| Winn       | M. Stephens |           |              |

**Absent or not voting were:** Representatives

|           |          |        |     |
|-----------|----------|--------|-----|
| Bourdeaux | S. Clark | Harper | Ure |
| Urquhart  |          |        |     |

**S.B. 177** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: March 4, 2003

The Senate refuses to concur with the House Amendments to **1st Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and requests the House recede from its amendments.

Annette B. Moore  
Secretary of the Senate

Communication filed.

\* \* \*

Mr. Speaker: March 4, 2003

The Senate substituted and passed, **Senate 3rd Sub. H.B. 189**, LENDING LAW AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 201**, JUDICIARY AMENDMENTS, by Representative M. S. Lawrence, and it is transmitted for further consideration; and

The Senate passed, as amended, **3rd Sub. H.B. 371**, COURT SECURITY FEE, by Representative D. Hogue, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 310**, TRANSPORTATION PLANNING TASK FORCE, by Representative J. Dougall, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Senate 3rd Sub. H.B. 189, Sub. H.B. 201, 3rd Sub. H.B. 371, and H.B. 310**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker:

March 4, 2003

The Senate concurred in the House amendments and passed **S.B. 37**, TASK FORCE STUDY OF IMPACT OF GRAVEL PITS, by Senator P. Knudson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 153**, ALCOHOLIC BEVERAGE AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the Speaker; and

The Senate adopted the Joint Conference Committee Report dated March 4, 2003 and passed **2nd Sub. S.B. 79**, DISABLED PARKING FINE, by Senator D. C. Buttars, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 81**, COMPENSATION STUDY, by Representative T. McCartney, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 257**, PUBLIC EDUCATION LEGISLATIVE TASK FORCE, by Representative K. Holdaway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 278**, MUNICIPAL ANNEXATIONS ACROSS COUNTY LINES, by Representative D. G. Buxton, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 280**, MOTOR VEHICLE ACCIDENTS – ACCESS TO POLICE REPORTS, by Representative L. Christensen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 290**, EXEMPTIONS RELATED TO EXCHANGE OF SECURITIES, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 353**, VEHICLE DISCLOSURE REQUIREMENTS, by Representative D. Bowman, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 372**, CAPTIVE INSURERS ACT, by Representative J. Dunnigan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 142**, MANUFACTURED HOME AND MOBILE HOME AMENDMENTS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **S.B. 37**, **Sub. S.B. 153**, and **2nd Sub. S.B. 79** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communications filed. **Sub. H.B. 81**, **H.B. 257**, **H.B. 278**, **H.B. 280**, **Sub. H.B. 290**, **H.B. 353**, **H.B. 372**, and **Sub. H.B. 142** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### THIRD READING CALENDAR

**2nd Sub. S.B. 180**, EMERGENCY MEDICAL SERVICES, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **2nd Sub. S.B. 180**.

\* \* \*

**Sub. S.B. 204**, GOVERNMENT EMPLOYEES – PAY FOR UNITED STATES ARMED FORCES OR NATIONAL GUARD SERVICE TIME, read the third time by short title and placed on its final passage.

On motion of Representative Bennion, the House voted to circle **Sub. S.B. 204**.

\* \* \*

**S.B. 146**, WASTE FEE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **S.B. 146**.

\* \* \*

**S.B. 130**, REGULATIONS OF CHECK CASHERS, read the third time by short title and placed on its final passage.

**S.B. 130** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |            |             |            |
|--------------|------------|-------------|------------|
| Aagard       | Adams      | Alexander   | Anderson   |
| Barrus       | Becker     | Bennion     | Bigelow    |
| Bird         | Biskupski  | Bowman      | Bryson     |
| Buffmire     | Bush       | Buttars     | Buxton     |
| Christensen  | D. Clark   | S. Clark    | D. Cox     |
| Curtis       | Daniels    | Dayton      | Dee        |
| Dillree      | Donnelson  | Dougall     | Duckworth  |
| Dunnigan     | Ferrin     | Ferry       | Goodfellow |
| Gowans       | Hansen     | Hardy       | Harper     |
| Hendrickson  | Hogue      | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | King        | Kiser      |
| Last         | Lawrence   | Litvack     | Lockhart   |
| Love         | Mascaro    | McCartney   | McGee      |
| Morgan       | Morley     | Moss        | Murray     |
| Newbold      | Noel       | Peterson    | Philpot    |
| Seitz        | Shurtliff  | G. Snow     | Styler     |
| Thompson     | Ure        | Urquhart    | Wallace    |
| Webb         | Winn       | M. Stephens |            |

**Absent or not voting were:** Representatives

|          |           |       |      |
|----------|-----------|-------|------|
| S. Allen | Bourdeaux | Jones | Pace |
|----------|-----------|-------|------|

**S.B. 130** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 186**, UNINSURED AND UNDERINSURED MOTORIST COVERAGE, read the third time by short title and placed on its final passage.

**Sub. S.B. 186** then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Aagard    | Adams       | Alexander    | S. Allen   |
| Anderson  | Barrus      | Becker       | Bennion    |
| Bigelow   | Bird        | Biskupski    | Bourdeaux  |
| Bowman    | Bryson      | Buffmire     | Bush       |
| Buttars   | Buxton      | Christensen  | D. Clark   |
| S. Clark  | D. Cox      | Curtis       | Daniels    |
| Dayton    | Dee         | Dillree      | Donnelson  |
| Dougall   | Duckworth   | Dunnigan     | Ferrin     |
| Ferry     | Goodfellow  | Gowans       | Hansen     |
| Hardy     | Harper      | Hendrickson  | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |
| Lawrence  | Litvack     | Lockhart     | Love       |
| Mascaro   | McCartney   | McGee        | Morgan     |
| Morley    | Moss        | Murray       | Newbold    |
| Noel      | Peterson    | Philpot      | Seitz      |
| Shurtliff | G. Snow     | Styler       | Thompson   |
| Ure       | Urquhart    | Wallace      | Webb       |
| Winn      | M. Stephens |              |            |

**Absent or not voting was:** Representative

Pace

**Sub. S.B. 186** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**2nd Sub. S.B. 62**, UTAH HOUSE INSPECTION STANDARD OF PRACTICE, read the third time by short title and placed on its final passage.

Representative Adams proposed the following amendment:

1. Page 13, Line 390 and 391:  
Delete “file a complaint or”

Representative Adams’ motion to amend passed on a voice vote.

**2nd Sub. S.B. 62**, as amended, then failed to pass on the following roll call:

**Yeas, 33; Nays, 41; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |             |             |              |
|-----------|-------------|-------------|--------------|
| Anderson  | Becker      | Bourdeaux   | Bowman       |
| Buffmire  | Buxton      | Christensen | Dee          |
| Duckworth | Goodfellow  | Gowans      | Hansen       |
| Hardy     | Hendrickson | Hogue       | E. Hutchings |
| Jones     | King        | Lawrence    | Litvack      |
| Love      | Mascaro     | McCartney   | McGee        |
| Morgan    | Moss        | Newbold     | Noel         |
| Pace      | Seitz       | Shurtliff   | Wallace      |
| Winn      |             |             |              |

**Voting in the negative were:** Representatives

|             |          |            |          |
|-------------|----------|------------|----------|
| Aagard      | Adams    | Alexander  | S. Allen |
| Barrus      | Bennion  | Bigelow    | Bird     |
| Biskupski   | Bryson   | Bush       | Buttars  |
| D. Clark    | S. Clark | D. Cox     | Curtis   |
| Dayton      | Dillree  | Donnelson  | Dougall  |
| Dunnigan    | Ferrin   | Ferry      | Harper   |
| Holdaway    | Hughes   | B. Johnson | Kiser    |
| Last        | Lockhart | Morley     | Murray   |
| Peterson    | Philpot  | G. Snow    | Styler   |
| Thompson    | Ure      | Urquhart   | Webb     |
| M. Stephens |          |            |          |

**Absent or not voting was:** Representative  
Daniels

**2nd Sub. S.B. 62**, as amended, was returned to the Senate for filing.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

### AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:00 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 4, 2003

The Senate passed, as amended, **1st Sub. H.B. 286**, WASTE TAX AND FEE AMENDMENTS, by Representative D. Ure, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 133**, EXPEDITED CHILD WELFARE PROCEDURES, by Representative C. Bennion, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. H.B. 286** and **H.B. 133**, placed on the calendar for concurrence.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:25 p.m.

Speaker Stephens called the House to order at 2:25 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 4, 2003

The President of the Senate has appointed a Conference Committee consisting of Senators B. Evans, Valentine, and Dmitrich to meet with a like committee from the House of Representatives to consider or amend **1st Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans.

Annette B. Moore  
Secretary of the Senate

Communications filed.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker: March 4, 2003

The Joint Conference Committee comprised of Senators Evans, Valentine, and Dmitrich, and Representative Pace, Buxton, and Goodfellow, recommends **1st Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, be replaced and favorably

recommends **4th Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS.

Beverly Ann Evans  
Senate Chair  
Lorraine T. Pace  
House Chair

Report ruled out of order by Speaker Stephens. **Sub. S.B. 2** referred back to the Conference Committee for further consideration.

### CONCURRENCE CALENDAR

On motion of Representative Harper, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 189**, LENDING LAW AMENDMENTS.

**3rd Sub. H.B. 189**, as amended by the Senate, then passed on the following roll call:

**Yeas, 53; Nays, 0; Absent or not voting, 22.**

**Voting in the affirmative were:** Representatives

|             |              |            |             |
|-------------|--------------|------------|-------------|
| Aagard      | Adams        | Alexander  | S. Allen    |
| Barrus      | Becker       | Bird       | Biskupski   |
| Bryson      | Buttars      | Buxton     | Christensen |
| S. Clark    | D. Cox       | Curtis     | Daniels     |
| Dee         | Donnelson    | Dougall    | Duckworth   |
| Dunnigan    | Ferrin       | Goodfellow | Gowans      |
| Hansen      | Hardy        | Harper     | Holdaway    |
| Hughes      | E. Hutchings | Jones      | Kiser       |
| Last        | Lawrence     | Litvack    | Lockhart    |
| Love        | Mascaro      | McGee      | Morgan      |
| Morley      | Moss         | Murray     | Newbold     |
| Pace        | Peterson     | Shurtliff  | G. Snow     |
| Thompson    | Urquhart     | Wallace    | Webb        |
| M. Stephens |              |            |             |

**Absent or not voting were:** Representatives

|          |            |         |             |
|----------|------------|---------|-------------|
| Anderson | Bennion    | Bigelow | Bourdeaux   |
| Bowman   | Buffmire   | Bush    | D. Clark    |
| Dayton   | Dillree    | Ferry   | Hendrickson |
| Hogue    | B. Johnson | King    | McCartney   |
| Noel     | Philpot    | Seitz   | Styler      |
| Ure      | Winn       |         |             |

**3rd Sub. H.B. 189**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Lawrence, the House voted to concur in the Senate amendments to **Sub. H.B. 201**, JUDICIARY AMENDMENTS.

**Sub. H.B. 201**, as amended by the Senate, then passed on the following roll call:

**Yeas, 57; Nays, 0; Absent or not voting, 18.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | S. Allen  |
| Barrus       | Becker      | Bird      | Biskupski |
| Bourdeaux    | Bowman      | Bryson    | Buttars   |
| Buxton       | Christensen | S. Clark  | D. Cox    |
| Curtis       | Daniels     | Dayton    | Dee       |
| Donnelson    | Dougall     | Duckworth | Dunnigan  |
| Ferrin       | Goodfellow  | Gowans    | Hansen    |
| Hardy        | Harper      | Holdaway  | Hughes    |
| E. Hutchings | Jones       | Kiser     | Last      |
| Lawrence     | Litvack     | Lockhart  | Love      |
| Mascaro      | McGee       | Morgan    | Morley    |
| Moss         | Murray      | Newbold   | Pace      |
| Peterson     | Shurtliff   | G. Snow   | Styler    |
| Thompson     | Urquhart    | Wallace   | Webb      |
| M. Stephens  |             |           |           |

**Absent or not voting were:** Representatives

|             |          |            |          |
|-------------|----------|------------|----------|
| Anderson    | Bennion  | Bigelow    | Buffmire |
| Bush        | D. Clark | Dillree    | Ferry    |
| Hendrickson | Hogue    | B. Johnson | King     |
| McCartney   | Noel     | Philpot    | Seitz    |
| Ure         | Winn     |            |          |

**Sub. H.B. 201**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Dougall, the House voted to concur in the Senate amendments to **H.B. 310**, TRANSPORTATION PLANNING TASK FORCE.

**H.B. 310**, as amended by the Senate, then passed on the following roll call:

**Yeas, 53; Nays, 4; Absent or not voting, 18.**

**Voting in the affirmative were:** Representatives

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Aagard      | Adams       | Alexander    | S. Allen   |
| Barrus      | Becker      | Bird         | Biskupski  |
| Bourdeaux   | Bowman      | Bryson       | Buttars    |
| Buxton      | Christensen | S. Clark     | D. Cox     |
| Curtis      | Daniels     | Dayton       | Dee        |
| Donnelson   | Dougall     | Dunnigan     | Ferrin     |
| Goodfellow  | Hansen      | Hardy        | Harper     |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| Jones       | King        | Kiser        | Last       |
| Lawrence    | Litvack     | Love         | Mascaro    |
| McGee       | Morgan      | Morley       | Murray     |
| Newbold     | Noel        | Peterson     | Shurtliff  |
| G. Snow     | Urquhart    | Wallace      | Webb       |
| M. Stephens |             |              |            |

**Voting in the negative were:** Representatives

|           |        |      |          |
|-----------|--------|------|----------|
| Duckworth | Gowans | Pace | Thompson |
|-----------|--------|------|----------|

**Absent or not voting were:** Representatives

|             |          |          |           |
|-------------|----------|----------|-----------|
| Anderson    | Bennion  | Bigelow  | Buffmire  |
| Bush        | D. Clark | Dillree  | Ferry     |
| Hendrickson | Hogue    | Lockhart | McCartney |
| Moss        | Philpot  | Seitz    | Styler    |
| Ure         | Winn     |          |           |

**H.B. 310**, as amended by the Senate, transmitted to the Senate for signature of the president.

### COMMUNICATIONS FROM THE SENATE

On motion of Representative Pace, the House voted to refuse to recede from the Senate amendments to **Sub. S.B. 2** and that the Speaker be authorized to appoint a conference committee. The Speaker appointed Representatives Pace, Buxton, and Goodfellow.

### THIRD READING CALENDAR

**S.B. 120**, PAYMENT OF WAGES AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 120** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | S. Allen  |
| Anderson     | Barrus      | Becker    | Bennion   |
| Bird         | Biskupski   | Bourdeaux | Bowman    |
| Bryson       | Buffmire    | Bush      | Buttars   |
| Buxton       | Christensen | D. Clark  | S. Clark  |
| D. Cox       | Curtis      | Daniels   | Dayton    |
| Dee          | Dillree     | Donnelson | Dougall   |
| Duckworth    | Dunnigan    | Ferrin    | Ferry     |
| Goodfellow   | Gowans      | Hansen    | Hardy     |
| Harper       | Hogue       | Holdaway  | Hughes    |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Kiser        | Last        | Lawrence  | Litvack   |
| Lockhart     | Love        | Mascaro   | McCartney |
| McGee        | Morgan      | Morley    | Moss      |
| Murray       | Newbold     | Noel      | Pace      |
| Peterson     | Philpot     | Seitz     | Shurtliff |
| G. Snow      | Styler      | Thompson  | Ure       |
| Urquhart     | Wallace     | Webb      | Winn      |
| M. Stephens  |             |           |           |

**Absent or not voting were:** Representatives

|         |             |
|---------|-------------|
| Bigelow | Hendrickson |
|---------|-------------|

**S.B. 120** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative Curtis, the House voted to uncircle **S.B. 61**.

**S.B. 61, PUBLIC UTILITY RELATED AMENDMENTS**, was before the House on its final passage.

**S.B. 61** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|        |           |          |          |
|--------|-----------|----------|----------|
| Adams  | Alexander | S. Allen | Anderson |
| Barrus | Becker    | Bennion  | Bird     |

|              |            |          |            |
|--------------|------------|----------|------------|
| Biskupski    | Bourdeaux  | Bowman   | Bryson     |
| Buffmire     | Bush       | Buttars  | Buxton     |
| Christensen  | D. Clark   | S. Clark | D. Cox     |
| Curtis       | Daniels    | Dayton   | Dee        |
| Dillree      | Donnelson  | Dougall  | Duckworth  |
| Dunnigan     | Ferrin     | Ferry    | Goodfellow |
| Gowans       | Hansen     | Hardy    | Harper     |
| Hendrickson  | Hogue      | Holdaway | Hughes     |
| E. Hutchings | B. Johnson | Jones    | King       |
| Kiser        | Last       | Lawrence | Litvack    |
| Lockhart     | Love       | Mascaro  | McCartney  |
| McGee        | Morgan     | Morley   | Moss       |
| Murray       | Newbold    | Noel     | Pace       |
| Peterson     | Philpot    | Seitz    | Shurtliff  |
| G. Snow      | Styler     | Thompson | Ure        |
| Urquhart     | Wallace    | Webb     | Winn       |
| M. Stephens  |            |          |            |

**Absent or not voting were:** Representatives

Aagard                      Bigelow

**S.B. 61** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to print the following intent language in the House Journal.

#### INTENT LANGUAGE FOR S.B. 61

The intent of the legislature in passing **S.B. 61, PUBLIC UTILITY RELATED AMENDMENTS**, is to have the Public Service Commission select a test period for setting utility rates based on the best evidence presented to the Public Service Commission without any presumption for or against either a historical or a future test period.

### CONCURRENCE CALENDAR

On motion of Representative Hogue, the House voted not to concur in the Senate amendments to **3rd Sub. H.B. 371, COURT SECURITY FEE**, and ask the Senate to recede.

### UNFINISHED BUSINESS

On motion of Representative Bennion, the House voted to uncircle **Sub. S.B. 204**.

**Sub. S.B. 204**, GOVERNMENT EMPLOYEES – PAY FOR UNITED STATES ARMED FORCES OR NATIONAL GUARD SERVICE TIME, was before the House on its final passage.

On motion of Representative Bennion, the House voted to circle **Sub. S.B. 204**.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 4, 2003

The President of the Senate has appointed a Conference Committee consisting of Senators Hickman, Hillyard, and Allen to meet with a like committee from the House of Representatives to consider or amend **1st Sub. S.B. 28**, INITIATIVE AMENDMENTS, by Senator J. Hickman.

Annette B. Moore  
Secretary of the Senate

Communications filed. The Conference Committee may now meet.

### MISCELLANEOUS BUSINESS

On motion of Representative Bryson, the House voted to recall **2nd Sub. S.B. 62** from the Senate.

### THIRD READING CALENDAR

**S.B. 198**, DIVISION OF REAL ESTATE – DEFINITIONS AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Adams, the House voted to delete **S.B. 198** in title and body and insert **2nd Sub. S.B. 198** in lieu thereof.

**2nd Sub. S.B. 198** then passed on the following roll call:

**Yeas, 66; Nays, 0; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Bennion   | Bird     |

|             |             |              |            |
|-------------|-------------|--------------|------------|
| Biskupski   | Bourdeaux   | Bowman       | Bryson     |
| Buffmire    | Bush        | Buttars      | Buxton     |
| Christensen | D. Clark    | S. Clark     | D. Cox     |
| Daniels     | Dayton      | Dee          | Dillree    |
| Donnelson   | Dougall     | Duckworth    | Dunnigan   |
| Ferry       | Goodfellow  | Gowans       | Hansen     |
| Hardy       | Harper      | Hendrickson  | Hogue      |
| Holdaway    | Hughes      | E. Hutchings | B. Johnson |
| King        | Kiser       | Last         | Lawrence   |
| Litvack     | Love        | Mascaro      | McCartney  |
| McGee       | Morgan      | Morley       | Moss       |
| Murray      | Newbold     | Noel         | Pace       |
| Peterson    | Seitz       | Shurtliff    | G. Snow    |
| Styler      | Thompson    | Ure          | Wallace    |
| Webb        | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|        |          |         |          |
|--------|----------|---------|----------|
| Becker | Bigelow  | Curtis  | Ferrin   |
| Jones  | Lockhart | Philpot | Urquhart |
| Winn   |          |         |          |

**2nd Sub. S.B. 198**, as amended, was returned to the Senate for further consideration.

### **RULES COMMITTEE REPORTS**

Mr. Speaker:

March 4, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed at the top of the Third Reading Calendar for Senate bills:

|                          |  |
|--------------------------|--|
| <b>S.B. 30</b>           | Utah Administrative Rulemaking Act Amendments<br>(H. Stephenson)             |
| <b>S.B. 57</b>           | Charter School Amendments (H. Stephenson)                                    |
| <b>S.B. 226</b>          | State Tax Commission Amendments (H. Stephenson)                              |
| <b>S.B. 184</b>          | Municipal Improvement District Amendments<br>(C. Walker)                     |
| <b>1st Sub. S.B. 191</b> | County Oversight of Local Authorities for Human<br>Services (C. Walker)      |
| <b>S.B. 194</b>          | Commerce and Trade – Telephone and Facsimile<br>Solicitation Act (D. Thomas) |
| <b>2nd Sub. S.B. 203</b> | Condominium Law Amendments (M. Waddoups)                                     |
| <b>2nd Sub. S.B. 208</b> | Warrant for Removal of Minor from Home (B. Wright)                           |

- S.B. 151** Amendments Related to Information Technology  
(D. Steele)
- S.B. 206** Vehicle Sale and Security Interest Amendments  
(D. Steele)
- S.B. 175** Revenue Procedures and Control Act Amendments  
(C. Bramble)
- S.B. 223** Revisions to Parent Time (L. Hillyard)
- 1st Sub. S.B. 216** Motor Carrier Fee Amendments (J. Hickman)
- S.B. 251** Firearms Revisions (B. Evans)
- S.J.R. 4** Resolution Urging That a Public Hearing Be Held on the  
Structure of the Public Service Commission (E. Mayne)
- S.B. 136** Guilty and Mentally Ill Sentencing Amendments  
(D. Gladwell)
- S.B. 227** Fee Increase (J. Hickman)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

\* \* \*

Mr. Speaker:

March 4, 2003

The Rules Committee recommends that, under suspension of the rules, the following bill be considered read for the second time and placed at the top of the Third Reading Calendar for Senate bills:

**2nd Sub. S.B. 213** Amendments to Sales and Use Tax (E. Mayne)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

### THIRD READING CALENDAR

**2nd Sub. S.B. 213**, AMENDMENTS TO SALES AND USE TAX, read the third time by short title and placed on its final passage.

On motion of Representative Goodfellow, the House voted to circle **2nd Sub. S.B. 213**.

### MISCELLANEOUS BUSINESS

On motion of Representative Styler, the House voted to recess until 3:40 p.m.

Speaker Stephens called the House to order at 3:55 p.m.

**THIRD READING CALENDAR**

**S.B. 30**, UTAH ADMINISTRATIVE RULEMAKING ACT AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 30**.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker:

March 4, 2003

The Senate refuses to recede from its amendments to **3rd Sub. H.B. 371**, COURT SECURITY FEE, by Representative D. Hogue, and has appointed a Conference Committee consisting of Senators Buttars, Hickman, and Davis to meet with a like committee from the House on this bill.

Annette B. Moore

Secretary of the Senate

Communication filed. The Speaker appointed a Conference Committee comprised of Representatives Hogue, Bennion, and King to meet with a like committee from the Senate.

**UNFINISHED BUSINESS**

On motion of Representative Urquhart, the House voted to uncircle **5th Sub. S.B. 154**.

**5th Sub. S.B. 154**, PUBLIC EDUCATION AMENDMENTS, was before the House on its final passage.

Representative Urquhart proposed the following amendment:

1. Page 2, Line 34:  
Delete "\$4,000,000" and insert "\$1,800,000"
2. Page 1, Line 22:  
Delete "district-specific" and insert "competency-based"
3. Page 11, Lines 319-321:  
Delete lines 319 and 320 and delete "(3)" and insert "(2)"
4. Page 11, Line 329:  
Delete "(3)" and insert "(2)"
5. Page 31, Line 932:  
Delete "\$4,000,000" and insert "\$1,800,000"

Representative Urquhart's motion to amend passed on a voice vote.

###

Representative Allen proposed the following amendment:

1. Page 3, Line 73:  
Reinstate "district in which that candidate resides"
2. Page 3, Lines 74–75:  
After "1 of" insert "the year preceding" and reinstate "the year in which a State Board of Education member's term expires," and delete "2003 and every four years thereafter."
3. Page 3, Line 76:  
Reinstate "seven" and delete "15"
4. Page 3, Line 77:  
Reinstate "one-year" and delete "four-year" and reinstate "for the state board district that member represents;"
5. Page 3, Lines 78–82:  
Delete lines 78 through 82
6. Page 3, Line 83:  
Reinstate "each" and delete "one"
7. Page 3, Line 84:  
Reinstate "the" and delete "each"
8. Pages 3–4, Lines 85–88:  
Reinstate lines 85 through 88
9. Page 4, Line 89:  
Reinstate line 89 and after "administrator" insert "or teacher"
10. Page 4, Line 90:  
Reinstate "(iii) one member of the nominating committee is" and insert "a public member;"
11. Page 4, Lines 92–93:  
Reinstate lines 92 and 93
12. Page 4, Line 94:  
Reinstate "(v) three members of the nominating committee represent" and insert "business, industry, or employers; and"

13. Page 4, Line 96:  
Reinstate “(d)” and delete “(c)”
14. Page 4, Lines 99–100:  
Reinstate “at least four” and delete “a majority of”
15. Page 4, Line 104:  
Reinstate “Each” and delete “The”
16. Page 4, Line 108:  
Reinstate “from its district” and delete “for each state board district subject to election in that year”
17. Page 4, Lines 110–111:  
Reinstate “the” and delete “each”
18. Page 4, Line 114:  
Delete “The” and insert “Each” and after “nominating” insert “and recruiting”
19. Page 5, Line 141:  
Delete “committee” and insert “committees”
20. Page 5, Line 145:  
Reinstate “from that district”
21. Page 24, Line 720:  
Delete “, or advanced certification or credentialing”

Representative Ure proposed the following substitute motion to amend:

1. Page 3, Line 74:  
After “(2)” insert “(a)”
2. Page 3, Line 75–76:  
Delete “the governor shall: (a) appoint” and delete “15” and insert “11”
3. Page 3, Line 78:  
Delete “of which” and insert “shall be appointed as follows”
4. Page 3, Line 79–82:  
Delete lines 79 through 82 and insert:  
“(i) one member appointed by the governing board of the Utah Farm Bureau:”

- (ii) one member appointed by the governing board of the Utah Manufacturer’s Association;
- (iii) one member appointed by the governing board of the Utah Taxpayers Association;
- (iv) one member appointed by the governing board of the Salt Lake Chamber of Commerce;
- (v) one member jointly appointed by the governing boards of the Utah Food Industry Association and Utah Retail Merchants Association;
- (vi) one member appointed by the governing board of the American Federation of Teachers/ Utah;
- (vii) one member appointed by the governing board of the Utah Education Association;
- (viii) one member appointed by the governing board of the Utah Parent Teacher Association;
- (ix) one member appointed by the governing board of the Utah School Boards Association;
- (x) one member appointed by the governing board of the Utah School Superintendents Association; and
- (xi) one at large member appointed by the governor.”

5. Page 3, Lines 83–84:  
Delete lines 83 and 84
6. Page 4, Line 96:  
Delete “(c)” and insert “(b)” “The members shall elect” and delete “designate”

Representative Ure’s motion to amend failed on a voice vote.

Representative Goodfellow proposed the following substitute motion to amend:

Include Representative Allen’s motion to amend plus the following:

22. Page 5, Line 126:  
Delete “and”
23. Page 5, Line 127:  
Delete “(v)” and insert “(vii)”
24. Page 5, After line 127:  
Insert the following subsections: “(viii) science and engineering; and  
(ix) medical/healthcare;”

Representative Urquhart requested the motion be divided.

Items 1 through 20 passed on the following roll call:

**Yeas, 39; Nays, 33; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |           |           |             |
|-----------|-----------|-----------|-------------|
| S. Allen  | Anderson  | Becker    | Bird        |
| Biskupski | Bourdeaux | Bowman    | Buffmire    |
| D. Cox    | Daniels   | Dee       | Dougall     |
| Duckworth | Dunnigan  | Ferry     | Goodfellow  |
| Gowans    | Hansen    | Hardy     | Hendrickson |
| Hogue     | Holdaway  | Jones     | King        |
| Lawrence  | Litvack   | Love      | McCartney   |
| McGee     | Morgan    | Moss      | Murray      |
| Pace      | Seitz     | Shurtliff | Styler      |
| Thompson  | Webb      | Winn      |             |

**Voting in the negative were:** Representatives

|             |          |              |            |
|-------------|----------|--------------|------------|
| Aagard      | Adams    | Barrus       | Bennion    |
| Bryson      | Bush     | Buttars      | Buxton     |
| Christensen | D. Clark | S. Clark     | Curtis     |
| Dayton      | Dillree  | Donnelson    | Ferrin     |
| Harper      | Hughes   | E. Hutchings | B. Johnson |
| Kiser       | Last     | Lockhart     | Mascaro    |
| Morley      | Newbold  | Noel         | Peterson   |
| G. Snow     | Ure      | Urquhart     | Wallace    |
| M. Stephens |          |              |            |

**Absent or not voting were:** Representatives

|           |         |         |
|-----------|---------|---------|
| Alexander | Bigelow | Philpot |
|-----------|---------|---------|

Item 21 failed to pass on the following roll call:

**Yeas, 32; Nays, 39; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |           |           |
|-------------|-----------|-----------|-----------|
| Adams       | S. Allen  | Anderson  | Becker    |
| Bird        | Biskupski | Bourdeaux | Buffmire  |
| D. Cox      | Daniels   | Dee       | Duckworth |
| Goodfellow  | Gowans    | Hansen    | Hardy     |
| Hendrickson | Hogue     | Holdaway  | Jones     |
| King        | Lawrence  | Litvack   | McCartney |
| McGee       | Morgan    | Moss      | Murray    |
| Pace        | Shurtliff | Thompson  | Winn      |

**Voting in the negative were:** Representatives

|              |            |             |             |
|--------------|------------|-------------|-------------|
| Agard        | Barrus     | Bowman      | Bryson      |
| Bush         | Buttars    | Buxton      | Christensen |
| D. Clark     | S. Clark   | Curtis      | Dayton      |
| Dillree      | Donnelson  | Dougall     | Dunnigan    |
| Ferrin       | Ferry      | Harper      | Hughes      |
| E. Hutchings | B. Johnson | Kiser       | Last        |
| Lockhart     | Love       | Mascaro     | Morley      |
| Newbold      | Noel       | Peterson    | Seitz       |
| G. Snow      | Styler     | Ure         | Urquhart    |
| Wallace      | Webb       | M. Stephens |             |

**Absent or not voting were:** Representatives

|           |         |         |         |
|-----------|---------|---------|---------|
| Alexander | Bennion | Bigelow | Philpot |
|-----------|---------|---------|---------|

Items 22 through 24 passed on a voice vote.

###

Representative Holdaway proposed the following amendment:

1. Page 14, Line 401:  
After "amount of" insert "federal." and after "state" insert a comma
2. Page 14, Line 405:  
After "practices" insert ", consistent with state and federal regulations."
3. Page 23, Line 701:  
Delete "shall" and insert "may"
4. Page 24, Line 729:  
After "recommend" insert ", after monitoring for at least one year."
5. Page 26, Line 796:  
After "53A-1-402" insert ", and consistent with state and federal regulations."
6. Page 27, Line 811:  
After "arts" insert "and applied technology"
7. Page 29, Line 872:  
After "Education" insert "and the Public Education Legislative Task Force"

8. Page 32, Line 961:  
After line 961 insert:  
“(l) the Public Education Legislative Task Force.”
9. Page 32, Line 962:  
Delete “(l)” and insert “(m)”
10. Page 32, Line 963:  
Delete “(m)” and insert “(n)”

Representative Harper proposed the following substitute motion to amend:

Include Representative Holdaway’s motion to amend plus the following:

11. Page 10, Line 290:  
After “to” insert “, among other objectives”
12. Page 15, Line 438:  
After line 438 insert:  
“(d) A program created with or expanded by federal funds may be reduced to the extent allowed by law when federal funds for that program are subsequently reduced or eliminated.”
13. Page 22, Line 674:  
After “activities” insert “or compliance with a school district professional development plan as provided in Subsection (4)”
14. Page 23, Line 685:  
Bracket “Unless” and insert “Except as provided in Subsection (4), unless”
15. Page 23, Line 695:  
After line 695 insert:  
“(4) Unless suspended or revoked by the board, or surrendered by the educator, a level 1, level 2, level 3, or competency-based license shall remain valid if:  
(a) the license holder is employed by a school district that has a comprehensive program to maintain and improve educators’ skills in which performance standards, educator evaluation, and professional development are integrated; and  
(b) the license holder complies with school or school district professional development requirements.”

Items 4 through 5 and 8 through 13 of Representative Holdaway’s motion to amend passed on a voice vote.

Item 6 of Representative Holdaway’s motion to amend failed on a voice vote.

Item 7 of Representative Holdaway’s motion to amend failed on a voice vote.

Items 11 through 15 of Representative Harper’s motion to amend passed on a voice vote.

###

Representative Dillree proposed the following amendment:

1. Page 1, Line 19:  
Delete “prohibits” and insert “allows” and delete “from entering” and insert “to enter”
2. Page 1, Line 20:  
Delete “prohibits or limits” and insert “permits”
3. Page 19, Line 573:  
Delete “(a)” and delete “not”
4. Page 19, Line 574:  
Delete “prohibits or limits” and insert “permits”
5. Page 19, Lines 575–576:  
Delete lines 575 and 576

Representative Dillree’s motion to amend failed on the following roll call:

**Yeas, 34; Nays, 39; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| S. Allen     | Anderson    | Becker    | Bigelow     |
| Biskupski    | Bourdeaux   | Buffmire  | Christensen |
| Daniels      | Dee         | Dillree   | Duckworth   |
| Dunnigan     | Goodfellow  | Gowans    | Hansen      |
| Hardy        | Hendrickson | Hogue     | Holdaway    |
| E. Hutchings | Jones       | King      | Lawrence    |
| Litvack      | Love        | McCartney | McGee       |
| Morgan       | Moss        | Murray    | Shurtliff   |
| Styler       | Thompson    |           |             |

**Voting in the negative were:** Representatives

|          |            |             |           |
|----------|------------|-------------|-----------|
| Agard    | Adams      | Alexander   | Barrus    |
| Bird     | Bowman     | Bryson      | Bush      |
| Buttars  | Buxton     | D. Clark    | S. Clark  |
| D. Cox   | Curtis     | Dayton      | Donnelson |
| Dougall  | Ferrin     | Ferry       | Harper    |
| Hughes   | B. Johnson | Kiser       | Last      |
| Lockhart | Mascaro    | Morley      | Newbold   |
| Noel     | Peterson   | Philpot     | Seitz     |
| G. Snow  | Ure        | Urquhart    | Wallace   |
| Webb     | Winn       | M. Stephens |           |

**Absent or not voting were:** Representatives

Bennion                      Pace

###

Representative Cox proposed the following amendment:

1. Page 10, Line 292:  
After "mathematics;" insert "and"
2. Page 10, Line 293:  
After "information" delete "; and" and insert a period
3. Page 10, Line 294:  
Delete line 294
4. Page 27, Lines 811–812:  
Delete "; through teamwork and cooperation."
5. Page 27, Lines 816:  
After "living" insert a period and delete "including those"
6. Page 27, Lines 817–818:  
Delete lines 817 and 818
7. Page 28, Lines 859–860:  
Delete "; including double sessions and year-round schedules" and insert "and cost-effective building construction programs"

Representative Cox’s motion to amend passed on a voice vote.

###

Representative S. Clark proposed the following amendment:

1. Refer to Representative Cox's amendment #7  
Page 28, Lines 859–860:  
Delete "~~cost-effective~~" and insert "per square foot cost limitation in"

Representative S. Clark's motion to amend passed on a voice vote.

# # #

On motion of Representative Styler, the House voted to reconsider its action on Representative Allen's motion to amend Items 1 through 20 as shown on pages 983 and 984 of the House Journal. Items 1 through 20 were before the House.

Representative Styler proposed the following substitute motion to amend:

1. Page 3, Line 74:  
After "(2)" insert "(a)"
2. Page 3, Line 75–76:  
Delete "the governor shall: (a) appoint" and delete "15" and insert "11"
3. Page 3, Line 78:  
Delete "of which" and insert "shall be appointed as follows"
4. Page 3, Line 79–82:  
Delete lines 79 through 82 and insert:  
  - (i) one member appointed by the governing board of the Utah Farm Bureau;
  - (ii) one member appointed by the governing board of the Utah Manufacturer's Association;
  - (iii) one member appointed by the governing board of the Utah Taxpayers Association;
  - (iv) one member appointed by the governing board of the Utah State Chamber of Commerce;
  - (v) one member jointly appointed by the governing boards of the Utah Food Industry Association and Utah Retail Merchants Association;
  - (vi) one member appointed by the governing board of the American Federation of Teachers/ Utah;
  - (vii) one member appointed by the governing board of the Utah Education Association;
  - (viii) one member appointed by the governing board of the Utah Parent Teacher Association;
  - (ix) one member appointed by the governing board of the Utah School Boards Association;

(x) one member appointed by the governing board of the Utah School Superintendents Association; and

(xi) one at large member appointed by the governor.”

- 5. Page 3, Lines 83–84:  
Delete lines 83 and 84
- 6. Page 4, Line 96:  
Delete “(c)” and insert “(b)” “The members shall elect” and delete “designate”
- 7. Page 23, Line 689:  
Delete “remains valid.” and insert “is valid for five years, subject to renewal by the board in accordance with board rules;”
- 8. Page 23, Line 702:  
After “section” insert “and Section 53A–6–401”

Items 1 through 6 and item 8 of Representative Styler’s substitute motion to amend passed on a voice vote.

Item 7 failed on a voice vote.

**5th Sub. S.B. 154**, as amended, then passed on the following roll call:

**Yeas, 49; Nays, 26; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|              |             |           |          |
|--------------|-------------|-----------|----------|
| Aagard       | Adams       | Alexander | S. Allen |
| Barrus       | Bennion     | Bigelow   | Bird     |
| Bowman       | Bryson      | Bush      | Buttars  |
| Buxton       | Christensen | D. Clark  | S. Clark |
| D. Cox       | Curtis      | Dayton    | Dillree  |
| Donnelson    | Dunnigan    | Ferrin    | Ferry    |
| Harper       | Hogue       | Holdaway  | Hughes   |
| E. Hutchings | B. Johnson  | Kiser     | Last     |
| Lockhart     | Love        | Mascaro   | Morley   |
| Newbold      | Noel        | Peterson  | Philpot  |
| Seitz        | G. Snow     | Styler    | Thompson |
| Ure          | Urquhart    | Wallace   | Winn     |
| M. Stephens  |             |           |          |

**Voting in the negative were:** Representatives

|          |         |           |           |
|----------|---------|-----------|-----------|
| Anderson | Becker  | Biskupski | Bourdeaux |
| Buffmire | Daniels | Dee       | Dougall   |

|           |             |           |        |
|-----------|-------------|-----------|--------|
| Duckworth | Goodfellow  | Gowans    | Hansen |
| Hardy     | Hendrickson | Jones     | King   |
| Lawrence  | Litvack     | McCartney | McGee  |
| Morgan    | Moss        | Murray    | Pace   |
| Shurtliff | Webb        |           |        |

**5th Sub. S.B. 154**, as amended, was returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 6:15 p.m.

Speaker Stephens called the House to order at 6:20 p.m.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker: March 4, 2003

The Joint Conference Committee comprised of Senators Hickman, Hillyard, and Allen, and Representative Buttars, Urquhart, and King, recommends **1st Sub. S.B. 28**, INITIATIVE AMENDMENTS, by Senator J. Hickman, be replaced and favorably recommends **3rd Sub. S.B. 28**, INITIATIVE AMENDMENTS.

Bill Hickman  
Senate Chair  
Craig Buttars  
House Chair

Report filed. On motion of Representative Buttars, the House voted to adopt the Joint Conference Committee Report.

**3rd Sub. S.B. 28** then passed on the following roll call:

**Yeas, 43; Nays, 30; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |          |             |              |
|-------------|----------|-------------|--------------|
| Aagard      | Adams    | Alexander   | Bird         |
| Bowman      | Bryson   | Bush        | Buttars      |
| Buxton      | D. Clark | D. Cox      | Curtis       |
| Dayton      | Dee      | Donnelson   | Ferrin       |
| Ferry       | Gowans   | Hansen      | Hardy        |
| Hendrickson | Hogue    | Hughes      | E. Hutchings |
| Kiser       | Last     | Lockhart    | Love         |
| Mascaro     | Murray   | Newbold     | Noel         |
| Pace        | Peterson | Seitz       | G. Snow      |
| Styler      | Ure      | Urquhart    | Wallace      |
| Webb        | Winn     | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |             |            |           |
|-----------|-------------|------------|-----------|
| S. Allen  | Anderson    | Barrus     | Becker    |
| Bennion   | Bigelow     | Biskupski  | Bourdeaux |
| Buffmire  | Christensen | Daniels    | Dougall   |
| Duckworth | Dunnigan    | Goodfellow | Harper    |
| Holdaway  | B. Johnson  | Jones      | King      |
| Lawrence  | Litvack     | McCartney  | McGee     |
| Morgan    | Morley      | Moss       | Philpot   |
| Shurtliff | Thompson    |            |           |

**Absent or not voting were:** Representatives

|          |         |
|----------|---------|
| S. Clark | Dillree |
|----------|---------|

**3rd Sub. S.B. 28** transmitted to the Senate for further action.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: March 4, 2003

The Senate passed, as substituted, **1st Sub. S.B. 157**, REGULATION OF CREDIT UNION SERVICE ORGANIZATIONS AND OTHER CREDIT UNION RELATED ENTITIES, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 233**, BUDGETARY PROCEDURES AMENDMENTS, by Senator L. Blackham, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. S.B. 157** and **S.B. 233**, read the first time by short title and referred to the Rules Committee.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, under suspension of the rules, the House voted to consider **S.B. 233** read the second time by short title and placed at the top of the Third Reading Calendar.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: March 4, 2003

The Senate substituted, amended, and passed, **Senate 3rd Sub. H.B. 72**, ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH INSURANCE PROGRAM, by Representative D. Hogue, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 14th Sub. H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS, by Representative J. Alexander, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Senate 3rd Sub. H.B. 72** and **Senate 14th Sub. H.B. 162**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker:

March 4, 2003

The President of the Senate has signed **H.B. 86**, PUBLIC SCHOOL CHOICE ENROLLMENT, by Representative C. Moss, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 119**, JUDICIAL CONDUCT COMMISSION REVISIONS, by Representative K. Bryson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 163**, CRIMINAL RESTITUTION AMENDMENTS, by Representative D. Aagard, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 217**, PRIVATE INVESTIGATOR LICENSURE AMENDMENTS, by Representative M. Dayton, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 232**, UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS, by Representative R. Bigelow, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 126**, MEDICAID BENEFIT AMENDMENTS, by Representative R. Lockhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 264**, DIVISION OF PARKS AND RECREATION – RESTRICTED ACCOUNT, by Representative M. Styler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 207**, IDENTITY FRAUD AMENDMENTS, by Senator P. Knudson, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 86, H.B. 119, H.B. 163, H.B. 217, Sub. H.B. 232, Sub. H.B. 126, and H.B. 264** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communication filed. **Sub. S.B. 207** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### CONCURRENCE CALENDAR

On motion of Representative Ure, the House voted to concur in the Senate amendments to **Sub. H.B. 286, WASTE TAX AND FEE AMENDMENTS.**

**Sub. H.B. 286**, as amended by the Senate, then passed on the following roll call:

**Yeas, 43; Nays, 30; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |              |             |           |
|----------|--------------|-------------|-----------|
| Adams    | Alexander    | S. Allen    | Barrus    |
| Bigelow  | Bird         | Bowman      | Bryson    |
| Buttars  | Christensen  | D. Clark    | D. Cox    |
| Curtis   | Dee          | Dillree     | Dunnigan  |
| Ferrin   | Ferry        | Hardy       | Hogue     |
| Holdaway | E. Hutchings | B. Johnson  | Kiser     |
| Last     | Lawrence     | Love        | McCartney |
| Morgan   | Moss         | Murray      | Newbold   |
| Noel     | Pace         | Seitz       | G. Snow   |
| Styler   | Thompson     | Ure         | Urquhart  |
| Webb     | Winn         | M. Stephens |           |

**Voting in the negative were:** Representatives

|           |           |             |           |
|-----------|-----------|-------------|-----------|
| Aagard    | Anderson  | Becker      | Bennion   |
| Biskupski | Bourdeaux | Buffmire    | Bush      |
| Buxton    | Daniels   | Dayton      | Donnelson |
| Dougall   | Duckworth | Goodfellow  | Gowans    |
| Hansen    | Harper    | Hendrickson | Hughes    |
| Jones     | King      | Litvack     | Mascaro   |
| McGee     | Morley    | Peterson    | Philpot   |
| Shurtliff | Wallace   |             |           |

**Absent or not voting were:** Representatives

S. Clark                      Lockhart

**Sub. H.B. 286**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Bennion, the House voted to concur in the Senate amendments to **H.B. 133**, EXPEDITED CHILD WELFARE PROCEDURES.

**H.B. 133**, as amended by the Senate, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |            |              |             |
|----------|------------|--------------|-------------|
| Aagard   | Adams      | Alexander    | S. Allen    |
| Anderson | Barrus     | Becker       | Bennion     |
| Bigelow  | Bird       | Biskupski    | Bourdeaux   |
| Bowman   | Bryson     | Buffmire     | Bush        |
| Buttars  | Buxton     | Christensen  | D. Clark    |
| S. Clark | D. Cox     | Curtis       | Daniels     |
| Dayton   | Dee        | Dillree      | Donnelson   |
| Dougall  | Duckworth  | Dunnigan     | Ferrin      |
| Ferry    | Goodfellow | Gowans       | Hansen      |
| Hardy    | Harper     | Hendrickson  | Hogue       |
| Holdaway | Hughes     | E. Hutchings | B. Johnson  |
| Jones    | Kiser      | Last         | Lawrence    |
| Litvack  | Love       | Mascaro      | McCartney   |
| McGee    | Morgan     | Morley       | Moss        |
| Murray   | Newbold    | Noel         | Pace        |
| Peterson | Philpot    | Seitz        | Shurtliff   |
| G. Snow  | Styler     | Thompson     | Ure         |
| Wallace  | Webb       | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

King                      Lockhart                      Urquhart

**H.B. 133**, as amended by the Senate, transmitted to the Senate for signature of the president.

**THIRD READING CALENDAR**

**S.B. 233**, BUDGETARY PROCEDURES AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the House voted to circle **S.B. 233**.

### CONCURRENCE CALENDAR

On motion of Representative Hogue, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 72**, ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH INSURANCE PROGRAM.

**3rd Sub. H.B. 72**, as amended by the Senate, then passed on the following roll call:

**Yeas, 59; Nays, 11; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|              |             |             |           |
|--------------|-------------|-------------|-----------|
| Adams        | Alexander   | S. Allen    | Barrus    |
| Becker       | Bennion     | Bigelow     | Bird      |
| Biskupski    | Bourdeaux   | Bryson      | Buffmire  |
| Bush         | Buttars     | Christensen | D. Clark  |
| S. Clark     | D. Cox      | Curtis      | Dee       |
| Dillree      | Dougall     | Duckworth   | Ferrin    |
| Ferry        | Gowans      | Hansen      | Hardy     |
| Harper       | Hendrickson | Hogue       | Holdaway  |
| E. Hutchings | B. Johnson  | Jones       | King      |
| Kiser        | Last        | Lawrence    | Litvack   |
| Lockhart     | Love        | Mascaro     | McCartney |
| McGee        | Morgan      | Moss        | Murray    |
| Noel         | Peterson    | Seitz       | Shurtliff |
| Styler       | Ure         | Urquhart    | Wallace   |
| Webb         | Winn        | M. Stephens |           |

**Voting in the negative were:** Representatives

|          |         |          |           |
|----------|---------|----------|-----------|
| Aagard   | Daniels | Dayton   | Donnelson |
| Dunnigan | Hughes  | Morley   | Newbold   |
| Philpot  | G. Snow | Thompson |           |

**Absent or not voting were:** Representatives

|          |        |        |            |
|----------|--------|--------|------------|
| Anderson | Bowman | Buxton | Goodfellow |
| Pace     |        |        |            |

**3rd Sub. H.B. 72**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Alexander, the House voted to concur in the Senate amendments to **14th Sub. H.B. 162, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS.**

**14th Sub. H.B. 162**, as amended by the Senate, then passed on the following roll call:

**Yeas, 55; Nays, 20; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|            |             |             |              |
|------------|-------------|-------------|--------------|
| Aagard     | Adams       | Alexander   | S. Allen     |
| Barrus     | Bennion     | Bigelow     | Bird         |
| Bowman     | Bryson      | Bush        | Buttars      |
| Buxton     | Christensen | D. Clark    | S. Clark     |
| D. Cox     | Daniels     | Dayton      | Dee          |
| Dougall    | Dunnigan    | Ferrin      | Ferry        |
| Hardy      | Hogue       | Holdaway    | E. Hutchings |
| B. Johnson | Jones       | Kiser       | Last         |
| Lawrence   | Lockhart    | Love        | Mascaro      |
| McCartney  | Morley      | Moss        | Murray       |
| Newbold    | Noel        | Pace        | Peterson     |
| Philpot    | Seitz       | G. Snow     | Styler       |
| Thompson   | Ure         | Urquhart    | Wallace      |
| Webb       | Winn        | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |             |           |           |
|-----------|-------------|-----------|-----------|
| Anderson  | Becker      | Biskupski | Bourdeaux |
| Buffmire  | Curtis      | Dillree   | Donnelson |
| Duckworth | Goodfellow  | Gowans    | Hansen    |
| Harper    | Hendrickson | Hughes    | King      |
| Litvack   | McGee       | Morgan    | Shurtliff |

**14th Sub. H.B. 162**, as amended by the Senate, transmitted to the Senate for signature of the president.

#### COMMUNICATION FROM THE SENATE

Mr. Speaker:

March 4, 2003

The Senate passed, as amended, **1st Sub. H.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS**, by Representative G. Snow, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Snow, the House voted to concur in the Senate amendments to **Sub. H.B. 3**.

**Sub. H.B. 3**, as amended by the Senate, then passed on the following roll call:

**Yeas, 52; Nays, 22; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|            |             |           |             |
|------------|-------------|-----------|-------------|
| Agard      | Alexander   | S. Allen  | Barrus      |
| Bigelow    | Bird        | Bourdeaux | Bowman      |
| Bryson     | Buffmire    | Bush      | Buttars     |
| Buxton     | Christensen | D. Clark  | S. Clark    |
| D. Cox     | Curtis      | Dee       | Dillree     |
| Donnelson  | Dunnigan    | Ferrin    | Ferry       |
| Goodfellow | Hardy       | Harper    | Hogue       |
| Holdaway   | B. Johnson  | Jones     | King        |
| Kiser      | Last        | Lockhart  | Love        |
| Mascaro    | McCartney   | Morgan    | Murray      |
| Newbold    | Noel        | Pace      | Peterson    |
| Seitz      | G. Snow     | Thompson  | Urquhart    |
| Wallace    | Webb        | Winn      | M. Stephens |

**Voting in the negative were:** Representatives

|           |              |          |             |
|-----------|--------------|----------|-------------|
| Adams     | Anderson     | Becker   | Bennion     |
| Biskupski | Daniels      | Dayton   | Dougall     |
| Duckworth | Gowans       | Hansen   | Hendrickson |
| Hughes    | E. Hutchings | Lawrence | Litvack     |
| McGee     | Morley       | Moss     | Philpot     |
| Shurtliff | Styler       |          |             |

**Absent or not voting was:** Representative

Ure

**Sub. H.B. 3**, as amended by the Senate, transmitted to the Senate for signature of the President.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess for five minutes.

Speaker Stephens called the House to order at 7:55 p.m.

### UNFINISHED BUSINESS

On motion of Representative Bigelow, the House voted to uncircle **S.B. 233**.

**S.B. 233**, BUDGETARY PROCEDURES AMENDMENTS, was before the House on its final passage.

**S.B. 233** then passed on the following roll call:

**Yeas, 44; Nays, 28; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|           |            |           |             |
|-----------|------------|-----------|-------------|
| Adams     | S. Allen   | Bigelow   | Bowman      |
| Bryson    | Buttars    | Buxton    | Christensen |
| D. Clark  | S. Clark   | Daniels   | Dayton      |
| Dee       | Dillree    | Donnelson | Dougall     |
| Ferry     | Hardy      | Harper    | Hogue       |
| Holdaway  | B. Johnson | Kiser     | Last        |
| Lawrence  | Lockhart   | Love      | Mascaro     |
| McGee     | Morley     | Murray    | Newbold     |
| Noel      | Pace       | Peterson  | Seitz       |
| Shurtliff | G. Snow    | Styler    | Urquhart    |
| Wallace   | Webb       | Winn      | M. Stephens |

**Voting in the negative were:** Representatives

|          |             |            |              |
|----------|-------------|------------|--------------|
| Aagard   | Anderson    | Barrus     | Becker       |
| Bennion  | Bird        | Biskupski  | Bourdeaux    |
| Buffmire | D. Cox      | Curtis     | Duckworth    |
| Dunnigan | Ferrin      | Goodfellow | Gowans       |
| Hansen   | Hendrickson | Hughes     | E. Hutchings |
| Jones    | King        | Litvack    | McCartney    |
| Morgan   | Moss        | Philpot    | Thompson     |

**Absent or not voting were:** Representatives

|           |      |     |
|-----------|------|-----|
| Alexander | Bush | Ure |
|-----------|------|-----|

**S.B. 233** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Becker, the House voted to uncircle **2nd Sub. S.B. 213**.

**2nd Sub. S.B. 213**, AMENDMENTS TO SALES AND USE TAX, was before the House on its final passage.

Representative Styler proposed to delete **2nd Sub. S.B. 213** in title and body and insert **3rd Sub. S.B. 213** in lieu thereof.

Representative Becker proposed a substitute motion to delete **2nd Sub. S.B. 213** in title and body and insert **4th Sub. S.B. 213** in lieu thereof.

Representative Becker's substitute motion to substitute failed on the following roll call:

**Yeas, 15; Nays, 57; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |         |           |            |
|----------|---------|-----------|------------|
| Anderson | Becker  | Biskupski | Bourdeaux  |
| Buffmire | Daniels | Duckworth | Goodfellow |
| Jones    | King    | Litvack   | McCartney  |
| McGee    | Moss    | Shurtliff |            |

**Voting in the negative were:** Representatives

|              |            |           |             |
|--------------|------------|-----------|-------------|
| Agard        | Adams      | Alexander | S. Allen    |
| Barrus       | Bigelow    | Bird      | Bowman      |
| Bryson       | Buttars    | Buxton    | Christensen |
| D. Clark     | S. Clark   | D. Cox    | Curtis      |
| Dayton       | Dee        | Dillree   | Donnelson   |
| Dougall      | Dunnigan   | Ferrin    | Ferry       |
| Gowans       | Hansen     | Hardy     | Harper      |
| Hendrickson  | Hogue      | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson | Kiser     | Last        |
| Lawrence     | Lockhart   | Love      | Mascaro     |
| Morgan       | Morley     | Murray    | Newbold     |
| Noel         | Pace       | Peterson  | Philpot     |
| Seitz        | G. Snow    | Styler    | Thompson    |
| Urquhart     | Wallace    | Webb      | Winn        |
| M. Stephens  |            |           |             |

**Absent or not voting were:** Representatives

|         |      |     |
|---------|------|-----|
| Bennion | Bush | Ure |
|---------|------|-----|

On motion of Representative Curtis, the House voted to circle **2nd Sub. S.B. 213**.

## CONFERENCE COMMITTEE REPORT

Mr. Speaker:

March 4, 2003

The Joint Conference Committee comprised of Senators B. Evans, Valentine, and Dmitrich, and Representatives Pace, Buxton, and Goodfellow, recommends **1st Sub. S.B. 2, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS**, by Senator B. Evans, be replaced and favorably recommends **5th Sub. S.B. 2, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS**. The Joint Conference Committee further recommends that a new bill file be opened and a bill drafted to authorize funding a state regional office building in Ogden with a lease revenue bond.

Beverly Ann Evans  
Senate Chair  
Loraine T. Pace  
House Chair

Report filed. On motion of Representative Pace, the House voted to adopt the Conference Committee Report on **5th Sub. S.B. 2**.

**5th Sub. S.B. 2** then failed to pass on the following roll call:

**Yeas, 26; Nays, 47; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|            |           |         |             |
|------------|-----------|---------|-------------|
| Adams      | Bowman    | Buttars | Buxton      |
| S. Clark   | D. Cox    | Curtis  | Ferry       |
| Goodfellow | Gowans    | Hardy   | Hendrickson |
| King       | Lawrence  | Love    | McGee       |
| Morgan     | Murray    | Newbold | Noel        |
| Pace       | Shurtliff | Styler  | Wallace     |
| Webb       | Winn      |         |             |

**Voting in the negative were:** Representatives

|           |              |            |           |
|-----------|--------------|------------|-----------|
| Aagard    | Alexander    | S. Allen   | Anderson  |
| Barrus    | Becker       | Bennion    | Bird      |
| Biskupski | Bourdeaux    | Bryson     | Buffmire  |
| Bush      | Christensen  | D. Clark   | Daniels   |
| Dayton    | Dee          | Dillree    | Donnelson |
| Dougall   | Duckworth    | Dunnigan   | Ferrin    |
| Hansen    | Harper       | Hogue      | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson | Jones     |
| Kiser     | Last         | Litvack    | Lockhart  |

|          |           |             |         |
|----------|-----------|-------------|---------|
| Mascaro  | McCartney | Morley      | Moss    |
| Peterson | Philpot   | Seitz       | G. Snow |
| Thompson | Urquhart  | M. Stephens |         |

**Absent or not voting were:** Representatives  
Bigelow                      Ure

**5th Sub. S.B. 2** was held.

### UNFINISHED BUSINESS

On motion of Representative Becker, the House voted to uncircle  
**2nd Sub. S.B. 213.**

**2nd Sub. S.B. 213**, AMENDMENTS TO SALES AND USE TAX, was before the House on its final passage.

On motion of Representative Styler, the House voted to delete  
**2nd Sub. S.B. 213** in title and body and insert **3rd Sub. S.B. 213** in lieu thereof.

Representative Curtis proposed the following amendment:

1. Page 2, Lines 28–35:  
Delete Lines 28–35
2. Page 3, Lines 68–69:  
Delete Lines 68–69
3. Page 8, Line 217:  
After Line 217 insert:  

“(20)(a) “Multi-channel video or audio service provider” means any person or group of persons that:

(i) provides multi-channel video or audio service and directly or indirectly owns a significant interest in the multi-channel video or audio service; or

(ii) otherwise controls or is responsible through any arrangement, the management and operation of the multi-channel video or audio service.

(b) “Multi-channel video or audio service provider” includes the following except as specifically exempted by state or federal law:

(i) a cable operator;

(ii) a CATV provider;

(iii) a multi-point distribution provider;

(iv) a MMDS provider;

(v) a SMATV operator;

(vi) a direct-to-home satellite service provider; or

(vii) a DBS provider.”

- 4. Page 17, Line 501:  
After “charged” delete “for cable service” and insert “for multi-channel video or audio service provided by a multi-channel video or audio service provider”
- 5. Page 17, Line 503:  
Delete “; and” and insert a period
- 6. Page 17, Lines 504–506:  
Delete Lines 504–506

Representative Curtis’ motion to amend passed on a voice vote.

**3rd Sub. S.B. 213**, as amended, then passed on the following roll call:

**Yeas, 39; Nays, 32; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |            |           |             |
|----------|------------|-----------|-------------|
| Adams    | Alexander  | S. Allen  | Barrus      |
| Bigelow  | Bird       | Bourdeaux | Bowman      |
| Bush     | Buttars    | Buxton    | Christensen |
| D. Clark | S. Clark   | D. Cox    | Curtis      |
| Dee      | Dillree    | Ferry     | Hardy       |
| Hogue    | B. Johnson | Jones     | Kiser       |
| Last     | Lockhart   | Love      | McCartney   |
| Morgan   | Moss       | Noel      | Peterson    |
| Seitz    | G. Snow    | Styler    | Urquhart    |
| Wallace  | Webb       | Winn      |             |

**Voting in the negative were:** Representatives

|           |           |              |             |
|-----------|-----------|--------------|-------------|
| Aagard    | Anderson  | Becker       | Bennion     |
| Biskupski | Bryson    | Buffmire     | Daniels     |
| Dayton    | Donnelson | Duckworth    | Dunnigan    |
| Ferrin    | Hansen    | Harper       | Hendrickson |
| Holdaway  | Hughes    | E. Hutchings | King        |
| Lawrence  | Litvack   | Mascaro      | McGee       |
| Morley    | Murray    | Newbold      | Pace        |
| Philpot   | Shurtliff | Thompson     | M. Stephens |

**Absent or not voting were:** Representatives

|         |            |        |     |
|---------|------------|--------|-----|
| Dougall | Goodfellow | Gowans | Ure |
|---------|------------|--------|-----|

**3rd Sub. S.B. 213**, as amended, was returned to the Senate for further consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to adjourn until March 5, 2003, at 8:30 a.m.

# FORTY-FIFTH DAY

\* \* \*

## MORNING SESSION

The House was called to order by Speaker Stephens at 8:50 a.m.

Roll call showed all members present.

Pledge of Allegiance and prayer by Representative David Clark.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 4, 2003

The Senate transmits **2nd Sub. S.B. 62**, UTAH HOUSE INSPECTION STANDARD OF PRACTICE, by Senator P. Julander, for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed.

\* \* \*

Mr. Speaker: March 4, 2003

The President of the Senate has signed **1st Sub. H.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative G. Snow, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **14th Sub. H.B. 162**, AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS, by Representative J. Alexander, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 189**, LENDING LAW AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 201**, JUDICIARY AMENDMENTS, by Representative M. S. Lawrence, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 310**, TRANSPORTATION PLANNING TASK FORCE, by Representative J. Dougall, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 159**, VOLUNTARY CONTRIBUTION ACT AMENDMENTS, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 72**, ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH INSURANCE PROGRAM, by Representative D. Hogue, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 133**, EXPEDITED CHILD WELFARE PROCEDURES, by Representative C. Bennion, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 286**, WASTE TAX AND FEE AMENDMENTS, by Representative D. Ure, and it is transmitted for the signature of the Speaker; and

The Senate adopted the Joint Conference Committee Report dated March 4, 2003, and passed **3rd Sub. S.B. 28**, INITIATIVE AMENDMENTS, by Senator J. Hickman, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 198**, DIVISION OF REAL ESTATE – DEFINITIONS AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. H.B. 3, 14th Sub. H.B. 162, 3rd Sub. H.B. 189, Sub. H.B. 201, H.B. 310, Sub. H.B. 159, 3rd Sub. H.B. 72, H.B. 133, and Sub. H.B. 286** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communications filed. **3rd Sub. S.B. 28** and **2nd Sub. S.B. 198** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Alexander, under suspension of the rules, the House voted to reconsider its action on **5th Sub. S.B. 2**.

### RECONSIDERATION OF 5TH SUB. S.B. 2

**5th Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, was before the House upon its final passage.

On motion of Representative Curtis, the House voted to rescind all House actions to **5th Sub. S.B. 2**. The bill is now in its First Substitute form.

On motion of Representative Curtis, the House voted to circle **Sub. S.B. 2**.

### UNFINISHED BUSINESS

On motion of Representative Urquhart, the House voted to uncircle **S.B. 146**.

**S.B. 146**, WASTE FEE AMENDMENTS, was before the House on its final passage.

Representative Gowans proposed the following amendment:

1. Page 13, Line 374d (goldenrod copy):  
At the end of the line delete the colon and insert “.15 cents per ton or fraction of a ton”
2. Page 13, Lines 374e–374s (goldenrod copy):  
Delete lines 374e through 374s

Representative Gowans’ motion to amend failed on the following roll call:

**Yeas, 24; Nays, 48; Absent or not voting, 3.**

#### **Voting in the affirmative were:** Representatives

|          |             |            |           |
|----------|-------------|------------|-----------|
| Anderson | Becker      | Biskupski  | Bourdeaux |
| Bowman   | Bryson      | Buffmire   | S. Clark  |
| Daniels  | Ferry       | Goodfellow | Gowans    |
| Hansen   | Hendrickson | Hogue      | King      |
| Lawrence | Litvack     | Mascaro    | McCartney |
| McGee    | Moss        | Shurtliff  | Styler    |

#### **Voting in the negative were:** Representatives

|          |           |              |             |
|----------|-----------|--------------|-------------|
| Aagard   | Adams     | S. Allen     | Barrus      |
| Bennion  | Bigelow   | Bird         | Bush        |
| Buttars  | Buxton    | Christensen  | D. Clark    |
| D. Cox   | Curtis    | Dayton       | Dee         |
| Dillree  | Donnelson | Dougall      | Duckworth   |
| Dunnigan | Ferrin    | Hardy        | Harper      |
| Holdaway | Hughes    | E. Hutchings | B. Johnson  |
| Kiser    | Last      | Lockhart     | Love        |
| Morgan   | Morley    | Murray       | Newbold     |
| Noel     | Pace      | Peterson     | Philpot     |
| Seitz    | G. Snow   | Ure          | Urquhart    |
| Wallace  | Webb      | Winn         | M. Stephens |

**Absent or not voting were:** Representatives

Alexander                      Jones                      Thompson

###

Representative Seitz proposed the following amendment:

- 1. Page 13, Lines 374a–374w:  
Delete lines 374a through 374w.

Representative Seitz’ motion to amend passed on the following roll call:

**Yeas, 37; Nays, 34; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |          |              |
|------------|-------------|----------|--------------|
| Aagard     | Adams       | S. Allen | Anderson     |
| Barrus     | Bennion     | Bird     | Bryson       |
| Buffmire   | Buttars     | Buxton   | S. Clark     |
| Curtis     | Dayton      | Dee      | Donnelson    |
| Duckworth  | Dunnigan    | Ferrin   | Ferry        |
| Goodfellow | Gowans      | Hansen   | Hardy        |
| Harper     | Hendrickson | Hogue    | E. Hutchings |
| Lawrence   | Love        | McGee    | Morgan       |
| Noel       | Philpot     | Seitz    | G. Snow      |
| Webb       |             |          |              |

**Voting in the negative were:** Representatives

|          |             |           |           |
|----------|-------------|-----------|-----------|
| Becker   | Bigelow     | Biskupski | Bowman    |
| Bush     | Christensen | D. Clark  | D. Cox    |
| Daniels  | Dillree     | Dougall   | Holdaway  |
| Hughes   | B. Johnson  | Jones     | Kiser     |
| Last     | Litvack     | Mascaro   | McCartney |
| Morley   | Moss        | Murray    | Newbold   |
| Pace     | Peterson    | Shurtliff | Styler    |
| Thompson | Ure         | Urquhart  | Wallace   |
| Winn     | M. Stephens |           |           |

**Absent or not voting were:** Representatives

Alexander                      Bourdeaux                      King                      Lockhart

###

On motion of Representative Curtis, the House voted to reconsider its action on the previous amendment. The following amendment was before the House upon its reconsideration:

1. Page 13, Lines 374a–374w:  
Delete lines 374a through 374w.

The motion failed on the following roll call:

**Yeas, 33; Nays, 36; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |              |            |             |
|----------|--------------|------------|-------------|
| S. Allen | Anderson     | Barrus     | Becker      |
| Bennion  | Bird         | Bowman     | Bryson      |
| Bush     | Buttars      | S. Clark   | Dayton      |
| Dee      | Donnelson    | Duckworth  | Dunnigan    |
| Ferrin   | Ferry        | Goodfellow | Gowans      |
| Hansen   | Hardy        | Harper     | Hendrickson |
| Hogue    | E. Hutchings | B. Johnson | Lawrence    |
| Love     | Pace         | Seitz      | G. Snow     |
| Webb     |              |            |             |

**Voting in the negative were:** Representatives

|           |           |          |             |
|-----------|-----------|----------|-------------|
| Aagard    | Adams     | Bigelow  | Biskupski   |
| Bourdeaux | Buffmire  | Buxton   | Christensen |
| D. Clark  | D. Cox    | Curtis   | Daniels     |
| Dillree   | Dougall   | Holdaway | Hughes      |
| Jones     | Kiser     | Litvack  | Lockhart    |
| Mascaro   | McCartney | McGee    | Morley      |
| Moss      | Murray    | Noel     | Peterson    |
| Shurtliff | Styler    | Thompson | Ure         |
| Urquhart  | Wallace   | Winn     | M. Stephens |

**Absent or not voting were:** Representatives

|           |         |      |        |
|-----------|---------|------|--------|
| Alexander | King    | Last | Morgan |
| Newbold   | Philpot |      |        |

**S.B. 146**, as amended, then failed to pass on the following roll call:

**Yeas, 31; Nays, 40; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|        |             |          |            |
|--------|-------------|----------|------------|
| Adams  | Barrus      | Becker   | Bigelow    |
| Bird   | Bourdeaux   | Bowman   | Buffmire   |
| Buxton | Christensen | D. Clark | D. Cox     |
| Curtis | Daniels     | Dougall  | Goodfellow |
| Gowans | Hendrickson | Last     | Litvack    |

|      |         |             |          |
|------|---------|-------------|----------|
| Love | Mascaro | McGee       | Newbold  |
| Noel | Styler  | Ure         | Urquhart |
| Webb | Winn    | M. Stephens |          |

**Voting in the negative were:** Representatives

|            |           |          |              |
|------------|-----------|----------|--------------|
| Aagard     | S. Allen  | Anderson | Bennion      |
| Biskupski  | Bryson    | Bush     | Buttars      |
| S. Clark   | Dayton    | Dee      | Dillree      |
| Donnelson  | Duckworth | Dunnigan | Ferrin       |
| Ferry      | Hansen    | Hardy    | Harper       |
| Hogue      | Holdaway  | Hughes   | E. Hutchings |
| B. Johnson | Kiser     | Lawrence | Lockhart     |
| McCartney  | Morley    | Moss     | Murray       |
| Pace       | Peterson  | Philpot  | Seitz        |
| Shurtliff  | G. Snow   | Thompson | Wallace      |

**Absent or not voting were:** Representatives

|           |       |      |        |
|-----------|-------|------|--------|
| Alexander | Jones | King | Morgan |
|-----------|-------|------|--------|

**S.B. 146**, as amended, was returned to the Senate for filing.

**THIRD READING CALENDAR**

**S.B. 57**, CHARTER SCHOOL AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Ferrin, the House voted to delete **S.B. 57** in title and body and insert **Sub. S.B. 57** in lieu thereof.

Representative Ferrin proposed the following amendment:

1. Page 1, Line 16:  
Delete "\$1,000,000" and insert "\$1,500,000"
2. Page 11, Line 334:  
After "administration." insert "one of whom shall be nominated by the governor"
3. Page 12, Line 344:  
Delete "\$1,000,000" and insert "\$1,500,000"

Representative Ferrin's motion to amend passed on a voice vote.

Representative Winn declared a conflict of interest because he is on the board of a charter school.

**Sub. S.B. 57**, as amended, then passed on the following roll call:

**Yeas, 61; Nays, 6; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |          |              |             |
|-------------|----------|--------------|-------------|
| Aagard      | Adams    | Alexander    | S. Allen    |
| Anderson    | Barrus   | Becker       | Bird        |
| Bourdeaux   | Bowman   | Bryson       | Buffmire    |
| Bush        | Buttars  | Buxton       | Christensen |
| D. Clark    | S. Clark | D. Cox       | Daniels     |
| Dayton      | Dee      | Donnelson    | Duckworth   |
| Dunnigan    | Ferrin   | Ferry        | Goodfellow  |
| Hansen      | Hardy    | Harper       | Hendrickson |
| Holdaway    | Hughes   | E. Hutchings | B. Johnson  |
| Jones       | King     | Kiser        | Last        |
| Lawrence    | Lockhart | Mascaro      | Morley      |
| Murray      | Newbold  | Noel         | Pace        |
| Peterson    | Philpot  | Seitz        | Shurtliff   |
| G. Snow     | Styler   | Thompson     | Ure         |
| Urquhart    | Wallace  | Webb         | Winn        |
| M. Stephens |          |              |             |

**Voting in the negative were:** Representatives

|           |         |        |           |
|-----------|---------|--------|-----------|
| Biskupski | Dougall | Gowans | McCartney |
| McGee     | Moss    |        |           |

**Absent or not voting were:** Representatives

|         |         |        |         |
|---------|---------|--------|---------|
| Bennion | Bigelow | Curtis | Dillree |
| Hogue   | Litvack | Love   | Morgan  |

**Sub. S.B. 57**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 226**, STATE TAX COMMISSION AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 226** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Becker | Bennion   | Bigelow  |

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Bird         | Biskupski   | Bourdeaux | Bowman      |
| Bryson       | Buffmire    | Bush      | Buttars     |
| Buxton       | Christensen | D. Clark  | S. Clark    |
| D. Cox       | Curtis      | Daniels   | Dayton      |
| Dee          | Donnelson   | Dougall   | Duckworth   |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow  |
| Gowans       | Hansen      | Hardy     | Harper      |
| Hendrickson  | Hogue       | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson  | Jones     | King        |
| Kiser        | Last        | Lawrence  | Lockhart    |
| Love         | Mascaro     | McCartney | McGee       |
| Morgan       | Morley      | Moss      | Murray      |
| Newbold      | Noel        | Pace      | Peterson    |
| Philpot      | Seitz       | Shurtliff | G. Snow     |
| Styler       | Thompson    | Ure       | Urquhart    |
| Wallace      | Webb        | Winn      | M. Stephens |

**Absent or not voting were:** Representatives

|        |         |         |
|--------|---------|---------|
| Barrus | Dillree | Litvack |
|--------|---------|---------|

**S.B. 226** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 184**, MUNICIPAL IMPROVEMENT DISTRICT AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 184** then passed on the following roll call:

**Yeas, 58; Nays, 11; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|          |           |              |            |
|----------|-----------|--------------|------------|
| Agard    | Adams     | S. Allen     | Anderson   |
| Becker   | Bigelow   | Biskupski    | Bourdeaux  |
| Bowman   | Bryson    | Buffmire     | Bush       |
| D. Clark | S. Clark  | D. Cox       | Daniels    |
| Dee      | Donnelson | Dougall      | Duckworth  |
| Dunnigan | Ferry     | Goodfellow   | Gowans     |
| Hansen   | Hardy     | Hendrickson  | Hogue      |
| Holdaway | Hughes    | E. Hutchings | B. Johnson |
| Jones    | King      | Kiser        | Last       |

|          |           |           |         |
|----------|-----------|-----------|---------|
| Lawrence | Litvack   | Lockhart  | Love    |
| Mascaro  | McCartney | McGee     | Morgan  |
| Moss     | Murray    | Newbold   | Noel    |
| Peterson | Seitz     | Shurtliff | G. Snow |
| Styler   | Thompson  | Urquhart  | Wallace |
| Webb     | Winn      |           |         |

**Voting in the negative were:** Representatives

|           |         |             |             |
|-----------|---------|-------------|-------------|
| Alexander | Bennion | Bird        | Christensen |
| Curtis    | Dayton  | Harper      | Morley      |
| Philpot   | Ure     | M. Stephens |             |

**Absent or not voting were:** Representatives

|        |         |        |         |
|--------|---------|--------|---------|
| Barrus | Buttars | Buxton | Dillree |
| Ferrin | Pace    |        |         |

**S.B. 184** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 10:45 a.m.

Speaker Stephens called the House to order at 10:45 a.m.

\* \* \*

On motion of Representative Ferrin, under suspension of the rules, the House voted to reconsider its action on **S.B. 146**.

### RECONSIDERATION OF S.B. 146

**S.B. 146**, WASTE FEE AMENDMENTS, was before the House upon its final passage.

Representative Urquhart proposed the following amendment:

1. Page 1, Lines 7 and 7a:  
Senate 3rd Reading Amendments 2–28–2003  
Delete the language inserted by the Senate.
2. Page 13, Lines 374a–374w:  
Senate 3rd Reading Amendments 2–28–2003  
Delete lines 374a through 374w.

Representative Urquhart's motion to amend passed on a voice vote.

**S.B. 146**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 13; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |             |            |
|-----------|-------------|-------------|------------|
| Aagard    | Adams       | S. Allen    | Barrus     |
| Bennion   | Bigelow     | Bird        | Biskupski  |
| Bourdeaux | Bowman      | Buffmire    | Bush       |
| Buttars   | Buxton      | Christensen | D. Clark   |
| S. Clark  | D. Cox      | Daniels     | Dee        |
| Dillree   | Dougall     | Duckworth   | Ferrin     |
| Ferry     | Goodfellow  | Gowans      | Hansen     |
| Hardy     | Hendrickson | Holdaway    | B. Johnson |
| Jones     | King        | Kiser       | Last       |
| Lawrence  | Litvack     | Lockhart    | Love       |
| Mascaro   | McCartney   | McGee       | Morley     |
| Moss      | Murray      | Newbold     | Noel       |
| Peterson  | Seitz       | Shurtliff   | G. Snow    |
| Styler    | Ure         | Urquhart    | Wallace    |
| Webb      | M. Stephens |             |            |

**Voting in the negative were:** Representatives

|              |        |        |           |
|--------------|--------|--------|-----------|
| Anderson     | Becker | Dayton | Donnelson |
| Dunnigan     | Harper | Hogue  | Hughes    |
| E. Hutchings | Morgan | Pace   | Philpot   |
| Thompson     |        |        |           |

**Absent or not voting were:** Representatives

|           |        |        |      |
|-----------|--------|--------|------|
| Alexander | Bryson | Curtis | Winn |
|-----------|--------|--------|------|

**S.B. 146**, as amended, was returned to the Senate for further consideration.

### UNFINISHED BUSINESS

On motion of Representative Lockhart, the House voted to uncircle **2nd Sub. S.B. 180**.

**2nd Sub. S.B. 180**, EMERGENCY MEDICAL SERVICES, was before the House on its final passage.

**2nd Sub. S.B. 180** then passed on the following roll call:

**Yeas, 69; Nays, 2; Absent or not voting, 4.****Voting in the affirmative were:** Representatives

|            |           |            |              |
|------------|-----------|------------|--------------|
| Aagard     | Adams     | S. Allen   | Anderson     |
| Becker     | Bennion   | Bigelow    | Bird         |
| Biskupski  | Bourdeaux | Bowman     | Bryson       |
| Buffmire   | Bush      | Buttars    | Christensen  |
| D. Clark   | S. Clark  | D. Cox     | Curtis       |
| Daniels    | Dayton    | Dee        | Dillree      |
| Donnelson  | Dougall   | Duckworth  | Dunnigan     |
| Ferrin     | Ferry     | Goodfellow | Gowans       |
| Hansen     | Hardy     | Harper     | Hendrickson  |
| Hogue      | Holdaway  | Hughes     | E. Hutchings |
| B. Johnson | Jones     | King       | Kiser        |
| Last       | Lawrence  | Litvack    | Lockhart     |
| Love       | Mascaro   | McCartney  | McGee        |
| Morgan     | Morley    | Moss       | Murray       |
| Newbold    | Noel      | Peterson   | Philpot      |
| Seitz      | Shurtliff | G. Snow    | Styler       |
| Ure        | Wallace   | Webb       | Winn         |

M. Stephens

**Voting in the negative were:** Representatives

Barrus                      Thompson

**Absent or not voting were:** Representatives

Alexander                  Buxton                      Pace                      Urquhart

**2nd Sub. S.B. 180** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Bennion, the House voted to uncircle **Sub. S.B. 204**.

**Sub. S.B. 204**, GOVERNMENT EMPLOYEES – PAY FOR UNITED STATES ARMED FORCES OR NATIONAL GUARD SERVICE TIME, was before the House on its final passage.

Representative Dunnigan proposed the following amendment:

1. Page 1, Line 7:  
After “compensated” delete “at” and insert “up to”

- 2. Page 1, Line 21:  
After “addition to” insert “any”; after “pay” insert “to which an employee may be entitled”
- 3. Page 1, Lines 22 – 24:  
Delete lines 22 through 24 and renumber accordingly.
- 4. Page 2, Line 26:  
After “may be allowed” insert “up to”

Representative Dunnigan’s motion to amend passed on a voice vote.

**Sub. S.B. 204**, as amended, then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|              |            |             |            |
|--------------|------------|-------------|------------|
| Aagard       | Adams      | S. Allen    | Anderson   |
| Barrus       | Becker     | Bennion     | Bigelow    |
| Bird         | Biskupski  | Bourdeaux   | Bowman     |
| Buffmire     | Bush       | Buttars     | Buxton     |
| Christensen  | D. Clark   | S. Clark    | D. Cox     |
| Curtis       | Daniels    | Dayton      | Dee        |
| Dillree      | Donnelson  | Dougall     | Duckworth  |
| Dunnigan     | Ferrin     | Ferry       | Goodfellow |
| Gowans       | Hansen     | Hardy       | Harper     |
| Hendrickson  | Hogue      | Holdaway    | Hughes     |
| E. Hutchings | B. Johnson | Jones       | Kiser      |
| Last         | Lawrence   | Litvack     | Lockhart   |
| Mascaro      | McCartney  | McGee       | Morgan     |
| Morley       | Moss       | Murray      | Newbold    |
| Noel         | Pace       | Peterson    | Philpot    |
| Seitz        | Shurtliff  | G. Snow     | Styler     |
| Thompson     | Ure        | Urquhart    | Wallace    |
| Webb         | Winn       | M. Stephens |            |

**Absent or not voting were:** Representatives

|           |        |      |      |
|-----------|--------|------|------|
| Alexander | Bryson | King | Love |
|-----------|--------|------|------|

**Sub. S.B. 204**, as amended, was returned to the Senate for further consideration.

\* \* \*

On motion of Representative Ure, the House voted to uncircle **S.B. 30**.

**S.B. 30, UTAH ADMINISTRATIVE RULEMAKING ACT AMENDMENTS**, was before the House on its final passage.

**S.B. 30** then passed on the following roll call:

**Yeas, 68; Nays, 1; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Aagard       | Adams       | Alexander | S. Allen    |
| Anderson     | Barrus      | Becker    | Bennion     |
| Bigelow      | Bird        | Biskupski | Bourdeaux   |
| Bowman       | Bryson      | Buffmire  | Bush        |
| Buttars      | Christensen | D. Clark  | S. Clark    |
| D. Cox       | Curtis      | Daniels   | Dayton      |
| Dee          | Dillree     | Donnelson | Dougall     |
| Duckworth    | Dunnigan    | Ferry     | Goodfellow  |
| Gowans       | Hansen      | Hardy     | Harper      |
| Hendrickson  | Hogue       | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson  | Jones     | Kiser       |
| Last         | Lawrence    | Litvack   | Lockhart    |
| Love         | Mascaro     | McCartney | McGee       |
| Morgan       | Morley      | Moss      | Murray      |
| Newbold      | Noel        | Pace      | Peterson    |
| Philpot      | Seitz       | Shurtliff | G. Snow     |
| Styler       | Ure         | Webb      | M. Stephens |

**Voting in the negative was:** Representative Thompson

**Absent or not voting were:** Representatives

|         |        |      |          |
|---------|--------|------|----------|
| Buxton  | Ferrin | King | Urquhart |
| Wallace | Winn   |      |          |

**S.B. 30** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**THIRD READING CALENDAR**

**Sub. S.B. 191, COUNTY OVERSIGHT OF LOCAL AUTHORITIES FOR HUMAN SERVICES**, read the third time by short title and placed on its final passage.

Representative Seitz proposed the following amendment:

1. Page 1, Line 6  
Senate 3rd Reading Amendments 2-27-2003:  
After “Districts.” insert “The act shifts, in certain counties, the responsibilities associated with local mental health authorities and local substance abuse authorities from the county legislative body to the county executive.”
2. Page 1, Line 25  
Senate 3rd Reading Amendments 2-27-2003:  
After “[A#]” delete “Each” and insert:  
“(a)(i) In each county operating under a county executive-council form of government under Section 17-52-504, the county executive is the local mental health authority.  
(ii) In each county operating under a council-manager form of government under Section 17-52-505, the county manager is the local mental health authority.  
(iii) In each county other than a county described in Subsection (1)(a)(i) or (ii), the” and after “county” reinstate “legislative” and delete “executive” and after “body” delete “as” and insert “is” and delete “a” and insert “the”
3. Page 2, Line 26:  
After “authority.” insert “(b)”
4. Page 3, Line 63  
Senate 3rd Reading Amendments 2-27-2003:  
After “Each” delete “county executive body, as a”
5. Page 3, Line 64  
Senate 3rd Reading Amendments 2-27-2003:  
After “authority” delete the comma
6. Page 8, Line 212  
Senate 3rd Reading Amendments 2-27-2003:  
After “[A#]” delete “Each” and insert:  
“(a)(i) In each county operating under a county executive-council form of government under Section 17-52-504, the county executive is the local substance abuse authority.  
(ii) In each county operating under a council-manager form of government under Section 17-52-505, the county manager is the local substance abuse authority.  
(iii) In each county other than a county described in Subsection

(1)(a)(i) or (ii), the” and after “county” reinstate “legislative” and delete “executive” and after “body is” delete “a” and insert “the”

7. Page 8, Line 213  
Senate 3rd Reading Amendments 2–27–2003:  
After “authority.” insert “(b)”
8. Page 9, Line 250  
Senate 3rd Reading Amendments 2–27–2003:  
After “Each” delete “county executive body, as a”
9. Page 9, Line 251  
Senate 3rd Reading Amendments 2–27–2003:  
After “authority” delete the comma

Representative Seitz’ motion to amend passed on a voice vote.

###

Representative Snow proposed the following amendment:

10. Page 2, Line 56:  
After “county” insert “or interlocal board”
11. Page 4, Line 117:  
Delete “include” and insert “consider including”
12. Page 9, Line 245:  
Senate 3rd Reading Amendments 2–27–2003:  
After “county” insert “or interlocal board”

Representative Lawrence proposed the following substitute motion to amend:

Include Representative Snow’s motion items 10 and 12 and delete item 11 and insert the following:

13. Page 4, Line 118:  
Delete “including” and insert “which may include”

Representative Lawrence’s motion to amend passed on a voice vote.

**Sub. S.B. 191**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Agard       | Adams        | Alexander   | S. Allen  |
| Anderson    | Barrus       | Becker      | Bennion   |
| Bigelow     | Bird         | Biskupski   | Bourdeaux |
| Bowman      | Bryson       | Buffmire    | Bush      |
| Buttars     | Buxton       | Christensen | D. Clark  |
| S. Clark    | D. Cox       | Daniels     | Dayton    |
| Dee         | Dillree      | Donnelson   | Dougall   |
| Duckworth   | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow  | Gowans       | Hansen      | Hardy     |
| Harper      | Hendrickson  | Hogue       | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Morley    |
| Moss        | Murray       | Newbold     | Noel      |
| Pace        | Peterson     | Philpot     | Seitz     |
| Shurtliff   | G. Snow      | Styler      | Thompson  |
| Urquhart    | Wallace      | Webb        | Winn      |
| M. Stephens |              |             |           |

**Absent or not voting were:** Representatives

|        |     |
|--------|-----|
| Curtis | Ure |
|--------|-----|

**Sub. S.B. 191**, as amended, was returned to the Senate for further consideration.

**UNFINISHED BUSINESS**

On motion of Representative Harper, the House voted to uncircle **S.B. 147**.

**S.B. 147**, STREAMLINED SALES TAX PROJECT, was before the House on its final passage.

On motion of Representative Harper, the House voted to delete **S.B. 147** in title and body and insert **Sub. S.B. 147** in lieu thereof.

Representative Harper proposed the following amendment:

1. Page 69, Line 2108:  
Delete "food stamps" and insert "a coupon as defined in 7 U.S.C. Sec. 2012 that is"

Representative Harper's motion to amend passed on a voice vote.

**Sub. S.B. 147**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 14; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |              |            |             |
|----------|--------------|------------|-------------|
| Aagard   | Adams        | Alexander  | S. Allen    |
| Anderson | Barrus       | Becker     | Bigelow     |
| Bird     | Biskupski    | Bourdeaux  | Buffmire    |
| Bush     | Buttars      | Buxton     | Christensen |
| D. Clark | D. Cox       | Curtis     | Daniels     |
| Dee      | Dillree      | Donnelson  | Duckworth   |
| Ferrin   | Ferry        | Goodfellow | Gowans      |
| Hansen   | Hardy        | Harper     | Hogue       |
| Holdaway | E. Hutchings | B. Johnson | Jones       |
| King     | Kiser        | Last       | Lawrence    |
| Litvack  | Mascaro      | McGee      | Morgan      |
| Moss     | Murray       | Newbold    | Noel        |
| Pace     | Seitz        | Shurtliff  | G. Snow     |
| Styler   | Ure          | Wallace    | Webb        |
| Winn     | M. Stephens  |            |             |

**Voting in the negative were:** Representatives

|           |             |          |          |
|-----------|-------------|----------|----------|
| Bennion   | S. Clark    | Dayton   | Dougall  |
| Dunnigan  | Hendrickson | Hughes   | Lockhart |
| McCartney | Morley      | Peterson | Philpot  |
| Thompson  | Urquhart    |          |          |

**Absent or not voting were:** Representatives

|        |        |      |
|--------|--------|------|
| Bowman | Bryson | Love |
|--------|--------|------|

**Sub. S.B. 147**, as amended, was returned to the Senate for further consideration.

\* \* \*

On motion of Representative Pace, the House voted to uncircle **Sub. S.B. 2**.

**Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, was before the House on its final passage.

On motion of Representative Pace, the House voted to delete **Sub. S.B. 2** in title and body and insert **6th Sub. S.B. 2** in lieu thereof.

**6th Sub. S.B. 2** was read the first, second and third times by short title.

**6th Sub. S.B. 2** then passed on the following roll call:

**Yeas, 52; Nays, 22; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|              |            |             |             |
|--------------|------------|-------------|-------------|
| Adams        | Alexander  | S. Allen    | Anderson    |
| Barrus       | Becker     | Bigelow     | Bird        |
| Bourdeaux    | Bowman     | Bryson      | Buffmire    |
| Bush         | Buttars    | Buxton      | Christensen |
| S. Clark     | D. Cox     | Curtis      | Daniels     |
| Dee          | Dillree    | Dougall     | Ferrin      |
| Ferry        | Goodfellow | Gowans      | Hansen      |
| Hardy        | Harper     | Hendrickson | Hogue       |
| E. Hutchings | B. Johnson | Jones       | King        |
| Lawrence     | Litvack    | Love        | Mascaro     |
| McGee        | Morgan     | Moss        | Murray      |
| Newbold      | Pace       | Shurtliff   | Thompson    |
| Wallace      | Webb       | Winn        | M. Stephens |

**Voting in the negative were:** Representatives

|          |           |           |          |
|----------|-----------|-----------|----------|
| Agaard   | Bennion   | Biskupski | D. Clark |
| Dayton   | Donnelson | Duckworth | Dunnigan |
| Holdaway | Hughes    | Kiser     | Last     |
| Lockhart | McCartney | Morley    | Peterson |
| Philpot  | Seitz     | G. Snow   | Styler   |
| Ure      | Urquhart  |           |          |

**Absent or not voting was:** Representative

Noel

**6th Sub. S.B. 2**, was returned to the Senate for further consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

**AFTERNOON SESSION**

The House was called to order by Speaker Stephens at 1:40 p.m.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker:

March 5, 2003

The Senate passed, as amended, **H.B. 247**, POWER OF ATTORNEY IN RELATION TO A TRUST, by Representative M. Newbold, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 272**, REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS, by Representative G. Curtis, and it is transmitted for further consideration; and

The Senate substituted, amended, and passed, **Senate 1st Sub. H.B. 260**, 2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 247**, **H.B. 272**, and **Senate Sub. H.B. 260**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker: March 5, 2003

The Senate passed, **H.B. 222**, CHILD WELFARE PROCEEDINGS AMENDMENTS, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 242**, PROTECTION OF RIGHTS–OF–WAY – GATES ON COUNTY ROADS, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 274**, RIGHTS–OF–WAY ACROSS FEDERAL LAND, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 374**, INSURANCE PRODUCERS AMENDMENTS, by Representative J. Dunnigan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 19**, EMPLOYMENT SECURITY ACT MODIFICATIONS, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 137**, RESIDENTIAL FACILITIES FOR THE DISABLED AMENDMENTS, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 238**, UTAH CODE OF CRIMINAL PROCEDURE AMENDMENTS, by Representative K. Bryson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 246**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 308**, HEALTH AND HUMAN SERVICES BOARDS AND COMMISSION AMENDMENT, by Representative J. Seitz, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 332**, INSURANCE COVERAGE OF HEALTH CARE PROFESSIONALS, by Representative J. Dunningan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 352**, ELECTION LAW VOTER REGISTRATION AND ELECTION NOTICE AMENDMENTS, by Representative D. Aagard, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **5th Sub. S.B. 154**, PUBLIC EDUCATION AMENDMENTS, by Senator T. Hatch, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 222**, **H.B. 242**, **H.B. 274**, **H.B. 374**, **Sub. H.B. 19**, **Sub. H.B. 137**, **H.B. 238**, **H.B. 246**, **H.B. 308**, **H.B. 332**, and **H.B. 352** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communication filed. **5th Sub. S.B. 154** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### CONCURRENCE CALENDAR

On motion of Representative Newbold, the House voted to concur in the Senate amendments to **H.B. 247**, POWER OF ATTORNEY IN RELATION TO A TRUST.

**H.B. 247**, as amended by the Senate, then passed on the following roll call:

**Yeas, 57; Nays, 7; Absent or not voting, 11.**

**Voting in the affirmative were:** Representatives

|              |            |            |           |
|--------------|------------|------------|-----------|
| Agard        | Alexander  | Barrus     | Becker    |
| Bennion      | Bigelow    | Bird       | Biskupski |
| Bowman       | Bryson     | Bush       | Buttars   |
| Buxton       | D. Clark   | S. Clark   | D. Cox    |
| Curtis       | Daniels    | Dayton     | Dee       |
| Dillree      | Donnelson  | Dougall    | Dunnigan  |
| Ferrin       | Ferry      | Goodfellow | Hansen    |
| Hardy        | Harper     | Hogue      | Holdaway  |
| E. Hutchings | B. Johnson | Jones      | King      |
| Last         | Lawrence   | Lockhart   | Love      |
| Mascaro      | McGee      | Morgan     | Moss      |
| Murray       | Newbold    | Pace       | Peterson  |
| Seitz        | Shurtliff  | G. Snow    | Styler    |
| Urquhart     | Wallace    | Webb       | Winn      |
| M. Stephens  |            |            |           |

**Voting in the negative were:** Representatives

|        |             |        |       |
|--------|-------------|--------|-------|
| Adams  | Christensen | Hughes | Kiser |
| Morley | Thompson    | Ure    |       |

**Absent or not voting were:** Representatives

|           |          |             |          |
|-----------|----------|-------------|----------|
| S. Allen  | Anderson | Bourdeaux   | Buffmire |
| Duckworth | Gowans   | Hendrickson | Litvack  |
| McCartney | Noel     | Philpot     |          |

**H.B. 247**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Curtis, the House voted to concur in the Senate amendments to **H.B. 272**, REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS.

**H.B. 272**, as amended by the Senate, then passed on the following roll call:

**Yeas, 51; Nays, 14; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|           |          |        |             |
|-----------|----------|--------|-------------|
| Adams     | S. Allen | Becker | Bennion     |
| Biskupski | Bowman   | Bryson | Buffmire    |
| Bush      | Buttars  | Buxton | Christensen |

|              |            |             |           |
|--------------|------------|-------------|-----------|
| D. Clark     | S. Clark   | Curtis      | Dee       |
| Dillree      | Ferry      | Goodfellow  | Hansen    |
| Hardy        | Harper     | Hogue       | Holdaway  |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Lockhart  |
| Love         | Mascaro    | McGee       | Morgan    |
| Morley       | Moss       | Murray      | Newbold   |
| Pace         | Peterson   | Seitz       | Shurtliff |
| G. Snow      | Styler     | Urquhart    | Wallace   |
| Webb         | Winn       | M. Stephens |           |

**Voting in the negative were:** Representatives

|          |          |         |           |
|----------|----------|---------|-----------|
| Agard    | Barrus   | Bigelow | Bird      |
| D. Cox   | Daniels  | Dayton  | Donnelson |
| Dougall  | Dunnigan | Ferrin  | Hughes    |
| Thompson | Ure      |         |           |

**Absent or not voting were:** Representatives

|           |             |           |           |
|-----------|-------------|-----------|-----------|
| Alexander | Anderson    | Bourdeaux | Duckworth |
| Gowans    | Hendrickson | Litvack   | McCartney |
| Noel      | Philpot     |           |           |

**H.B. 272**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Harper, the House voted to concur in the Senate amendments to **Sub. H.B. 260**, 2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS.

**Sub. H.B. 260**, as amended by the Senate, then passed on the following roll call:

**Yeas, 59; Nays, 10; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|             |           |           |          |
|-------------|-----------|-----------|----------|
| Agard       | Adams     | Alexander | S. Allen |
| Barrus      | Becker    | Bennion   | Bird     |
| Biskupski   | Bourdeaux | Bowman    | Bryson   |
| Buffmire    | Bush      | Buttars   | Buxton   |
| Christensen | D. Clark  | S. Clark  | D. Cox   |
| Curtis      | Daniels   | Dayton    | Dee      |

|         |            |              |            |
|---------|------------|--------------|------------|
| Dillree | Dougall    | Dunnigan     | Ferrin     |
| Ferry   | Goodfellow | Hansen       | Hardy      |
| Harper  | Holdaway   | E. Hutchings | B. Johnson |
| Jones   | King       | Kiser        | Last       |
| Litvack | Mascaro    | McCartney    | McGee      |
| Morgan  | Moss       | Murray       | Newbold    |
| Pace    | Seitz      | Shurtliff    | G. Snow    |
| Styler  | Ure        | Urquhart     | Wallace    |
| Webb    | Winn       | M. Stephens  |            |

**Voting in the negative were:** Representatives

|           |          |        |          |
|-----------|----------|--------|----------|
| Donnelson | Hogue    | Hughes | Lawrence |
| Lockhart  | Love     | Morley | Peterson |
| Philpot   | Thompson |        |          |

**Absent or not voting were:** Representatives

|             |         |           |        |
|-------------|---------|-----------|--------|
| Anderson    | Bigelow | Duckworth | Gowans |
| Hendrickson | Noel    |           |        |

**Sub. H.B. 260**, as amended by the Senate, transmitted to the Senate for signature of the president.

### MISCELLANEOUS BUSINESS

On motion of Representative Alexander, the House voted to limit debate to 5 minutes for presentation and summation and 3 minutes per person.

### THIRD READING CALENDAR

**S.B. 194**, COMMERCE AND TRADE – TELEPHONE AND FACSIMILE SOLICITATION ACT, read the third time by short title and placed on its final passage.

Representative Urquhart proposed the following amendment:

1. Page 7, Line 210e:  
Senate 3rd Reading Amendments 2–27–2003  
Delete “or”
2. Page 7, Line 210f:  
Senate 3rd Reading Amendments 2–27–2003  
Delete the period and insert “; or”
3. Page 7, After line 210f:  
Senate 3rd Reading Amendments 2–27–2003

Insert “(c) by or on behalf of a charitable organization as defined in Section 13-22-2.”

Representative Urquhart’s motion to amend passed on a voice vote.

###

Representative Ferrin proposed the following amendment:

- 4. Page 7, Line 210d:  
Senate 3rd Reading Amendments 2-27-2003  
After “license” insert “or registration”
- 5. Page 7, After line 210f:  
Senate 3rd Reading Amendments 2-27-2003  
At the end of the line delete the period and insert “; or”
- 6. Page 7, After line 210f:  
Senate 3rd Reading Amendments 2-27-2003  
Insert “(d) issued by the National Association of Securities Dealers.”
- 7. Refer to Representative Urquhart’s motion to amend item 3:  
Delete the period and insert “; or”

Representative Ferrin’s motion to amend passed on a voice vote.

###

Representative Bryson proposed the following amendment:

- 1. Page 5, Lines 130-132:  
Delete lines 130 through 132.

Representative Bryson’s motion to amend failed on a voice vote.

**S.B. 194**, as amended, then passed on the following roll call:

**Yeas, 46; Nays, 25; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |          |           |           |
|----------|----------|-----------|-----------|
| Aagard   | Adams    | S. Allen  | Anderson  |
| Barrus   | Becker   | Biskupski | Bowman    |
| Buffmire | Bush     | Buttars   | Buxton    |
| D. Clark | S. Clark | D. Cox    | Daniels   |
| Dee      | Dillree  | Donnelson | Duckworth |

|            |              |            |         |
|------------|--------------|------------|---------|
| Goodfellow | Gowans       | Hansen     | Hardy   |
| Holdaway   | E. Hutchings | B. Johnson | Jones   |
| King       | Kiser        | Litvack    | Love    |
| McCartney  | McGee        | Morgan     | Moss    |
| Murray     | Newbold      | Pace       | Seitz   |
| Shurtliff  | Thompson     | Ure        | Wallace |
| Webb       | Winn         |            |         |

**Voting in the negative were:** Representatives

|             |             |         |          |
|-------------|-------------|---------|----------|
| Alexander   | Bennion     | Bigelow | Bird     |
| Bryson      | Christensen | Curtis  | Dayton   |
| Dougall     | Dunnigan    | Ferrin  | Ferry    |
| Harper      | Hogue       | Hughes  | Last     |
| Lawrence    | Lockhart    | Mascaro | Morley   |
| Peterson    | Philpot     | G. Snow | Urquhart |
| M. Stephens |             |         |          |

**Absent or not voting were:** Representatives

|           |             |      |        |
|-----------|-------------|------|--------|
| Bourdeaux | Hendrickson | Noel | Styler |
|-----------|-------------|------|--------|

**S.B. 194**, as amended, was returned to the Senate for further consideration.

\* \* \*

**2nd Sub. S.B. 203**, CONDOMINIUM LAW AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Adams, the House voted to circle **2nd Sub. S.B. 203**.

\* \* \*

**2nd Sub. S.B. 208**, WARRANT FOR REMOVAL OF MINOR FROM HOME, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **2nd Sub. S.B. 208**.

\* \* \*

**S.B. 151**, AMENDMENTS RELATED TO INFORMATION TECHNOLOGY, read the third time by short title and placed on its final passage.

Representative Goodfellow proposed the following amendment:

1. Page 42, Line 1289b  
Senate 2nd Reading Amendments 2–27–2003:  
At the beginning of line 1289b insert “(1)”
2. Page 42, Line 1289e  
Senate 2nd Reading Amendments 2–27–2003:  
Delete “(1)” and insert “(a)”
3. Page 42, Line 1289g  
Senate 2nd Reading Amendments 2–27–2003:  
Delete “(2)” and insert “(b)”
4. Page 42a, Line 1289s  
Senate 2nd Reading Amendments 2–27–2003:  
Delete “(3)” and insert “(c)”
5. Page 42a, Line 1289t  
Senate 2nd Reading Amendments 2–27–2003:  
Delete “(4)” and insert “(d)” and after line 1289t insert:  
“(2) If this bill and S.B. 20, Facilitation of E–Government, both pass, it is the intent of the Legislature that the amendments in this bill to Subsection 46–4–503(3)(c) supersede the amendments to Subsection 46–4–503(3)(c) in S.B. 20.”

Representative Goodfellow’s motion to amend passed on a voice vote.

**S.B. 151**, as amended, then passed on the following roll call:

**Yeas, 63; Nays, 4; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Alexander | S. Allen    | Anderson     |
| Barrus      | Becker    | Bennion     | Bigelow      |
| Bird        | Biskupski | Bowman      | Bryson       |
| Buffmire    | Bush      | Christensen | D. Clark     |
| S. Clark    | D. Cox    | Curtis      | Daniels      |
| Dee         | Dillree   | Donnelson   | Dougall      |
| Dunnigan    | Ferrin    | Ferry       | Goodfellow   |
| Gowans      | Hansen    | Hardy       | Harper       |
| Hendrickson | Hogue     | Holdaway    | E. Hutchings |
| B. Johnson  | Jones     | Kiser       | Last         |
| Lawrence    | Litvack   | Lockhart    | Love         |
| Mascaro     | McCartney | McGee       | Morgan       |

|          |          |             |         |
|----------|----------|-------------|---------|
| Moss     | Murray   | Newbold     | Pace    |
| Peterson | Seitz    | Shurtliff   | G. Snow |
| Styler   | Thompson | Urquhart    | Wallace |
| Webb     | Winn     | M. Stephens |         |

**Voting in the negative were:** Representatives

|        |        |         |     |
|--------|--------|---------|-----|
| Dayton | Morley | Philpot | Ure |
|--------|--------|---------|-----|

**Absent or not voting were:** Representatives

|           |           |         |        |
|-----------|-----------|---------|--------|
| Adams     | Bourdeaux | Buttars | Buxton |
| Duckworth | Hughes    | King    | Noel   |

**S.B. 151**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 206**, VEHICLE SALE AND SECURITY INTEREST AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 206** then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | Alexander | S. Allen     |
| Anderson    | Barrus      | Becker    | Bennion      |
| Bigelow     | Bird        | Biskupski | Bowman       |
| Bryson      | Buffmire    | Bush      | Buttars      |
| Buxton      | Christensen | D. Clark  | S. Clark     |
| Curtis      | Daniels     | Dayton    | Dee          |
| Dillree     | Donnelson   | Dougall   | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Gowans      | Hansen      | Hardy     | Harper       |
| Hendrickson | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson  | Jones       | King      | Kiser        |
| Last        | Lawrence    | Litvack   | Lockhart     |
| Love        | McCartney   | McGee     | Morgan       |
| Morley      | Moss        | Murray    | Newbold      |
| Pace        | Peterson    | Philpot   | Seitz        |
| Shurtliff   | G. Snow     | Thompson  | Ure          |
| Urquhart    | Webb        | Winn      | M. Stephens  |

**Absent or not voting were:** Representatives

|           |        |         |         |
|-----------|--------|---------|---------|
| Bourdeaux | D. Cox | Hogue   | Mascaro |
| Noel      | Styler | Wallace |         |

**S.B. 206** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 175, REVENUE PROCEDURES AND CONTROL ACT AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 175** then passed on the following roll call:

**Yeas, 65; Nays, 0; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|             |              |            |             |
|-------------|--------------|------------|-------------|
| Aagard      | Adams        | Alexander  | S. Allen    |
| Anderson    | Barrus       | Becker     | Bennion     |
| Bigelow     | Bird         | Biskupski  | Bryson      |
| Buffmire    | Bush         | Buttars    | Christensen |
| D. Clark    | S. Clark     | D. Cox     | Curtis      |
| Daniels     | Dayton       | Dee        | Dillree     |
| Donnelson   | Dougall      | Duckworth  | Dunnigan    |
| Ferry       | Goodfellow   | Hansen     | Hardy       |
| Harper      | Hendrickson  | Hogue      | Holdaway    |
| Hughes      | E. Hutchings | B. Johnson | Jones       |
| King        | Kiser        | Last       | Lawrence    |
| Litvack     | Lockhart     | Love       | McCartney   |
| Morley      | Moss         | Murray     | Newbold     |
| Pace        | Peterson     | Philpot    | Seitz       |
| Shurtliff   | G. Snow      | Styler     | Thompson    |
| Ure         | Urquhart     | Webb       | Winn        |
| M. Stephens |              |            |             |

**Absent or not voting were:** Representatives

|           |         |        |        |
|-----------|---------|--------|--------|
| Bourdeaux | Bowman  | Buxton | Ferrin |
| Gowans    | Mascaro | McGee  | Morgan |
| Noel      | Wallace |        |        |

**S.B. 175** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 223, REVISIONS TO PARENT TIME**, read the third time by short title and placed on its final passage.

Representative Cox proposed the following amendment:

1. Page 1, Line 27:  
After “parent” insert “as the court finds appropriate”

Representative Christensen proposed the following substitute motion to amend:

1. Page 1, Line 27:  
After “noncustodial parent” insert “, as the court finds appropriate”
2. Page 2, Line 29  
Senate 2nd Reading Amendments 2–26–2003:  
Delete “joint custody” and insert “all forms of custody”
3. Page 4, Line 115:  
At the end of the line, delete “and”
4. Page 4, Line 115:  
After line 115, insert  
“(j) the likelihood that both parents will responsibly reimburse one another for the child’s expenses;  
(k) whether the proposed decrease in child support received by the primary caregiver under joint physical custody will be financially detrimental to the caregiver or minor children;  
(l) whether both parents express a desire for joint physical custody;  
and” and renumber accordingly.

Representative Christensen’s motion to amend passed on the following roll call:

**Yeas, 35; Nays, 30; Absent or not voting, 10.**

**Voting in the affirmative were:** Representatives

|         |             |           |              |
|---------|-------------|-----------|--------------|
| Aagard  | Adams       | Alexander | S. Allen     |
| Barrus  | Bird        | Bryson    | Buffmire     |
| Bush    | Christensen | S. Clark  | Daniels      |
| Dayton  | Dee         | Donnelson | Dunnigan     |
| Hardy   | Hogue       | Holdaway  | E. Hutchings |
| Jones   | King        | Kiser     | Lawrence     |
| Love    | Mascaro     | Morgan    | Morley       |
| Murray  | Newbold     | Philpot   | Seitz        |
| G. Snow | Styler      | Winn      |              |

**Voting in the negative were:** Representatives

|           |             |           |            |
|-----------|-------------|-----------|------------|
| Anderson  | Becker      | Bennion   | Biskupski  |
| Bourdeaux | Bowman      | Buttars   | D. Clark   |
| Dillree   | Dougall     | Duckworth | Ferrin     |
| Ferry     | Goodfellow  | Gowans    | Hansen     |
| Harper    | Hendrickson | Hughes    | B. Johnson |
| Litvack   | Lockhart    | McCartney | McGee      |
| Moss      | Pace        | Shurtliff | Thompson   |
| Ure       | Webb        |           |            |

**Absent or not voting were:** Representatives

|         |             |          |          |
|---------|-------------|----------|----------|
| Bigelow | Buxton      | D. Cox   | Curtis   |
| Last    | Noel        | Peterson | Urquhart |
| Wallace | M. Stephens |          |          |

**S.B. 223**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 8; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

|          |           |              |             |
|----------|-----------|--------------|-------------|
| Aagard   | Adams     | Alexander    | S. Allen    |
| Anderson | Barrus    | Becker       | Bennion     |
| Bird     | Biskupski | Bowman       | Bryson      |
| Buffmire | Buttars   | Buxton       | Christensen |
| D. Clark | S. Clark  | Curtis       | Daniels     |
| Dillree  | Donnelson | Dougall      | Duckworth   |
| Dunnigan | Ferrin    | Ferry        | Goodfellow  |
| Gowans   | Hardy     | Harper       | Hendrickson |
| Holdaway | Hughes    | E. Hutchings | B. Johnson  |
| King     | Kiser     | Last         | Lawrence    |
| Litvack  | Love      | Mascaro      | McCartney   |
| McGee    | Morgan    | Moss         | Murray      |
| Pace     | Seitz     | Shurtliff    | G. Snow     |
| Styler   | Thompson  | Ure          | Urquhart    |
| Webb     | Winn      |              |             |

**Voting in the negative were:** Representatives

|       |        |         |         |
|-------|--------|---------|---------|
| Bush  | D. Cox | Dayton  | Dee     |
| Hogue | Morley | Newbold | Philpot |

**Absent or not voting were:** Representatives

|             |           |          |         |
|-------------|-----------|----------|---------|
| Bigelow     | Bourdeaux | Hansen   | Jones   |
| Lockhart    | Noel      | Peterson | Wallace |
| M. Stephens |           |          |         |

**S.B. 223**, as amended, was returned to the Senate for further consideration.

### UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **2nd Sub. S.B. 208**.

**2nd Sub. S.B. 208**, WARRANT FOR REMOVAL OF MINOR FROM HOME, was before the House on its final passage.

Representative Litvack proposed the following amendment:

1. Page 1, Line 8:  
Delete "criminal"

Representative Litvack's motion to amend passed on a voice vote.

**2nd Sub. S.B. 208**, as amended, then passed on the following roll call:

**Yeas, 68; Nays, 2; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |           |              |
|-------------|-----------|-----------|--------------|
| Aagard      | Adams     | Alexander | S. Allen     |
| Anderson    | Barrus    | Becker    | Bennion      |
| Bigelow     | Bird      | Biskupski | Bourdeaux    |
| Bowman      | Bryson    | Buffmire  | Bush         |
| Buttars     | Buxton    | D. Clark  | S. Clark     |
| D. Cox      | Curtis    | Daniels   | Dayton       |
| Dee         | Dillree   | Donnelson | Dougall      |
| Duckworth   | Dunnigan  | Ferrin    | Ferry        |
| Goodfellow  | Hansen    | Hardy     | Harper       |
| Hendrickson | Holdaway  | Hughes    | E. Hutchings |
| B. Johnson  | Jones     | King      | Kiser        |
| Last        | Lawrence  | Litvack   | Lockhart     |
| Love        | Mascaro   | McCartney | McGee        |
| Morgan      | Morley    | Moss      | Murray       |
| Newbold     | Pace      | Peterson  | Philpot      |
| Seitz       | Shurtliff | G. Snow   | Thompson     |
| Ure         | Urquhart  | Webb      | Winn         |

**Voting in the negative were:** Representatives

|             |       |
|-------------|-------|
| Christensen | Hogue |
|-------------|-------|

**Absent or not voting were:** Representatives

|             |      |        |         |
|-------------|------|--------|---------|
| Gowans      | Noel | Styler | Wallace |
| M. Stephens |      |        |         |

**2nd Sub. S.B. 208**, as amended, was returned to the Senate for further consideration.

\* \* \*

On motion of Representative Adams, the House voted to uncircle **2nd Sub. S.B. 203**.

**2nd Sub. S.B. 203**, CONDOMINIUM LAW AMENDMENTS, was before the House on its final passage.

On motion of Representative Adams, the House voted to delete **2nd Sub. S.B. 203** in title and body and insert **4th Sub. S.B. 203** in lieu thereof.

On motion of Representative Morley, the House voted to delete **4th Sub. S.B. 203** in title and body and insert **5th Sub. S.B. 203** in lieu thereof.

**5th Sub. S.B. 203** then passed on the following roll call:

**Yeas, 39; Nays, 31; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |           |             |             |
|------------|-----------|-------------|-------------|
| Aagard     | Adams     | Alexander   | Barrus      |
| Becker     | Biskupski | Bowman      | Bryson      |
| Buffmire   | Buttars   | Buxton      | Christensen |
| Curtis     | Dee       | Dillree     | Dunnigan    |
| Hardy      | Harper    | Hendrickson | Holdaway    |
| B. Johnson | Jones     | Kiser       | Lawrence    |
| Love       | Mascaro   | McCartney   | McGee       |
| Moss       | Murray    | Newbold     | Noel        |
| Pace       | Peterson  | Shurtliff   | Styler      |
| Ure        | Wallace   | M. Stephens |             |

**Voting in the negative were:** Representatives

|           |          |           |            |
|-----------|----------|-----------|------------|
| S. Allen  | Anderson | Bennion   | Bird       |
| Bush      | D. Clark | S. Clark  | D. Cox     |
| Daniels   | Dayton   | Donnelson | Dougall    |
| Duckworth | Ferrin   | Ferry     | Goodfellow |
| Gowans    | Hansen   | Hogue     | Hughes     |
| King      | Last     | Lockhart  | Morgan     |
| Morley    | Philpot  | Seitz     | G. Snow    |
| Thompson  | Webb     | Winn      |            |

**Absent or not voting were:** Representatives

|          |           |              |         |
|----------|-----------|--------------|---------|
| Bigelow  | Bourdeaux | E. Hutchings | Litvack |
| Urquhart |           |              |         |

**5th Sub. S.B. 203**, as amended, was returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 3:40 p.m.

Speaker Stephens called the House to order at 3:45 p.m.

### COMMUNICATION FROM THE SENATE

Mr. Speaker: March 5, 2003

The Senate adopted the Joint Conference Committee Report dated March 5, 2003, and passed **3rd Sub. H.B. 371**, COURT SECURITY FEE, by Representative D. Hogue, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker: March 5, 2003

The Joint Conference Committee comprised of Senators Buttars, Hickman, and Davis, and Representatives Hogue, Bennion, and King, recommends **3rd Sub. H.B. 371**, COURT SECURITY FEE, by Representative D. Hogue, with the following amendments:

1. Include the House amendment on Page 1, Line 21, of the Lilac copy dated 2-28-2003.
2. Also include the following amendment:  
Page 2, Line 48,  
Delete "\$45" and insert "\$50"; and

D. Chris Buttars  
Senate Chair  
David L. Hogue  
House Chair

Report filed. On motion of Representative Hogue, the House voted to adopt the Conference Committee Report.

**3rd Sub. H.B. 371** then passed on the following roll call:

**Yeas, 44; Nays, 23; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

|          |              |            |             |
|----------|--------------|------------|-------------|
| Adams    | S. Allen     | Anderson   | Barrus      |
| Becker   | Biskupski    | Bourdeaux  | Bowman      |
| Bryson   | Buffmire     | Bush       | Buttars     |
| D. Clark | S. Clark     | Daniels    | Dee         |
| Dillree  | Duckworth    | Ferry      | Goodfellow  |
| Gowans   | Hansen       | Hardy      | Hendrickson |
| Hogue    | E. Hutchings | B. Johnson | Jones       |
| Last     | Litvack      | Love       | McCartney   |
| McGee    | Morgan       | Murray     | Noel        |
| Pace     | Seitz        | Shurtliff  | G. Snow     |
| Urquhart | Wallace      | Webb       | Winn        |

**Voting in the negative were:** Representatives

|           |             |             |          |
|-----------|-------------|-------------|----------|
| Aagard    | Alexander   | Bennion     | Bird     |
| Buxton    | Christensen | Curtis      | Dayton   |
| Donnelson | Dougall     | Dunnigan    | Ferrin   |
| Harper    | Hughes      | Kiser       | Lawrence |
| Lockhart  | Mascaro     | Newbold     | Peterson |
| Philpot   | Ure         | M. Stephens |          |

**Absent or not voting were:** Representatives

|         |        |          |          |
|---------|--------|----------|----------|
| Bigelow | D. Cox | Holdaway | King     |
| Morley  | Moss   | Styler   | Thompson |

**3rd Sub. H.B. 371** transmitted to the Senate for signature of the President.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker:

March 5, 2003

The Senate refuses to concur with the House Amendments to **S.B. 146**, WASTE FEE AMENDMENTS, by Senator B. Wright, and requests the House recede from its amendments.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Urquhart, the House voted to recede from its amendments to **S.B. 146**.

**S.B. 146** then passed on the following roll call:

**Yeas, 50; Nays, 20; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|            |             |           |             |
|------------|-------------|-----------|-------------|
| Agard      | Adams       | Alexander | S. Allen    |
| Barrus     | Becker      | Bird      | Biskupski   |
| Bourdeaux  | Bowman      | Buffmire  | Bush        |
| Buxton     | Christensen | D. Clark  | S. Clark    |
| Curtis     | Daniels     | Dee       | Dillree     |
| Dougall    | Duckworth   | Ferrin    | Goodfellow  |
| Gowans     | Hansen      | Hardy     | Hendrickson |
| B. Johnson | Jones       | Kiser     | Last        |
| Lawrence   | Litvack     | McCartney | McGee       |
| Morgan     | Moss        | Murray    | Noel        |
| Peterson   | Philpot     | Seitz     | Shurtliff   |
| Styler     | Ure         | Urquhart  | Wallace     |
| Winn       | M. Stephens |           |             |

**Voting in the negative were:** Representatives

|          |           |          |        |
|----------|-----------|----------|--------|
| Anderson | Bennion   | Bigelow  | Bryson |
| Dayton   | Donnelson | Dunnigan | Ferry  |
| Harper   | Hogue     | Holdaway | Hughes |
| Lockhart | Love      | Mascaro  | Morley |
| Pace     | G. Snow   | Thompson | Webb   |

**Absent or not voting were:** Representatives

|         |        |              |      |
|---------|--------|--------------|------|
| Buttars | D. Cox | E. Hutchings | King |
| Newbold |        |              |      |

**S.B. 146** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker:

March 5, 2003

The Senate concurred in the House amendments and passed **1st Sub. S.B. 57**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 191**, COUNTY OVERSIGHT OF LOCAL AUTHORITIES FOR HUMAN SERVICES, by Senator C. Walker, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. S.B. 57** and **Sub. S.B. 191** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### THIRD READING CALENDAR

**Sub. S.B. 216**, MOTOR CARRIER FEE AMENDMENTS, read the third time by short title and placed on its final passage.

**Sub. S.B. 216** then passed on the following roll call:

**Yeas, 69; Nays, 3; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |             |             |              |
|-------------|-------------|-------------|--------------|
| Agard       | Adams       | Alexander   | S. Allen     |
| Anderson    | Barrus      | Becker      | Bennion      |
| Bigelow     | Bird        | Biskupski   | Bourdeaux    |
| Bowman      | Bryson      | Buffmire    | Bush         |
| Buttars     | Buxton      | Christensen | D. Clark     |
| S. Clark    | D. Cox      | Curtis      | Daniels      |
| Dee         | Dillree     | Donnelson   | Dougall      |
| Duckworth   | Dunnigan    | Ferrin      | Ferry        |
| Goodfellow  | Gowans      | Hansen      | Hardy        |
| Harper      | Hendrickson | Holdaway    | E. Hutchings |
| B. Johnson  | Jones       | Kiser       | Last         |
| Lawrence    | Litvack     | Lockhart    | Love         |
| Mascaro     | McCartney   | McGee       | Morgan       |
| Moss        | Murray      | Newbold     | Noel         |
| Pace        | Peterson    | Philpot     | Seitz        |
| Shurtliff   | Styler      | Thompson    | Ure          |
| Urquhart    | Wallace     | Webb        | Winn         |
| M. Stephens |             |             |              |

**Voting in the negative were:** Representatives

|        |        |        |
|--------|--------|--------|
| Dayton | Hughes | Morley |
|--------|--------|--------|

**Absent or not voting were:** Representatives

|       |      |         |
|-------|------|---------|
| Hogue | King | G. Snow |
|-------|------|---------|

**Sub. S.B. 216** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 251**, FIREARMS REVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Ure, the House voted to circle **S.B. 251**.

\* \* \*

**S.J.R. 4**, RESOLUTION URGING THAT A PUBLIC HEARING BE HELD ON THE STRUCTURE OF THE PUBLIC SERVICE COMMISSION, read the third time by short title and placed on its final passage.

**S.J.R. 4** then passed on the following roll call:

**Yeas, 59; Nays, 13; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |              |             |           |
|------------|--------------|-------------|-----------|
| Aagard     | Adams        | Alexander   | S. Allen  |
| Anderson   | Becker       | Bigelow     | Bird      |
| Biskupski  | Bourdeaux    | Bowman      | Buffmire  |
| Bush       | Buxton       | D. Clark    | S. Clark  |
| D. Cox     | Curtis       | Daniels     | Dee       |
| Donnelson  | Dougall      | Duckworth   | Ferrin    |
| Goodfellow | Gowans       | Hansen      | Hardy     |
| Harper     | Hendrickson  | Hogue       | Holdaway  |
| Hughes     | E. Hutchings | B. Johnson  | Jones     |
| King       | Kiser        | Last        | Lawrence  |
| Litvack    | Love         | Mascaro     | McCartney |
| McGee      | Morgan       | Moss        | Newbold   |
| Peterson   | Philpot      | Seitz       | Shurtliff |
| Styler     | Thompson     | Urquhart    | Wallace   |
| Webb       | Winn         | M. Stephens |           |

**Voting in the negative were:** Representatives

|             |          |        |          |
|-------------|----------|--------|----------|
| Barrus      | Bennion  | Bryson | Buttars  |
| Christensen | Dunnigan | Ferry  | Lockhart |
| Morley      | Murray   | Noel   | Pace     |
| Ure         |          |        |          |

**Absent or not voting were:** Representatives

|        |         |         |
|--------|---------|---------|
| Dayton | Dillree | G. Snow |
|--------|---------|---------|

**S.J.R. 4** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 136, GUILTY AND MENTALLY ILL SENTENCING AMENDMENTS,** read the third time by short title and placed on its final passage.

**S.B. 136** then passed on the following roll call:

**Yeas, 75; Nays, 0; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|          |            |              |            |
|----------|------------|--------------|------------|
| Aagard   | Adams      | Alexander    | S. Allen   |
| Anderson | Barrus     | Becker       | Bennion    |
| Bigelow  | Bird       | Biskupski    | Bourdeaux  |
| Bowman   | Bryson     | Buffmire     | Bush       |
| Buttars  | Buxton     | Christensen  | D. Clark   |
| S. Clark | D. Cox     | Curtis       | Daniels    |
| Dayton   | Dee        | Dillree      | Donnelson  |
| Dougall  | Duckworth  | Dunnigan     | Ferrin     |
| Ferry    | Goodfellow | Gowans       | Hansen     |
| Hardy    | Harper     | Hendrickson  | Hogue      |
| Holdaway | Hughes     | E. Hutchings | B. Johnson |
| Jones    | King       | Kiser        | Last       |
| Lawrence | Litvack    | Lockhart     | Love       |
| Mascaro  | McCartney  | McGee        | Morgan     |
| Morley   | Moss       | Murray       | Newbold    |
| Noel     | Pace       | Peterson     | Philpot    |
| Seitz    | Shurtliff  | G. Snow      | Styler     |
| Thompson | Ure        | Urquhart     | Wallace    |
| Webb     | Winn       | M. Stephens  |            |

**S.B. 136** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 227, FEE INCREASE,** read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to lift **S.B. 227** from the Third Reading Calendar and return it to the Rules Committee.

\* \* \*

**2nd Sub. S.B. 89, MENTAL HEALTH PROFESSIONAL PRACTICE ACT AMENDMENTS,** read the third time by short title and placed on its final passage.

**2nd Sub. S.B. 89** then passed on the following roll call:

**Yeas, 66; Nays, 8; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | Alexander   | S. Allen     |
| Anderson    | Barrus    | Becker      | Bennion      |
| Bigelow     | Bird      | Biskupski   | Bourdeaux    |
| Bowman      | Bryson    | Buffmire    | Bush         |
| Buttars     | Buxton    | Christensen | D. Clark     |
| S. Clark    | D. Cox    | Daniels     | Dayton       |
| Dee         | Dillree   | Donnelson   | Duckworth    |
| Dunnigan    | Ferrin    | Ferry       | Goodfellow   |
| Gowans      | Hansen    | Hardy       | Harper       |
| Hendrickson | Hogue     | Holdaway    | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Lawrence  | Litvack     | Love         |
| Mascaro     | McCartney | McGee       | Morgan       |
| Moss        | Murray    | Newbold     | Noel         |
| Peterson    | Philpot   | Seitz       | Shurtliff    |
| G. Snow     | Ure       | Urquhart    | Wallace      |
| Webb        | Winn      |             |              |

**Voting in the negative were:** Representatives

|        |         |          |             |
|--------|---------|----------|-------------|
| Curtis | Dougall | Hughes   | Lockhart    |
| Morley | Pace    | Thompson | M. Stephens |

**Absent or not voting was:** Representative  
Styler

**2nd Sub. S.B. 89** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 138, MEDICAL MALPRACTICE AMENDMENTS**, read the third time by short title and placed on its final passage.

**S.B. 138** then passed on the following roll call:

**Yeas, 63; Nays, 11; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Bennion   | Bigelow  |

|            |            |             |              |
|------------|------------|-------------|--------------|
| Bird       | Biskupski  | Bourdeaux   | Bowman       |
| Bryson     | Buffmire   | Bush        | Buttars      |
| Buxton     | D. Clark   | S. Clark    | D. Cox       |
| Curtis     | Dayton     | Dee         | Dillree      |
| Donnelson  | Dougall    | Dunnigan    | Ferrin       |
| Ferry      | Goodfellow | Gowans      | Hardy        |
| Harper     | Hogue      | Holdaway    | E. Hutchings |
| B. Johnson | Jones      | Kiser       | Last         |
| Lawrence   | Litvack    | Lockhart    | Love         |
| Mascaro    | McGee      | Morley      | Moss         |
| Murray     | Newbold    | Noel        | Pace         |
| Peterson   | Seitz      | Shurtliff   | G. Snow      |
| Styler     | Ure        | Urquhart    | Wallace      |
| Webb       | Winn       | M. Stephens |              |

**Voting in the negative were:** Representatives

|        |             |          |           |
|--------|-------------|----------|-----------|
| Becker | Christensen | Daniels  | Duckworth |
| Hansen | Hendrickson | King     | McCartney |
| Morgan | Philpot     | Thompson |           |

**Absent or not voting was:** Representative

Hughes

**S.B. 138** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 158**, DIVISION OF CHILD AND FAMILY SERVICES MANAGEMENT INFORMATION SYSTEM, read the third time by short title and placed on its final passage.

**S.B. 158** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |             |           |
|----------|--------|-------------|-----------|
| Aagard   | Adams  | Alexander   | S. Allen  |
| Anderson | Barrus | Becker      | Bennion   |
| Bigelow  | Bird   | Biskupski   | Bourdeaux |
| Bowman   | Bryson | Buffmire    | Bush      |
| Buttars  | Buxton | Christensen | D. Clark  |

|            |              |            |             |
|------------|--------------|------------|-------------|
| S. Clark   | Curtis       | Daniels    | Dayton      |
| Dee        | Dillree      | Donnelson  | Dougall     |
| Duckworth  | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Litvack    | Lockhart     | Love       | Mascaro     |
| McCartney  | McGee        | Morgan     | Morley      |
| Moss       | Murray       | Newbold    | Pace        |
| Peterson   | Philpot      | Seitz      | Shurtliff   |
| G. Snow    | Styler       | Thompson   | Urquhart    |
| Wallace    | Webb         | Winn       | M. Stephens |

**Absent or not voting were:** Representatives

|        |      |     |
|--------|------|-----|
| D. Cox | Noel | Ure |
|--------|------|-----|

**S.B. 158** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2003

The Senate substituted, amended, and passed, **Senate 1st Sub. H.B. 240**, VENTURE CAPITAL ENHANCEMENT ACT, by Representative P. Wallace, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. **Senate Sub. H.B. 240**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker: March 5, 2003

The Senate passed, as amended, **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS ACT II, by Senator L. Blackham, and it is transmitted for consideration; and

The Senate passed **S.B. 193**, CERTIFICATION OF CANDIDATE DEADLINE AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 254**, REVENUE BOND AUTHORIZATION, by Senator J. Valentine, and it is transmitted for consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **S.B. 3**, **S.B. 193**, and **S.B. 254**, read the first time by short title and referred to the Rules Committee.

\* \* \*

Mr. Speaker: March 5, 2003

The Senate concurred in the House amendments and passed **1st Sub. S.B. 147**, STREAMLINED SALES TAX PROJECT AMENDMENTS, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 204**, GOVERNMENT EMPLOYEES – PAY FOR UNITED STATES ARMED FORCES OR NATIONAL GUARD SERVICE TIME, by Senator C. Bramble, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 151**, AMENDMENTS RELATED TO INFORMATION TECHNOLOGY, by Senator D. Steele, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 194**, COMMERCE AND TRADE – TELEPHONE AND FACSIMILE SOLICITATION ACT, by Senator D. Thomas, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **3rd Sub. S.B. 213**, AMENDMENTS TO SALES AND USE TAX, by Senator E. Mayne, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 247**, POWER OF ATTORNEY IN RELATION TO A TRUST, by Representative M. Newbold, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 260**, 2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 272**, REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS, by Representative G. Curtis, and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **Sub. S.B. 147**, **Sub. S.B. 204**, **S.B. 151**, **S.B. 194**, and **3rd Sub. S.B. 213** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

Communications filed. **H.B. 247**, **Sub. H.B. 260**, and **H.B. 272** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

### CONCURRENCE CALENDAR

On motion of Representative Wallace, the House voted to concur in the Senate amendments to **Sub. H.B. 240**, VENTURE CAPITAL ENHANCEMENT ACT.

**Sub. H.B. 240**, as amended by the Senate, then passed on the following roll call:

**Yeas, 68; Nays, 0; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|          |           |             |              |
|----------|-----------|-------------|--------------|
| Aagard   | Adams     | Alexander   | S. Allen     |
| Anderson | Barrus    | Becker      | Bennion      |
| Bigelow  | Bird      | Biskupski   | Bourdeaux    |
| Bowman   | Bryson    | Buffmire    | Bush         |
| Buttars  | Buxton    | Christensen | D. Clark     |
| S. Clark | D. Cox    | Curtis      | Daniels      |
| Dillree  | Donnelson | Dougall     | Duckworth    |
| Dunnigan | Ferrin    | Ferry       | Goodfellow   |
| Gowans   | Hardy     | Harper      | Hendrickson  |
| Hogue    | Holdaway  | Hughes      | E. Hutchings |
| Jones    | King      | Kiser       | Last         |
| Lawrence | Litvack   | Love        | Mascaro      |
| McGee    | Morgan    | Morley      | Moss         |
| Murray   | Newbold   | Noel        | Pace         |
| Peterson | Philpot   | Seitz       | Shurtliff    |
| G. Snow  | Styler    | Thompson    | Urquhart     |
| Wallace  | Webb      | Winn        | M. Stephens  |

**Absent or not voting were:** Representatives

|          |           |        |            |
|----------|-----------|--------|------------|
| Dayton   | Dee       | Hansen | B. Johnson |
| Lockhart | McCartney | Ure    |            |

**Sub. H.B. 240**, as amended by the Senate, transmitted to the Senate for signature of the president.

**RULES COMMITTEE REPORT**

Mr. Speaker: March 5, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills be considered read for the second time and placed on the Third Reading Calendar for Senate bills under **S.B. 138**.

- S.B. 214**                    Uninsured and Underinsured Motorist Amendments  
(M. Waddoups)
- 1st Sub. S.B. 218**        Unlawful Sale or Display of Motor Vehicles (G. Bell)
- S.B. 253**                    Privilege Tax – Public Land (T. Hatch)
- S.B. 155**                    Professional Employer Organizations (E. Mayne)
- S.B. 188**                    Fuel Tax Credit (S. Jenkins)
- S.B. 148**                    Property Tax – Farmland Assessment Act (T. Hatch)
- 1st Sub. S.B. 157**        Regulation of Credit Union Service Organizations and  
Other Credit Union Related Entities (L. Hillyard)  
Marda Dillree, Chair

Report filed. Representative Philpot proposed to adopt the report of the Rules Committee.

On substitute motion of Representative Dillree, the House voted to adopt the Rules Committee report and include the following:

Consider the following bills read the second time by short title, under suspension of the rules, and placed on the Third Reading Calendar except for **S.B. 193** place it at the top of the Third Reading Calendar.

- Sub. S.B. 252**            NURSE PRACTICE ACT EXEMPTION AMENDMENT  
(P. Julander)
- S.B. 254**                    REVENUE BOND AUTHORIZATION (J. Valentine)
- S.C.R. 7**                    RESOLUTION SUPPORTING ORGAN DONATION  
(K. Hale)

**MISCELLANEOUS BUSINESS**

On motion of Representative Dillree, under suspension of the rules, the House voted to lift the following bills from the Rules Committee, consider them read the second time by short title and placed on the House Third Reading Calendar:

|                         |  |
|-------------------------|--|
| <b>H.J.R. 20</b>        | MASTER STUDY RESOLUTION (G. Curtis)  |
| <b>3rd Sub. H.B. 89</b> | RENEWABLE ENERGY AMENDMENTS (J. Gowans)  |
| <b>H.B. 367</b>         | DELIVERY SALES OF CIGARETTES (E. Hutchings)  |
| <b>H.J.R. 28</b>        | RESOLUTION URGING CONGRESS TO REVIEW<br>IMMIGRATION AND NATURALIZATION<br>(D. Bourdeaux) |
| <b>H.C.R. 15</b>        | RESOLUTION SUPPORTING PRESIDENT AND<br>ADMINISTRATION REGARDING IRAQ (C. Bennion)        |

\* \* \*

On motion of Representative Curtis, under suspension of the rules, the House voted to lift **S.B. 3** from the Rules Committee, consider it read the second time by short title and place it at the top of the Senate Third Reading Calendar.

\* \* \*

On motion of Representative Curtis, the House voted to recess for 5 minutes.

Speaker Stephens called the House to order at 5:25 p.m.

### **THIRD READING CALENDAR**

**S.B. 3**, SUPPLEMENTAL APPROPRIATIONS ACT II, read the third time by short title and placed on its final passage.

Representative Bigelow proposed the following amendment:

1. Page 6, Line 216:  
Senate 2nd Reading Amendments 3–5–2003  
After line 216 insert:  
“Item 34A – To Utah State Tax Commission – Tax Administration  
From General Fund Restricted – Sales and Use Tax Administration  
Fees 1,251,000  
Schedule of Programs:  
Technology Management 1,251,000  
To implement the provisions of Senate Bill 147, 2003  
General Session”
2. Page 8, Line 297:  
After line 297 insert:  
“Item 49A – To Department of Commerce – Commerce General  
Regulation  
From General Fund Restricted –

Commerce Service Fund 120,000  
Schedule of Programs:  
Consumer Protection 120,000  
To implement the provisions of Senate Bill 194, 2003  
General Session”

3. Page 5, Line 165:  
Senate 2nd Reading Amendments 3–5–2003  
Delete “State Trust” and insert “public building”
4. Page 12, Line 467:  
Delete “State Trust” and insert “public building”

Representative Bigelow’s motion to amend passed on a voice vote.

###

Representative Snow proposed the following amendment:

5. Page 13, Line 484:  
Delete “\$80,000” and insert “\$30,000”

Representative Allen proposed the following substitute motion to amend:

5. Page 9, Line 320:  
Senate 2nd Reading Amendments 3–5–2003  
After line 320 insert:  
“Item 53A  
To Department of Community and Economic Development –  
Tourism Marketing Performance Fund 250,000  
From General Fund 250,000”
6. Page 9, Line 352  
Senate 2nd Reading Amendments 3–5–2003  
Goldenrod Copy 3–5–2003:  
Delete “9,528,600” and insert “9,778,600”
7. Page 10, Line 354  
Senate 2nd Reading Amendments 3–5–2003  
Goldenrod Copy 3–5–2003:  
Delete “9,528,600” and insert “9,778,600”

Representative Allen’s motion to amend passed on a voice vote.

###

Representative Morgan proposed the following amendment:

8. Page 10, Line 380:  
Senate 2nd Reading Amendments 3–5–2003  
Delete “115,000” and insert “140,000”
9. Page 12, Line 441:  
Delete line 441.

Representative Snow proposed the following substitute motion to amend:

10. Page 13, Line 484:  
Delete “\$80,000” and insert “\$30,000”

Representative Snow’s motion to amend failed on the following roll call:

**Yeas, 32; Nays, 39; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|          |          |           |            |
|----------|----------|-----------|------------|
| Aagard   | Adams    | Alexander | S. Allen   |
| Becker   | Bennion  | Bowman    | Bush       |
| Buttars  | D. Clark | S. Clark  | D. Cox     |
| Curtis   | Dayton   | Dillree   | Donnelson  |
| Dougall  | Dunnigan | Ferrin    | Ferry      |
| Harper   | Hogue    | Hughes    | B. Johnson |
| Lockhart | Morley   | Peterson  | Philpot    |
| Seitz    | G. Snow  | Styler    | Thompson   |

**Voting in the negative were:** Representatives

|           |              |             |             |
|-----------|--------------|-------------|-------------|
| Anderson  | Barrus       | Bigelow     | Bird        |
| Biskupski | Bourdeaux    | Buffmire    | Christensen |
| Daniels   | Dee          | Duckworth   | Goodfellow  |
| Gowans    | Hansen       | Hardy       | Hendrickson |
| Holdaway  | E. Hutchings | Jones       | King        |
| Kiser     | Last         | Lawrence    | Litvack     |
| Love      | Mascaro      | McCartney   | McGee       |
| Morgan    | Moss         | Murray      | Newbold     |
| Pace      | Shurtliff    | Ure         | Urquhart    |
| Wallace   | Webb         | M. Stephens |             |

**Absent or not voting were:** Representatives

|        |        |      |      |
|--------|--------|------|------|
| Bryson | Buxton | Noel | Winn |
|--------|--------|------|------|

Representative Styler proposed the following substitute motion to amend:

8. Page 9, Line 352 (goldenrod copy):  
Refer to Representative Allen's amendment item 2  
Delete "9,778,600" and insert "9,821,600"
9. Page 10, Line 353 (goldenrod copy):  
Refer to Representative Allen's amendment item 3  
Delete "9,778,600" and insert "9,821,600"
10. Page 12, Line 457:  
Delete "(231,700)" and insert "(201,700)"
11. Page 12, Line 459:  
Delete "(6,700)" and insert "8,300"
12. Page 12, Line 460:  
Delete "(225,000)" and insert "(210,000)"

Representative Styler's motion to amend passed on a voice vote.

###

Representative Christensen proposed the following amendment:

13. Page 3, Line 98:  
After line 98 insert:  
"Item 16A – To Utah Department of Corrections – Programs and Operations  
It is the intent of the Legislature that after allocating all appropriations or designations required by statute for Fiscal Year 2004, from the remaining unrestricted, undesignated, and unencumbered surplus in the General Fund – there is appropriated up to \$12,900 for the purchase and training of additional drug sniffing and multipurpose dogs to detect and deter the possible flow of illegal drugs into the state's correctional facilities."

Representative Bigelow proposed the following substitute motion to amend:

13. Page 3, Line 98:  
After line 98 insert:  
"Item 16A – To Utah Department of Corrections – Programs and Operations  
It is the intent of the Legislature that there is appropriated \$12,900 for

the purchase and training of additional drug sniffing and multipurpose dogs to detect and deter the possible flow of illegal drugs into the state’s correctional facilities.

From General Fund \$12,900  
Schedule of Programs  
Draper Administration \$12,900”

- 14. Page 9, Lines 352 and 354 (goldenrod copy)Delete “9,808,600” and insert “9,821,500”

Representative Bigelow’s motion to amend passed on a voice vote.

###

**S.B. 3**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 13; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |              |             |
|-----------|-------------|--------------|-------------|
| Aagard    | Adams       | Alexander    | S. Allen    |
| Anderson  | Barrus      | Becker       | Bigelow     |
| Biskupski | Bourdeaux   | Bowman       | Buffmire    |
| Bush      | Buttars     | Buxton       | Christensen |
| D. Clark  | S. Clark    | D. Cox       | Curtis      |
| Daniels   | Dee         | Dillree      | Dougall     |
| Duckworth | Ferry       | Goodfellow   | Gowans      |
| Hansen    | Hardy       | Harper       | Hendrickson |
| Hogue     | Holdaway    | E. Hutchings | B. Johnson  |
| Jones     | King        | Kiser        | Last        |
| Litvack   | Lockhart    | Love         | Mascaro     |
| McGee     | Murray      | Newbold      | Noel        |
| Pace      | Peterson    | Seitz        | G. Snow     |
| Styler    | Ure         | Urquhart     | Wallace     |
| Webb      | M. Stephens |              |             |

**Voting in the negative were:** Representatives

|          |        |           |           |
|----------|--------|-----------|-----------|
| Bennion  | Dayton | Donnelson | Dunnigan  |
| Ferrin   | Hughes | Lawrence  | McCartney |
| Morley   | Moss   | Philpot   | Shurtliff |
| Thompson |        |           |           |

**Absent or not voting were:** Representatives

|      |        |        |      |
|------|--------|--------|------|
| Bird | Bryson | Morgan | Winn |
|------|--------|--------|------|

**S.B. 3**, as amended, returned to the Senate for further consideration.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 6:50 p.m.

### EVENING SESSION

The House was called to order by Speaker Stephens at 7:10 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

March 5, 2003

The Senate refuses to concur with the House Amendments to **S.B. 223**, REVISIONS TO PARENT TIME, by Senator L. Hillyard, and requests the House recede from its amendments.

Annette B. Moore

Secretary of the Senate

Communications filed. On motion of Representative Bennion, the House voted to recede from its amendments to **S.B. 223**.

**S.B. 223** then passed on the following roll call:

**Yeas, 56; Nays, 12; Absent or not voting, 7.**

#### Voting in the affirmative were: Representatives

|              |            |           |             |
|--------------|------------|-----------|-------------|
| Aagard       | Adams      | Alexander | S. Allen    |
| Anderson     | Barrus     | Becker    | Bennion     |
| Bigelow      | Biskupski  | Bourdeaux | Bowman      |
| Buffmire     | Buttars    | Buxton    | D. Clark    |
| Daniels      | Dee        | Dillree   | Donnelson   |
| Duckworth    | Dunnigan   | Ferrin    | Ferry       |
| Goodfellow   | Gowans     | Hansen    | Hardy       |
| Hendrickson  | Hogue      | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson | Jones     | King        |
| Last         | Litvack    | Lockhart  | Love        |
| Mascaro      | Morley     | Moss      | Murray      |
| Noel         | Pace       | Peterson  | Seitz       |
| Shurtliff    | G. Snow    | Thompson  | Urquhart    |
| Wallace      | Webb       | Winn      | M. Stephens |

#### Voting in the negative were: Representatives

|          |         |             |        |
|----------|---------|-------------|--------|
| Bird     | Bush    | Christensen | D. Cox |
| Curtis   | Dayton  | Dougall     | Harper |
| Lawrence | Newbold | Philpot     | Styler |

**Absent or not voting were:** Representatives

|        |          |       |           |
|--------|----------|-------|-----------|
| Bryson | S. Clark | Kiser | McCartney |
| McGee  | Morgan   | Ure   |           |

**S.B. 223** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker: March 5, 2003

The Senate passed, as amended, **H.B. 136**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT, by Representative J. Alexander, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 373**, INSURANCE LAW REVISIONS, by Representative J. Ferrin, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 136** and **Senate Sub. H.B. 373**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker: March 5, 2003

The Senate passed, **H.B. 334**, ENTICING MINORS OVER INTERNET AMENDMENTS, by Representative D. Bourdeaux, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 10**, RESOLUTION APPROVING DEEP CREEK – TENDER OF JUDGMENT, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 75**, NONRESIDENT TUITION FOR HIGHER EDUCATION AMENDMENTS, by Representative L. Pace, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 333**, GOVERNMENT INVESTMENT STANDARDS AMENDMENTS, by Representative B. Goodfellow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 346**, OUTDOOR ADVERTISING AMENDMENTS, by Representative B. Goodfellow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 130**, DAMAGE ON PRIVATE LAND BY BIG GAME ANIMALS, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 305**, INDIVIDUAL INCOME TAX CONTRIBUTION – WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT, by Representative D. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 24**, RESOLUTION URGING CONGRESS TO ABOLISH THE ALTERNATIVE MINIMUM TAX, by Representative J. M. Philpot, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 169**, PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS, by Representative D. Cox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 371**, COURT SECURITY FEE, by Representative D. Hogue, and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.C.R. 7**, RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION, by Representative K. Morgan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **5th Sub. S.B. 203**, CONDOMINIUM LAW AMENDMENTS, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 208**, WARRANT FOR REMOVAL OF MINOR FROM HOME, by Senator B. Wright, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 334**, **H.C.R. 10**, **Sub. H.B. 75**, **H.B. 333**, **H.B. 346**, **H.B. 130**, **H.B. 305**, **H.J.R. 24**, **H.B. 169**, **3rd Sub. H.B. 371**, and **2nd Sub. H.C.R. 7** were signed by the Speaker in open session, in the presence of

the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communications filed. **5th Sub. S.B. 203** and **2nd Sub. S.B. 208** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### CONCURRENCE CALENDAR

On motion of Representative Ferrin, the House voted to concur in the Senate amendments to **Sub. H.B. 373**, INSURANCE LAW REVISIONS.

**Sub. H.B. 373**, as amended by the Senate, then passed on the following roll call:

**Yeas, 68; Nays, 4; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |             |           |           |
|--------------|-------------|-----------|-----------|
| Aagard       | Adams       | Alexander | S. Allen  |
| Anderson     | Barrus      | Becker    | Bennion   |
| Bigelow      | Bird        | Biskupski | Bourdeaux |
| Bowman       | Buffmire    | Bush      | Buttars   |
| Buxton       | Christensen | D. Clark  | S. Clark  |
| D. Cox       | Curtis      | Daniels   | Dayton    |
| Dee          | Dillree     | Donnelson | Dougall   |
| Duckworth    | Dunnigan    | Ferrin    | Ferry     |
| Goodfellow   | Gowans      | Hansen    | Hardy     |
| Harper       | Hendrickson | Hogue     | Holdaway  |
| E. Hutchings | B. Johnson  | Jones     | King      |
| Last         | Lawrence    | Litvack   | Lockhart  |
| Love         | Mascaro     | McCartney | McGee     |
| Moss         | Murray      | Newbold   | Noel      |
| Pace         | Peterson    | Seitz     | Shurtliff |
| G. Snow      | Styler      | Thompson  | Ure       |
| Urquhart     | Wallace     | Webb      | Winn      |

**Voting in the negative were:** Representatives

|        |        |         |             |
|--------|--------|---------|-------------|
| Hughes | Morley | Philpot | M. Stephens |
|--------|--------|---------|-------------|

**Absent or not voting were:** Representatives

|        |       |        |
|--------|-------|--------|
| Bryson | Kiser | Morgan |
|--------|-------|--------|

**Sub. H.B. 373**, as amended by the Senate, transmitted to the Senate for signature of the president.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

**THIRD READING CALENDAR**

**H.J.R. 20**, MASTER STUDY RESOLUTION, read the third time by short title and placed on its final passage.

On motion of Representative Becker, the House voted to amend the bill as follows:

1. Page 3, Line 80:  
Delete "Education" insert "school building"
2. Page 16, Line 470:  
Insert item "203. Sales tax exemptions."
3. Page 16, Line 470:  
Insert item "204. E-mail as a public record – further define how email is treated under GRAMA."

###

On motion of Representative Ferrin, the House voted to amend the bill as follows:

4. Page 16, Line 470:  
Insert item "205. Appropriation Process Reform – to study placing an upper limit on the appropriations target budget. (H.J.R. 1, H.B. 350)"

###

On motion of Representative Goodfellow, the House voted to amend the bill as follows:

5. Page 16, Line 470:  
"206. Pharmaceutical Sales"

###

On motion of Representative Dee, the House voted to amend the bill as follows:

- 6. Page 16, Line 470:  
Insert item "207. Statewide E-911 Emergency Services."

###

On motion of Representative Philpot, the House voted to amend the bill as follows:

- 7. Page 16, Line 470:  
Insert item "208. Legislative Constituent Services. (HB 363)"

Insert item "209. Pollwatcher Amendments."

###

On motion of Representative Urquhart, the House voted to amend the bill as follows:

- 8. Page 16, Line 470:  
Insert item "210. Improve the efforts of the state to protect its citizens from the transportation and storage of high level nuclear waste."

###

On motion of Representative Bennion, the House voted to amend the bill as follows:

- 9. Page 16, Line 470:  
Insert item "211. The ability of the the PSC to track wireless service complaints."

**H.J.R. 20**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |             |           |           |
|----------|-------------|-----------|-----------|
| Aagard   | Adams       | Alexander | S. Allen  |
| Anderson | Barrus      | Becker    | Bennion   |
| Bigelow  | Bird        | Biskupski | Bourdeaux |
| Bryson   | Buffmire    | Bush      | Buttars   |
| Buxton   | Christensen | D. Clark  | S. Clark  |
| D. Cox   | Curtis      | Daniels   | Dayton    |
| Dee      | Dillree     | Donnelson | Dougall   |

|             |              |            |           |
|-------------|--------------|------------|-----------|
| Duckworth   | Dunnigan     | Ferrin     | Ferry     |
| Goodfellow  | Gowans       | Hansen     | Hardy     |
| Harper      | Hendrickson  | Hogue      | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson | Jones     |
| King        | Last         | Lawrence   | Litvack   |
| Lockhart    | Love         | Mascaro    | McCartney |
| McGee       | Morgan       | Morley     | Moss      |
| Murray      | Newbold      | Noel       | Pace      |
| Peterson    | Philpot      | Seitz      | Shurtliff |
| G. Snow     | Styler       | Thompson   | Ure       |
| Urquhart    | Wallace      | Webb       | Winn      |
| M. Stephens |              |            |           |

**Absent or not voting were:** Representatives

Bowman                      Kiser

**H.J.R. 20**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**3rd Sub. H.B. 89**, RENEWABLE ENERGY AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Snow proposed the following amendment:

1. Page 9, Line 264:  
Delete "or" at the end of the line
2. Page 9, Line 265:  
Insert "or" and a new subsection "(D) hydroelectric energy."
3. Page 9, Line 266:  
Delete line 266
4. Page 9, Line 269:  
Delete line 269

Re-number accordingly

Representative Snow's motion to amend passed on a voice vote.

**3rd Sub. H.B. 89**, as amended, then passed on the following roll call:

**Yeas, 46; Nays, 29; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|             |            |           |              |
|-------------|------------|-----------|--------------|
| Alexander   | Anderson   | Becker    | Bennion      |
| Bird        | Biskupski  | Bourdeaux | Bowman       |
| Bryson      | Buffmire   | Bush      | Buttars      |
| S. Clark    | D. Cox     | Daniels   | Dayton       |
| Duckworth   | Goodfellow | Gowans    | Hansen       |
| Hendrickson | Hogue      | Hughes    | E. Hutchings |
| B. Johnson  | Jones      | King      | Kiser        |
| Lawrence    | Litvack    | Mascaro   | McCartney    |
| McGee       | Morgan     | Moss      | Newbold      |
| Noel        | Pace       | Peterson  | Philpot      |
| Shurtliff   | Styler     | Ure       | Urquhart     |
| Webb        | Winn       |           |              |

**Voting in the negative were:** Representatives

|             |          |             |           |
|-------------|----------|-------------|-----------|
| Agard       | Adams    | S. Allen    | Barrus    |
| Bigelow     | Buxton   | Christensen | D. Clark  |
| Curtis      | Dee      | Dillree     | Donnelson |
| Dougall     | Dunnigan | Ferrin      | Ferry     |
| Hardy       | Harper   | Holdaway    | Last      |
| Lockhart    | Love     | Morley      | Murray    |
| Seitz       | G. Snow  | Thompson    | Wallace   |
| M. Stephens |          |             |           |

**3rd Sub. H.B. 89**, as amended, transmitted to the Senate for its consideration.

\* \* \*

**H.B. 367**, DELIVERY SALES OF CIGARETTES, read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the House voted to delete **H.B. 367** in title and body and insert **Sub. H.B. 367** in lieu thereof.

**Sub. H.B. 367** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |           |          |             |
|-----------|-----------|----------|-------------|
| Agard     | Adams     | Anderson | Barrus      |
| Becker    | Bennion   | Bigelow  | Bird        |
| Biskupski | Bourdeaux | Bowman   | Buffmire    |
| Bush      | Buttars   | Buxton   | Christensen |

|           |             |              |            |
|-----------|-------------|--------------|------------|
| D. Clark  | S. Clark    | D. Cox       | Curtis     |
| Daniels   | Dayton      | Dee          | Dillree    |
| Donnelson | Dougall     | Duckworth    | Dunnigan   |
| Ferrin    | Ferry       | Goodfellow   | Hansen     |
| Hardy     | Harper      | Hendrickson  | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |
| Lawrence  | Litvack     | Lockhart     | Mascaro    |
| McCartney | McGee       | Morgan       | Morley     |
| Moss      | Murray      | Newbold      | Noel       |
| Pace      | Peterson    | Philpot      | Seitz      |
| Shurtliff | G. Snow     | Styler       | Thompson   |
| Ure       | Urquhart    | Wallace      | Webb       |
| Winn      | M. Stephens |              |            |

**Absent or not voting were:** Representatives

|           |          |        |        |
|-----------|----------|--------|--------|
| Alexander | S. Allen | Bryson | Gowans |
| Love      |          |        |        |

**Sub. H.B. 367** transmitted to the Senate for its consideration.

\* \* \*

**H.J.R. 28**, RESOLUTION URGING CONGRESS TO REVIEW IMMIGRATION AND NATURALIZATION, read the third time by short title and placed on its final passage.

**H.J.R. 28** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |             |           |              |
|------------|-------------|-----------|--------------|
| Aagard     | Adams       | S. Allen  | Anderson     |
| Barrus     | Becker      | Bennion   | Bigelow      |
| Bird       | Biskupski   | Bourdeaux | Bowman       |
| Bryson     | Buffmire    | Bush      | Buttars      |
| Buxton     | Christensen | D. Clark  | S. Clark     |
| D. Cox     | Curtis      | Daniels   | Dayton       |
| Dee        | Donnelson   | Dougall   | Duckworth    |
| Dunnigan   | Ferrin      | Ferry     | Goodfellow   |
| Hansen     | Hardy       | Harper    | Hendrickson  |
| Hogue      | Holdaway    | Hughes    | E. Hutchings |
| B. Johnson | Jones       | King      | Last         |

|          |           |             |         |
|----------|-----------|-------------|---------|
| Lawrence | Litvack   | Lockhart    | Love    |
| Mascaro  | McCartney | McGee       | Morgan  |
| Morley   | Moss      | Murray      | Newbold |
| Noel     | Pace      | Peterson    | Philpot |
| Seitz    | Shurtliff | G. Snow     | Styler  |
| Thompson | Ure       | Urquhart    | Wallace |
| Webb     | Winn      | M. Stephens |         |

**Absent or not voting were:** Representatives

|           |         |        |       |
|-----------|---------|--------|-------|
| Alexander | Dillree | Gowans | Kiser |
|-----------|---------|--------|-------|

**H.J.R. 28** transmitted to the Senate for its consideration.

\* \* \*

**H.C.R. 15**, RESOLUTION SUPPORTING PRESIDENT, read the third time by short title and placed on its final passage.

Representative Daniels proposed to delete **H.C.R. 15** in title and body and insert **Sub. H.C.R. 15** in lieu thereof.

Representative Bennion proposed a substitute motion to amend as follows:

1. Page 3, Line 76:  
After "President" insert "George W."

**Sub. H.C.R. 15**, as amended, then passed on the following roll call:

**Yeas, 62; Nays, 6; Absent or not voting, 7.**

**Voting in the affirmative were:** Representatives

|              |            |           |             |
|--------------|------------|-----------|-------------|
| Aagard       | Adams      | Alexander | S. Allen    |
| Anderson     | Barrus     | Becker    | Bennion     |
| Bigelow      | Bird       | Bowman    | Bryson      |
| Bush         | Buttars    | Buxton    | Christensen |
| D. Clark     | S. Clark   | D. Cox    | Curtis      |
| Dayton       | Dee        | Dillree   | Donnelson   |
| Dougall      | Dunnigan   | Ferrin    | Ferry       |
| Goodfellow   | Hansen     | Hardy     | Harper      |
| Hendrickson  | Hogue      | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson | Jones     | King        |
| Last         | Lawrence   | Lockhart  | Love        |
| Mascaro      | Morgan     | Morley    | Murray      |
| Newbold      | Noel       | Pace      | Peterson    |

|       |             |         |          |
|-------|-------------|---------|----------|
| Seitz | G. Snow     | Styler  | Thompson |
| Ure   | Urquhart    | Wallace | Webb     |
| Winn  | M. Stephens |         |          |

**Voting in the negative were:** Representatives

|           |          |         |           |
|-----------|----------|---------|-----------|
| Biskupski | Buffmire | Daniels | Duckworth |
| Litvack   | McGee    |         |           |

**Absent or not voting were:** Representatives

|           |         |           |           |
|-----------|---------|-----------|-----------|
| Bourdeaux | Gowans  | Kiser     | McCartney |
| Moss      | Philpot | Shurtliff |           |

**Sub. H.C.R. 15**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to move to the Senate Third Reading Calendar.

**CONCURRENCE CALENDAR**

On motion of Representative Alexander, the House voted to refuse to concur and request the Senate recede from its amendments to **H.B. 136**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: March 5, 2003

The Senate passed, **H.B. 316**, AEROSPACE AND AVIATION DEVELOPMENT ZONE, by Representative B. Dee, with the following amendments:

- Page 3, Line 71  
Corrected House Floor Amendments dated 2-27-2003:  
After "revenues" delete "." and insert:  
"in any given year.  
(3)(a) The partial rebates may not exceed 30% of the new state revenues generated over the life of a new commercial project.  
(b) For purposes of this part, the life of a new commercial project is limited to 20 years."
- Page 3, Line 72  
Corrected House Floor Amendments dated 2-27-2003:  
Delete "(3)" and insert "(4)"

3. Page 5, Line 132b  
House Floor Amendments dated 2–28–2003:  
After “on” insert “; (i)”
4. Page 5, Line 132d  
House Floor Amendments dated 2–28–2003:  
After “jobs” delete “;” and insert “; (ii) the period of time over which partial rebates of new state revenues shall be granted under this part; and (iii) the economic impact on the state related to generating new state revenues and rebating a portion of those revenues under this part.”
5. Page 5, Line 132e  
House Floor Amendments dated 2–28–2003:  
After “to the” delete “2006” and insert “2005”
6. Page 5, Line 132g  
House Floor Amendments dated 2–28–2003:  
After “the” delete “2006” and insert “2005”

and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Dee, the House voted to concur in the Senate amendments to **H.B. 316**.

**H.B. 316**, as amended by the Senate, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |           |           |              |
|-------------|-----------|-----------|--------------|
| Aagard      | Adams     | Alexander | S. Allen     |
| Anderson    | Barrus    | Becker    | Bennion      |
| Bigelow     | Bird      | Biskupski | Bowman       |
| Bryson      | Buffmire  | Bush      | Buxton       |
| Christensen | D. Clark  | S. Clark  | D. Cox       |
| Curtis      | Daniels   | Dayton    | Dee          |
| Dillree     | Donnelson | Dougall   | Duckworth    |
| Dunnigan    | Ferrin    | Ferry     | Goodfellow   |
| Hansen      | Hardy     | Harper    | Hendrickson  |
| Hogue       | Holdaway  | Hughes    | E. Hutchings |

|            |          |           |             |
|------------|----------|-----------|-------------|
| B. Johnson | Jones    | King      | Kiser       |
| Last       | Lawrence | Litvack   | Lockhart    |
| Love       | Mascaro  | McCartney | McGee       |
| Morgan     | Morley   | Moss      | Murray      |
| Newbold    | Noel     | Pace      | Peterson    |
| Philpot    | Seitz    | Shurtliff | G. Snow     |
| Styler     | Thompson | Ure       | Urquhart    |
| Wallace    | Webb     | Winn      | M. Stephens |

**Absent or not voting were:** Representatives

Bourdeaux          Buttars          Gowans

**H.B. 316**, as amended by the Senate, transmitted to the Senate for signature of the President.

**UNFINISHED BUSINESS**

On motion of Representative Ure, the House voted to uncircle **S.B. 149**.

**S.B. 149**, BONDING LAW, was before the House on its final passage.

**S.B. 149** then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|              |            |           |             |
|--------------|------------|-----------|-------------|
| Aagard       | Adams      | S. Allen  | Anderson    |
| Barrus       | Becker     | Bigelow   | Bird        |
| Biskupski    | Bourdeaux  | Bowman    | Bryson      |
| Buffmire     | Bush       | Buttars   | Buxton      |
| Christensen  | D. Clark   | S. Clark  | D. Cox      |
| Curtis       | Daniels    | Dayton    | Dee         |
| Dillree      | Donnelson  | Dougall   | Duckworth   |
| Dunnigan     | Ferrin     | Ferry     | Goodfellow  |
| Gowans       | Hansen     | Hardy     | Harper      |
| Hendrickson  | Hogue      | Holdaway  | Hughes      |
| E. Hutchings | B. Johnson | Jones     | King        |
| Kiser        | Last       | Litvack   | Lockhart    |
| Love         | Mascaro    | McCartney | McGee       |
| Morgan       | Morley     | Moss      | Murray      |
| Newbold      | Noel       | Pace      | Peterson    |
| Philpot      | Seitz      | Shurtliff | G. Snow     |
| Styler       | Thompson   | Ure       | Urquhart    |
| Wallace      | Webb       | Winn      | M. Stephens |

**Absent or not voting were:** Representatives

|           |         |          |
|-----------|---------|----------|
| Alexander | Bennion | Lawrence |
|-----------|---------|----------|

**S.B. 149** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

On motion of Representative Styler, the House voted to uncircle **S.B. 133**.

**S.B. 133**, REAUTHORIZATION OF THE ENERGY POLICY TASK FORCE, was before the House on its final passage.

**S.B. 133**, as amended, then passed on the following roll call:

**Yeas, 58; Nays, 13; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |            |             |
|-----------|-------------|------------|-------------|
| Aagard    | Adams       | S. Allen   | Anderson    |
| Barrus    | Becker      | Bigelow    | Bird        |
| Biskupski | Bourdeaux   | Bowman     | Bryson      |
| Buffmire  | Bush        | Buxton     | D. Clark    |
| S. Clark  | D. Cox      | Curtis     | Daniels     |
| Dayton    | Dee         | Dillree    | Dougall     |
| Duckworth | Dunnigan    | Ferry      | Goodfellow  |
| Gowans    | Hansen      | Hardy      | Hendrickson |
| Hogue     | Holdaway    | B. Johnson | Jones       |
| King      | Kiser       | Last       | Litvack     |
| Mascaro   | McCartney   | McGee      | Morgan      |
| Moss      | Newbold     | Noel       | Pace        |
| Peterson  | Seitz       | Shurtliff  | G. Snow     |
| Styler    | Urquhart    | Wallace    | Webb        |
| Winn      | M. Stephens |            |             |

**Voting in the negative were:** Representatives

|           |             |           |          |
|-----------|-------------|-----------|----------|
| Alexander | Christensen | Donnelson | Ferrin   |
| Harper    | Hughes      | Lockhart  | Love     |
| Morley    | Murray      | Philpot   | Thompson |
| Ure       |             |           |          |

**Absent or not voting were:** Representatives

|         |         |              |          |
|---------|---------|--------------|----------|
| Bennion | Buttars | E. Hutchings | Lawrence |
|---------|---------|--------------|----------|

**S.B. 133**, as amended, was returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**S.B. 193**, CERTIFICATION OF CANDIDATES DEADLINE, read the third time by short title and placed on its final passage.

**S.B. 193** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Agard       | Adams     | Alexander   | S. Allen     |
| Anderson    | Becker    | Bigelow     | Bird         |
| Biskupski   | Bourdeaux | Bowman      | Bryson       |
| Buffmire    | Bush      | Buttars     | Buxton       |
| Christensen | S. Clark  | D. Cox      | Curtis       |
| Daniels     | Dayton    | Dee         | Dillree      |
| Donnelson   | Dougall   | Duckworth   | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow  | Gowans       |
| Hansen      | Hardy     | Harper      | Hendrickson  |
| Hogue       | Holdaway  | Hughes      | E. Hutchings |
| B. Johnson  | Jones     | King        | Kiser        |
| Last        | Litvack   | Lockhart    | Love         |
| Mascaro     | McCartney | McGee       | Morgan       |
| Morley      | Moss      | Murray      | Newbold      |
| Noel        | Pace      | Peterson    | Philpot      |
| Seitz       | Shurtliff | G. Snow     | Styler       |
| Thompson    | Ure       | Urquhart    | Wallace      |
| Webb        | Winn      | M. Stephens |              |

**Absent or not voting were:** Representatives

|        |         |          |          |
|--------|---------|----------|----------|
| Barrus | Bennion | D. Clark | Lawrence |
|--------|---------|----------|----------|

**S.B. 193** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 214**, UNINSURED AND UNDERINSURED MOTORIST AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 214** then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |             |           |            |
|--------------|-------------|-----------|------------|
| Aagard       | Adams       | Alexander | S. Allen   |
| Anderson     | Barrus      | Becker    | Bennion    |
| Bigelow      | Bird        | Biskupski | Bowman     |
| Bryson       | Buffmire    | Bush      | Buttars    |
| Buxton       | Christensen | D. Clark  | D. Cox     |
| Curtis       | Daniels     | Dayton    | Dee        |
| Dillree      | Donnelson   | Dougall   | Duckworth  |
| Dunnigan     | Ferrin      | Ferry     | Goodfellow |
| Gowans       | Hansen      | Hardy     | Harper     |
| Hendrickson  | Hogue       | Holdaway  | Hughes     |
| E. Hutchings | B. Johnson  | Jones     | King       |
| Kiser        | Last        | Lawrence  | Litvack    |
| Lockhart     | Love        | Mascaro   | McCartney  |
| McGee        | Morgan      | Morley    | Moss       |
| Murray       | Newbold     | Noel      | Pace       |
| Peterson     | Philpot     | Seitz     | Shurtliff  |
| G. Snow      | Styler      | Thompson  | Ure        |
| Urquhart     | Wallace     | Webb      | Winn       |
| M. Stephens  |             |           |            |

**Absent or not voting were:** Representatives

|           |          |
|-----------|----------|
| Bourdeaux | S. Clark |
|-----------|----------|

**S.B. 214** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 218, UNLAWFUL SALE OR DISPLAY OF MOTOR VEHICLES,** read the third time by short title and placed on its final passage.

**Sub. S.B. 218** then failed to pass on the following roll call:

**Yeas, 24; Nays, 51; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|        |       |           |        |
|--------|-------|-----------|--------|
| Aagard | Adams | Alexander | Becker |
| Bryson | Bush  | Buttars   | Buxton |

|          |           |         |             |
|----------|-----------|---------|-------------|
| S. Clark | D. Cox    | Dayton  | Dee         |
| Dillree  | Dougall   | Ferry   | Hendrickson |
| Jones    | King      | Morgan  | Noel        |
| Philpot  | Shurtliff | G. Snow | Urquhart    |

**Voting in the negative were:** Representatives

|          |          |              |            |
|----------|----------|--------------|------------|
| S. Allen | Anderson | Barrus       | Bennion    |
| Bigelow  | Bird     | Biskupski    | Bourdeaux  |
| Bowman   | Buffmire | Christensen  | D. Clark   |
| Curtis   | Daniels  | Donnelson    | Duckworth  |
| Dunnigan | Ferrin   | Goodfellow   | Gowans     |
| Hansen   | Hardy    | Harper       | Hogue      |
| Holdaway | Hughes   | E. Hutchings | B. Johnson |
| Kiser    | Last     | Lawrence     | Litvack    |
| Lockhart | Love     | Mascaro      | McCartney  |
| McGee    | Morley   | Moss         | Murray     |
| Newbold  | Pace     | Peterson     | Seitz      |
| Styler   | Thompson | Ure          | Wallace    |
| Webb     | Winn     | M. Stephens  |            |

**Sub. S.B. 218** was returned to the Senate for filing.

\* \* \*

**S.B. 253, PRIVILEGE TAX – PUBLIC LAND**, read the third time by short title and placed on its final passage.

**S.B. 253** then passed on the following roll call:

**Yeas, 66; Nays, 8; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|             |             |           |              |
|-------------|-------------|-----------|--------------|
| Aagard      | Adams       | Alexander | S. Allen     |
| Anderson    | Barrus      | Becker    | Bigelow      |
| Bird        | Biskupski   | Bourdeaux | Bowman       |
| Bryson      | Buffmire    | Bush      | Buttars      |
| Buxton      | Christensen | D. Clark  | S. Clark     |
| D. Cox      | Curtis      | Daniels   | Dayton       |
| Dee         | Dillree     | Donnelson | Duckworth    |
| Dunnigan    | Ferrin      | Ferry     | Goodfellow   |
| Gowans      | Hansen      | Hardy     | Harper       |
| Hendrickson | Hogue       | Holdaway  | E. Hutchings |
| B. Johnson  | Jones       | King      | Last         |

|           |             |         |          |
|-----------|-------------|---------|----------|
| Lawrence  | Litvack     | Love    | Mascaro  |
| McCartney | McGee       | Moss    | Murray   |
| Newbold   | Noel        | Pace    | Peterson |
| Seitz     | Shurtliff   | G. Snow | Styler   |
| Ure       | Urquhart    | Wallace | Webb     |
| Winn      | M. Stephens |         |          |

**Voting in the negative were:** Representatives

|          |         |         |          |
|----------|---------|---------|----------|
| Bennion  | Dougall | Hughes  | Kiser    |
| Lockhart | Morley  | Philpot | Thompson |

**Absent or not voting was:** Representative

Morgan

**S.B. 253** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 155, PROFESSIONAL EMPLOYER ORGANIZER**, read the third time by short title and placed on its final passage.

Representative Harper proposed the following amendment:

1. Page 17, Line 508:  
Delete the colon at the end of the line.
2. Page 17, Lines 509–510:  
Delete line 509 and 510.
3. Page 17, Line 511:  
Delete “(b)”

Representative Harper’s motion to amend passed on a voice vote.

**S.B. 155**, as amended, then passed on the following roll call:

**Yeas, 70; Nays, 3; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|          |        |           |           |
|----------|--------|-----------|-----------|
| Aagard   | Adams  | Alexander | S. Allen  |
| Anderson | Barrus | Becker    | Bennion   |
| Bigelow  | Bird   | Biskupski | Bourdeaux |

|             |           |           |            |
|-------------|-----------|-----------|------------|
| Bowman      | Bryson    | Buffmire  | Bush       |
| Buttars     | Buxton    | D. Clark  | S. Clark   |
| D. Cox      | Curtis    | Daniels   | Dayton     |
| Dillree     | Donnelson | Dougall   | Duckworth  |
| Dunnigan    | Ferrin    | Ferry     | Goodfellow |
| Gowans      | Hansen    | Hardy     | Harper     |
| Hendrickson | Hogue     | Holdaway  | Hughes     |
| B. Johnson  | Jones     | King      | Kiser      |
| Last        | Lawrence  | Litvack   | Lockhart   |
| Love        | Mascaro   | McCartney | McGee      |
| Morgan      | Morley    | Moss      | Murray     |
| Newbold     | Noel      | Pace      | Peterson   |
| Seitz       | Shurtliff | G. Snow   | Styler     |
| Thompson    | Ure       | Urquhart  | Wallace    |
| Webb        | Winn      |           |            |

**Voting in the negative were:** Representatives

Christensen          Philpot          M. Stephens

**Absent or not voting were:** Representatives

Dee                  E. Hutchings

**S.B. 155**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 188**, FUEL TAX CREDIT, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **S.B. 188**.

\* \* \*

**S.B. 148**, PROPERTY TAX – FARMLAND ASSESSMENT ACT, read the third time by short title and placed on its final passage.

**S.B. 148** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |           |           |          |
|----------|-----------|-----------|----------|
| Aagard   | Adams     | Alexander | S. Allen |
| Anderson | Becker    | Bennion   | Bigelow  |
| Bird     | Biskupski | Bourdeaux | Bowman   |

|             |             |           |          |
|-------------|-------------|-----------|----------|
| Bryson      | Buffmire    | Bush      | Buttars  |
| Buxton      | Christensen | D. Clark  | S. Clark |
| D. Cox      | Curtis      | Daniels   | Dayton   |
| Dee         | Dillree     | Donnelson | Dougall  |
| Duckworth   | Dunnigan    | Ferrin    | Ferry    |
| Goodfellow  | Hansen      | Hardy     | Harper   |
| Hendrickson | Hogue       | Holdaway  | Hughes   |
| B. Johnson  | Jones       | King      | Kiser    |
| Last        | Lawrence    | Litvack   | Lockhart |
| Love        | Mascaro     | McCartney | McGee    |
| Morgan      | Morley      | Moss      | Murray   |
| Newbold     | Noel        | Pace      | Peterson |
| Philpot     | Seitz       | Shurtliff | G. Snow  |
| Styler      | Thompson    | Wallace   | Webb     |
| Winn        | M. Stephens |           |          |

**Absent or not voting were:** Representatives

|          |        |              |     |
|----------|--------|--------------|-----|
| Barrus   | Gowans | E. Hutchings | Ure |
| Urquhart |        |              |     |

**S.B. 148** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess for 10 minutes.

Speaker Stephens called the House to order at 9:00 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2003

The Senate reconsidered its action on **H.B. 44**, SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS, by Representative L. Pace, for the purpose of adding a coordination clause. The bill was then passed as amended by the Senate and is referred to the House for further consideration with the following amendments:

1. Page 1, Line 9:  
After "changes." insert "The act provides a coordination clause."
2. Page 9, Line 275:  
After line 275 insert:

“Section 8. Coordination clause.

(1) If this bill and S.B. 24, Local Human Services Authorities Amendments, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, shall:

(a) renumber Sections 17A-3-608 and 17A-3-704, as enacted in this bill, as Sections 17-43-306 and 17-43-204, respectively;

(b) renumber Sections 17-43-306, 17-43-307, and 17-43-308, as renumbered and amended in S.B. 24, as Sections 17-43-307, 17-43-308, and 17-43-309, respectively; and

(c) change the reference to Section 17-43-308 in Subsection 62A-15-103(4), as amended in S.B. 24, to Section 17-43-309; and

(2) If this bill, S.B. 24, Local Human Services Authorities Amendments, and 1st Substitute S.B. 191, County Oversight of Local Authorities For Human Services, all pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, shall modify Subsection 62A-2-101(17)(b)(i), as amended in S.B. 24, to read:

\_(i) [a county governing body designated as] a local mental health authority under Section [17A-3-602] 17-43-301 or [as] a local substance abuse authority under Section [17A-3-704] 17-43-201; or\_.”; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 105**, INTERNET PRIVACY AND SECURITY AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 277**, RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS, by Representative J. M. Philpot, and it is transmitted for further consideration; and

The Senate passed **3rd Sub. H.B. 294**, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS, by Representative S. Allen, with the following amendments:

1. Page 1, Line 13:

After “revenues.” insert “The act modifies how certain counties are to distribute specified sales and use tax money to zoological facilities and organizations.”

2. Page 4, Line 103:  
After “means” delete “the facilities of an”
3. Page 4, Line 104:  
At the beginning of line 104 delete “entity accredited by the American Zoo and Aquarium Association, including” and after “any” insert “public, public-private partnership, or private nonprofit”
4. Page 4, Line 111:  
After “means a” insert “public, public-private partnership, or private”
5. Page 4, Line 114:  
After “organization” delete “accredited by the American Zoo and Aquarium Association and”
6. Page 7, Line 201:  
After “[~~(i)~~ 12.5%]” insert “(i) subject to Subsection (1)(b)(ii) and except as provided in Subsection (1)(b)(iii).”
7. Page 7, Line 202:  
After “to support” insert “no more than three”
8. Page 7, Line 208:  
After line 208 insert:  
“(ii) except as provided in Subsection (1)(b)(iii), the county legislative body shall distribute the monies described in Subsection (1)(b)(i) among the zoological facilities and organizations in proportion to their average annual operating expenses as determined under Subsection (3); and  
(iii) if a zoological facility or organization is created or relocated within the county after June 1, 2003, the county legislative body shall distribute the monies described in Subsection (1)(b)(i) as it determines appropriate.”

and it is transmitted to the House for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 44, Senate Sub. H.B. 105, Senate Sub. H.B. 277, and 3rd Sub. H.B. 294**, placed on the calendar for concurrence.

\* \* \*

Mr. Speaker:

March 5, 2003

The Senate passed, **H.B. 295**, STATE LANDS AMENDMENTS, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 240**, VENTURE CAPITAL ENHANCEMENT ACT, by Representative P. Wallace, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 248**, PRIVACY OF STATE DATABASE HEALTH RECORDS, by Representative C. Bennion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 273**, UTILITY COSTS TO HOMEOWNER, by Representative S. Mascaro, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 307**, CHILD BIGAMY AMENDMENT, by Representative M. S. Lawrence, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **6th Sub. S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and it is transmitted for the signature of the Speaker.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.B. 295**, **Sub. H.B. 240**, **H.B. 248**, **H.B. 273**, and **Sub. H.B. 307**, were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communication filed. **6th Sub. S.B. 2** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### CONCURRENCE CALENDAR

On motion of Representative Allen, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 294**, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS.

**3rd Sub. H.B. 294**, as amended by the Senate, then passed on the following roll call:

**Yeas, 55; Nays, 15; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |           |             |              |
|-------------|-----------|-------------|--------------|
| Aagard      | Adams     | S. Allen    | Anderson     |
| Barrus      | Becker    | Bennion     | Bigelow      |
| Biskupski   | Buffmire  | Bush        | Buttars      |
| Christensen | D. Clark  | S. Clark    | D. Cox       |
| Curtis      | Daniels   | Dee         | Dillree      |
| Donnelson   | Duckworth | Dunnigan    | Ferrin       |
| Ferry       | Gowans    | Hardy       | Harper       |
| Hendrickson | Hogue     | Holdaway    | E. Hutchings |
| B. Johnson  | Jones     | King        | Last         |
| Lawrence    | Litvack   | McCartney   | McGee        |
| Morgan      | Moss      | Murray      | Noel         |
| Pace        | Peterson  | Seitz       | Shurtliff    |
| Styler      | Ure       | Urquhart    | Wallace      |
| Webb        | Winn      | M. Stephens |              |

**Voting in the negative were:** Representatives

|           |         |          |          |
|-----------|---------|----------|----------|
| Alexander | Bird    | Buxton   | Dayton   |
| Dougall   | Hughes  | Kiser    | Lockhart |
| Love      | Mascaro | Morley   | Newbold  |
| Philpot   | G. Snow | Thompson |          |

**Absent or not voting were:** Representatives

|           |        |        |            |
|-----------|--------|--------|------------|
| Bourdeaux | Bowman | Bryson | Goodfellow |
| Hansen    |        |        |            |

**3rd Sub. H.B. 294**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Pace, the House voted to concur in the Senate amendments to **H.B. 44**, SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS.

**H.B. 44**, as amended by the Senate, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|            |              |            |             |
|------------|--------------|------------|-------------|
| Aagard     | Adams        | Alexander  | S. Allen    |
| Anderson   | Barrus       | Becker     | Bennion     |
| Bigelow    | Bird         | Biskupski  | Bourdeaux   |
| Bowman     | Buffmire     | Bush       | Buttars     |
| Buxton     | Christensen  | D. Clark   | S. Clark    |
| D. Cox     | Curtis       | Daniels    | Dayton      |
| Dee        | Dillree      | Donnelson  | Dougall     |
| Duckworth  | Dunnigan     | Ferrin     | Ferry       |
| Goodfellow | Gowans       | Hansen     | Hardy       |
| Harper     | Hendrickson  | Hogue      | Holdaway    |
| Hughes     | E. Hutchings | B. Johnson | Jones       |
| King       | Kiser        | Last       | Lawrence    |
| Litvack    | Lockhart     | Love       | Mascaro     |
| McCartney  | McGee        | Morgan     | Morley      |
| Moss       | Murray       | Newbold    | Noel        |
| Pace       | Peterson     | Philpot    | Seitz       |
| Shurtliff  | G. Snow      | Thompson   | Ure         |
| Urquhart   | Wallace      | Webb       | M. Stephens |

**Absent or not voting were:** Representatives

|        |        |      |
|--------|--------|------|
| Bryson | Styler | Winn |
|--------|--------|------|

**H.B. 44**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Harper, the House voted to concur in the Senate amendments to **Sub. H.B. 105, INTERNET PRIVACY AND SECURITY AMENDMENTS.**

**Sub. H.B. 105**, as amended by the Senate, then passed on the following roll call:

**Yeas, 74; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|          |             |           |           |
|----------|-------------|-----------|-----------|
| Aagard   | Adams       | Alexander | S. Allen  |
| Anderson | Barrus      | Becker    | Bennion   |
| Bigelow  | Bird        | Biskupski | Bourdeaux |
| Bowman   | Bryson      | Buffmire  | Bush      |
| Buxton   | Christensen | D. Clark  | S. Clark  |

|            |              |            |          |
|------------|--------------|------------|----------|
| D. Cox     | Curtis       | Daniels    | Dayton   |
| Dee        | Dillree      | Donnelson  | Dougall  |
| Duckworth  | Dunnigan     | Ferrin     | Ferry    |
| Goodfellow | Gowans       | Hansen     | Hardy    |
| Harper     | Hendrickson  | Hogue      | Holdaway |
| Hughes     | E. Hutchings | B. Johnson | Jones    |
| King       | Kiser        | Last       | Lawrence |
| Litvack    | Lockhart     | Love       | Mascaro  |
| McCartney  | McGee        | Morgan     | Morley   |
| Moss       | Murray       | Newbold    | Noel     |
| Pace       | Peterson     | Philpot    | Seitz    |
| Shurtliff  | G. Snow      | Styler     | Thompson |
| Ure        | Urquhart     | Wallace    | Webb     |
| Winn       | M. Stephens  |            |          |

**Absent or not voting was:** Representative  
Buttars

**Sub. H.B. 105**, as amended by the Senate, transmitted to the Senate for signature of the president.

\* \* \*

On motion of Representative Philpot, the House voted to concur in the Senate amendments to **Sub. H.B. 277**, RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS.

**Sub. H.B. 277**, as amended by the Senate, then passed on the following roll call:

**Yeas, 49; Nays, 25; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |             |            |           |
|-----------|-------------|------------|-----------|
| Aagard    | Adams       | S. Allen   | Anderson  |
| Barrus    | Becker      | Bennion    | Biskupski |
| Bowman    | Bryson      | Buffmire   | Bush      |
| Buxton    | Christensen | D. Clark   | S. Clark  |
| Dee       | Dillree     | Donnelson  | Duckworth |
| Dunnigan  | Ferry       | Goodfellow | Hansen    |
| Harper    | Hogue       | B. Johnson | Jones     |
| King      | Kiser       | Last       | Lawrence  |
| Litvack   | Lockhart    | Love       | Mascaro   |
| McCartney | McGee       | Morgan     | Murray    |

|         |          |         |       |
|---------|----------|---------|-------|
| Noel    | Pace     | Philpot | Seitz |
| G. Snow | Thompson | Wallace | Webb  |
| Winn    |          |         |       |

**Voting in the negative were:** Representatives

|             |          |         |              |
|-------------|----------|---------|--------------|
| Alexander   | Bigelow  | Bird    | Buttars      |
| D. Cox      | Curtis   | Daniels | Dayton       |
| Dougall     | Ferrin   | Gowans  | Hardy        |
| Hendrickson | Holdaway | Hughes  | E. Hutchings |
| Morley      | Moss     | Newbold | Peterson     |
| Shurtliff   | Styler   | Ure     | Urquhart     |
| M. Stephens |          |         |              |

**Absent or not voting was:** Representative  
Bourdeaux

**Sub. H.B. 277**, as amended by the Senate, transmitted to the Senate for signature of the president.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker:

March 5, 2003

The Senate passed **H.J.R. 20**, MASTER STUDY RESOLUTION, by Representative G. Curtis, with the following amendments:

- Page 16 Line 470k  
After line 470k insert (Lilac Copy):  
"212. STUDY OF ASSET FORFEITURE (SB 31)  
213. TOURISM (SB 243)  
214. GOVERNMENTAL IMMUNITY  
215. SURVEY OF STATEWIDE NURSING SHORTAGE

and it is transmitted to the House for further consideration; and

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Curtis, the House voted to concur in the Senate amendments to **H.J.R. 20**.

**H.J.R. 20**, as amended by the Senate, then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |

|              |             |             |           |
|--------------|-------------|-------------|-----------|
| Bigelow      | Bird        | Biskupski   | Bourdeaux |
| Bowman       | Bryson      | Buffmire    | Bush      |
| Buttars      | Buxton      | Christensen | D. Clark  |
| S. Clark     | D. Cox      | Curtis      | Daniels   |
| Dayton       | Dee         | Dillree     | Donnelson |
| Dougall      | Duckworth   | Dunnigan    | Ferrin    |
| Ferry        | Goodfellow  | Hansen      | Hardy     |
| Harper       | Hendrickson | Hogue       | Holdaway  |
| E. Hutchings | B. Johnson  | Jones       | King      |
| Kiser        | Last        | Lawrence    | Litvack   |
| Lockhart     | Love        | McCartney   | McGee     |
| Morgan       | Morley      | Moss        | Murray    |
| Newbold      | Noel        | Pace        | Peterson  |
| Seitz        | Shurtliff   | G. Snow     | Thompson  |
| Ure          | Urquhart    | Wallace     | Webb      |
| Winn         | M. Stephens |             |           |

**Absent or not voting were:** Representatives

|        |        |         |         |
|--------|--------|---------|---------|
| Gowans | Hughes | Mascaro | Philpot |
| Styler |        |         |         |

**H.J.R. 20**, as amended by the Senate, transmitted to the Senate for signature of the President.

**UNFINISHED BUSINESS**

On motion of Representative Alexander, the House voted to uncircle **S.B. 188**.

**S.B. 188**, FUEL TAX CREDIT, was before the House on its final passage.

**S.B. 188** then passed on the following roll call:

**Yeas, 59; Nays, 11; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |          |           |             |
|----------|----------|-----------|-------------|
| Agard    | Adams    | Alexander | S. Allen    |
| Anderson | Barrus   | Becker    | Bennion     |
| Bigelow  | Bird     | Biskupski | Bowman      |
| Bryson   | Buttars  | Buxton    | Christensen |
| D. Clark | S. Clark | D. Cox    | Curtis      |
| Dayton   | Dillree  | Donnelson | Dougall     |
| Dunnigan | Ferrin   | Ferry     | Goodfellow  |

|          |            |             |           |
|----------|------------|-------------|-----------|
| Hansen   | Hardy      | Harper      | Hogue     |
| Holdaway | B. Johnson | Jones       | Kiser     |
| Last     | Lawrence   | Lockhart    | Love      |
| Mascaro  | McGee      | Morley      | Moss      |
| Murray   | Newbold    | Noel        | Pace      |
| Peterson | Philpot    | Seitz       | Shurtliff |
| G. Snow  | Styler     | Ure         | Wallace   |
| Webb     | Winn       | M. Stephens |           |

**Voting in the negative were:** Representatives

|           |             |        |         |
|-----------|-------------|--------|---------|
| Bourdeaux | Buffmire    | Bush   | Daniels |
| Duckworth | Hendrickson | Hughes | King    |
| Litvack   | McCartney   | Morgan |         |

**Absent or not voting were:** Representatives

|          |        |              |          |
|----------|--------|--------------|----------|
| Dee      | Gowans | E. Hutchings | Thompson |
| Urquhart |        |              |          |

**S.B. 188** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to lift the following bills from their current positions on the Senate Third Reading Calendar and place them at the top of the Senate Third Reading Calendar: **S.B. 200, S.B. 187, Sub. S.B. 111** and **S.B. 240**.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker:

March 5, 2003

The Senate refuses to recede from its amendments to **H.B. 136, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT**, by Representative J. Alexander, and has appointed a Conference Committee consisting of Senators Bramble, Stephenson, and Davis to meet with a like committee from the House on this bill.

Annette B. Moore  
Secretary of the Senate

Communication filed. Speaker Stephens appointed Representatives Alexander, Harper, and Duckworth.

### UNFINISHED BUSINESS

On motion of Representative Ure, the House voted to uncircle **S.B. 251**.

**S.B. 251**, FIREARMS REVISIONS, was before the House on its final passage.

Representative Ferrin proposed the following amendment:

1. Page 1, Line 15:  
After “(1)” bracket “(a)” and after “not” insert “knowingly and intentionally”
2. Page 1, Line 16:  
Bracket “(i)” and insert “(a)”
3. Page 1, Line 17:  
Bracket “(ii)” and insert “(b)”
4. Page 1, Line 18:  
Bracket “(iii)” and insert “(c)”
5. Page 1, Line 19:  
Bracket “(iv)” and insert “(d)”
6. Page 1, Line 21:  
Bracket “(v)” and insert “(e)”
7. Page 1, Line 22:  
Bracket “(vi)” and insert “(f)”
8. Page 1, Line 24:  
Bracket “(vii)” and insert “(g)”
9. Page 1, Line 26:  
Bracket “(A)” and insert “(i)”
10. Page 1, Line 27:  
Bracket “(B)” and insert “(ii)”
11. Page 2, Line 29:  
Delete “(viii)” and insert “(h)”
12. Page 2, Lines 31–33:  
Bracket lines 31–33
13. Page 2, Line 47:  
Bracket “or”

14. Page 2, Line 49:

After “law” Bracket “.” and insert “; or (c) who had actual permission of the owner or person in charge of the property, real or personal, at the time in question.”

Representative Ferrin’s motion to amend passed on a voice vote.

**S.B. 251**, as amended, then passed on the following roll call:

**Yeas, 44; Nays, 28; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|             |              |            |             |
|-------------|--------------|------------|-------------|
| Alexander   | S. Allen     | Barrus     | Becker      |
| Bigelow     | Biskupski    | Bourdeaux  | Bowman      |
| Bryson      | Buffmire     | Bush       | Buttars     |
| Christensen | D. Cox       | Daniels    | Dayton      |
| Dillree     | Dougall      | Dunnigan   | Ferrin      |
| Ferry       | Hansen       | Hogue      | Holdaway    |
| Hughes      | E. Hutchings | B. Johnson | Jones       |
| Lawrence    | Litvack      | Lockhart   | McCartney   |
| McGee       | Morgan       | Moss       | Murray      |
| Pace        | Philpot      | Seitz      | Shurtliff   |
| G. Snow     | Thompson     | Ure        | M. Stephens |

**Voting in the negative were:** Representatives

|            |         |           |             |
|------------|---------|-----------|-------------|
| Agard      | Adams   | Anderson  | Bennion     |
| Bird       | Buxton  | D. Clark  | S. Clark    |
| Curtis     | Dee     | Donnelson | Duckworth   |
| Goodfellow | Hardy   | Harper    | Hendrickson |
| King       | Kiser   | Last      | Love        |
| Mascaro    | Morley  | Noel      | Styler      |
| Urquhart   | Wallace | Webb      | Winn        |

**Absent or not voting were:** Representatives

|        |         |          |
|--------|---------|----------|
| Gowans | Newbold | Peterson |
|--------|---------|----------|

**S.B. 251**, as amended, was returned to the Senate for further consideration.

**THIRD READING CALENDAR**

**S.B. 200**, STATE AUDITOR – EXPANSION OF DUTIES, read the third time by short title and placed on its final passage.

Representative Dee proposed the following amendment:

1. Page 6, Lines 174–182:

Delete lines 174–182 and insert:

“(4) (a) Except as provided in Subsection (4)(b), the state auditor shall, in addition to financial audits, and as the auditor determines is necessary, conduct performance and special purpose audits, examinations, and reviews of any entity that receives public funds, including a determination of any or all of the following:

(i) the honesty and integrity of all its fiscal affairs;

(ii) whether or not its administrators have faithfully complied with legislative intent;

(iii) whether or not its operations have been conducted in an efficient, effective, and cost-efficient manner;

(iv) whether or not its programs have been effective in accomplishing the intended objectives; and

(v) whether or not its management, control, and information systems are adequate and effective .

(b) The auditor may not conduct performance and special purpose audits, examinations, and reviews of any entity that receives public funds if the entity:

(i) has an elected auditor; and

(ii) has, within the entity’s last budget year, had its financial statements or performance formally reviewed by another outside auditor.”

2. Page 7, Lines 183–184:

Delete lines 183–184.

Representative Dee’s motion to amend passed on a voice vote.

**S.B. 200**, as amended, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |          |             |           |
|-------------|----------|-------------|-----------|
| Aagard      | Adams    | Alexander   | S. Allen  |
| Anderson    | Barrus   | Becker      | Bennion   |
| Bigelow     | Bird     | Biskupski   | Bourdeaux |
| Bowman      | Bryson   | Buffmire    | Bush      |
| Buttars     | Buxton   | Christensen | D. Clark  |
| S. Clark    | D. Cox   | Curtis      | Daniels   |
| Dayton      | Dee      | Dillree     | Donnelson |
| Dougall     | Dunnigan | Ferrin      | Ferry     |
| Goodfellow  | Hansen   | Hardy       | Harper    |
| Hendrickson | Hogue    | Holdaway    | Hughes    |

|              |            |          |           |
|--------------|------------|----------|-----------|
| E. Hutchings | B. Johnson | Jones    | King      |
| Kiser        | Last       | Lawrence | Litvack   |
| Lockhart     | Love       | Mascaro  | McCartney |
| McGee        | Morgan     | Morley   | Moss      |
| Murray       | Newbold    | Noel     | Pace      |
| Peterson     | Philpot    | Seitz    | Shurtliff |
| G. Snow      | Styler     | Thompson | Ure       |
| Urquhart     | Wallace    | Webb     | Winn      |
| M. Stephens  |            |          |           |

**Absent or not voting were:** Representatives

Duckworth                  Gowans

**S.B. 200**, as amended, was returned to the Senate for further consideration.

\* \* \*

**S.B. 187**, EMINENT DOMAIN AMENDMENTS, read the third time by short title and placed on its final passage.

**S.B. 187** then passed on the following roll call:

**Yeas, 69; Nays, 0; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|              |            |          |             |
|--------------|------------|----------|-------------|
| Aagard       | Adams      | S. Allen | Anderson    |
| Barrus       | Becker     | Bird     | Biskupski   |
| Bourdeaux    | Bowman     | Bryson   | Buffmire    |
| Bush         | Buttars    | Buxton   | Christensen |
| D. Clark     | S. Clark   | D. Cox   | Curtis      |
| Daniels      | Dayton     | Dee      | Dillree     |
| Donnelson    | Dougall    | Dunnigan | Ferrin      |
| Ferry        | Gowans     | Hansen   | Hardy       |
| Hendrickson  | Hogue      | Holdaway | Hughes      |
| E. Hutchings | B. Johnson | Jones    | King        |
| Kiser        | Last       | Lawrence | Litvack     |
| Lockhart     | Love       | Mascaro  | McCartney   |
| McGee        | Morgan     | Morley   | Moss        |
| Murray       | Newbold    | Noel     | Pace        |
| Peterson     | Philpot    | Seitz    | Shurtliff   |
| G. Snow      | Styler     | Thompson | Ure         |
| Urquhart     | Wallace    | Webb     | Winn        |
| M. Stephens  |            |          |             |

**Absent or not voting were:** Representatives

|            |         |         |           |
|------------|---------|---------|-----------|
| Alexander  | Bennion | Bigelow | Duckworth |
| Goodfellow | Harper  |         |           |

**S.B. 187** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 111, PROCESS SERVERS**, read the third time by short title and placed on its final passage.

On motion of Representative Wallace, the House voted to circle **S.B. 111**.

\* \* \*

**S.B. 240, TERM LIMIT REPEAL**, read the third time by short title and placed on its final passage.

**S.B. 240** then passed on the following roll call:

**Yeas, 40; Nays, 34; Absent or not voting, 1.**

**Voting in the affirmative were:** Representatives

|           |         |             |              |
|-----------|---------|-------------|--------------|
| Aagard    | Adams   | Alexander   | Anderson     |
| Bennion   | Bowman  | Bryson      | Bush         |
| Buttars   | Buxton  | Christensen | D. Clark     |
| D. Cox    | Dayton  | Dillree     | Dougall      |
| Duckworth | Ferry   | Goodfellow  | Gowans       |
| Hansen    | Hogue   | Hughes      | E. Hutchings |
| Kiser     | Last    | Lawrence    | Lockhart     |
| Love      | Mascaro | McGee       | Noel         |
| Pace      | Philpot | Thompson    | Ure          |
| Urquhart  | Wallace | Webb        | Winn         |

**Voting in the negative were:** Representatives

|             |             |            |           |
|-------------|-------------|------------|-----------|
| S. Allen    | Barrus      | Becker     | Bigelow   |
| Bird        | Biskupski   | Bourdeaux  | Buffmire  |
| S. Clark    | Curtis      | Daniels    | Donnelson |
| Dunnigan    | Ferrin      | Hardy      | Harper    |
| Hendrickson | Holdaway    | B. Johnson | Jones     |
| King        | Litvack     | McCartney  | Morgan    |
| Morley      | Moss        | Murray     | Newbold   |
| Peterson    | Seitz       | Shurtliff  | G. Snow   |
| Styler      | M. Stephens |            |           |

**Absent or not voting was:** Representative  
Dee

**S.B. 240** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative Wallace, the House voted to uncircle **Sub. S.B. 111**.

**Sub. S.B. 111**, PROCESS SERVERS, read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to delete **Sub. S.B. 111** in title and body and insert **2nd Sub. S.B. 111** in lieu thereof.

Representative Harper proposed the following amendment:

1. Page 3, Line 60:  
Insert "and" at the end of the line.
2. Page 3, Line 61:  
Delete line 61.
3. Page 3, Line 62:  
Delete "(l)" and insert "(k)"

Representative Harper's motion to amend passed on a voice vote.

**2nd Sub. S.B. 111**, as amended, then passed on the following roll call:

**Yeas, 66; Nays, 5; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |           |          |
|-----------|-------------|-----------|----------|
| Aagard    | Adams       | Alexander | S. Allen |
| Anderson  | Barrus      | Becker    | Bennion  |
| Bigelow   | Bird        | Biskupski | Bowman   |
| Bryson    | Buffmire    | Bush      | Buttars  |
| Buxton    | Christensen | D. Clark  | S. Clark |
| D. Cox    | Curtis      | Dayton    | Dillree  |
| Donnelson | Duckworth   | Dunnigan  | Ferrin   |
| Ferry     | Goodfellow  | Gowans    | Hansen   |

|              |             |           |          |
|--------------|-------------|-----------|----------|
| Hardy        | Harper      | Holdaway  | Hughes   |
| E. Hutchings | B. Johnson  | Jones     | King     |
| Kiser        | Last        | Lawrence  | Litvack  |
| Lockhart     | Love        | Mascaro   | McGee    |
| Morgan       | Morley      | Moss      | Murray   |
| Newbold      | Noel        | Pace      | Peterson |
| Philpot      | Seitz       | Shurtliff | G. Snow  |
| Styler       | Ure         | Wallace   | Webb     |
| Winn         | M. Stephens |           |          |

**Voting in the negative were:** Representatives

|          |             |       |           |
|----------|-------------|-------|-----------|
| Daniels  | Hendrickson | Hogue | McCartney |
| Urquhart |             |       |           |

**Absent or not voting were:** Representatives

|           |     |         |          |
|-----------|-----|---------|----------|
| Bourdeaux | Dee | Dougall | Thompson |
|-----------|-----|---------|----------|

**2nd Sub. S.B. 111**, as amended, was returned to the Senate for further consideration.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2003

The President of the Senate has signed **H.B. 316**, AEROSPACE AND AVIATION DEVELOPMENT ZONE, by Representative B. Dee, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 271**, AIRPORT TO UNIVERSITY OF UTAH LIGHT RAIL RESTRICTED ACCOUNT AMENDMENTS, by Representative D. Ure, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 373**, INSURANCE LAW REVISIONS, by Representative J. Ferrin, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 302**, PRIVATIZATION POLICY BOARD AMENDMENTS, by Representative R. Bigelow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 324**, JURY SYSTEM AMENDMENTS, by Representative G. Curtis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 342**, PRESIDENTIAL PRIMARY AMENDMENTS, by Representative M. S. Lawrence, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS ACT II, by Senator L. Blackham, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 155**, PROFESSIONAL EMPLOYER ORGANIZATIONS, by Senator E. Mayne, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 316**, **H.B. 271**, **Sub. H.B. 373**, **Sub. H.B. 302**, **Sub. H.B. 324**, and **H.B. 342** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communications filed. **S.B. 3** and **S.B. 155** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### THIRD READING CALENDAR

**Sub. S.B. 157**, REGULATION OF CREDIT UNION SERVICE, read the third time by short title and placed on its final passage.

**Sub. S.B. 157** then passed on the following roll call:

**Yeas, 69; Nays, 2; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|           |             |              |            |
|-----------|-------------|--------------|------------|
| Aagard    | Adams       | S. Allen     | Anderson   |
| Barrus    | Becker      | Bennion      | Bigelow    |
| Bird      | Biskupski   | Bourdeaux    | Bowman     |
| Bryson    | Buffmire    | Bush         | Buttars    |
| Buxton    | Christensen | D. Clark     | S. Clark   |
| D. Cox    | Curtis      | Daniels      | Dayton     |
| Dee       | Dillree     | Donnelson    | Dougall    |
| Duckworth | Dunnigan    | Ferry        | Goodfellow |
| Gowans    | Hardy       | Harper       | Hogue      |
| Holdaway  | Hughes      | E. Hutchings | B. Johnson |
| Jones     | King        | Kiser        | Last       |

|             |           |          |         |
|-------------|-----------|----------|---------|
| Lawrence    | Litvack   | Lockhart | Love    |
| Mascaro     | McCartney | McGee    | Morgan  |
| Morley      | Moss      | Murray   | Newbold |
| Noel        | Pace      | Peterson | Philpot |
| Seitz       | Shurtliff | G. Snow  | Styler  |
| Urquhart    | Wallace   | Webb     | Winn    |
| M. Stephens |           |          |         |

**Voting in the negative were:** Representatives

Ferrin                      Hendrickson

**Absent or not voting were:** Representatives

Alexander              Hansen                      Thompson              Ure

**Sub. S.B. 157** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### MISCELLANEOUS BUSINESS

On motion of Representative Hutchings, the House voted to recall **Sub. H.B. 367** from the Senate.

\* \* \*

On motion of Representative Hutchings, under suspension of the rules, the House voted to lift **Sub. H.B. 134** from the Rules Committee and place it on the House Third Reading Calendar.

\* \* \*

On motion of Representative Curtis, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### THIRD READING CALENDAR

**Sub. H.B. 134, LAW ENFORCEMENT – REPORTING HAZARDOUS**, read the third time by short title and placed on its final passage.

Representative Hutchings proposed the following amendment:

1. Page 4, Line 112:  
After “attendance;” insert “and”

2. Page 5, Line 129:  
After "clandestine" insert "drug" and after "or clandestine" insert "drug"
3. Page 5, Line 130:  
After "the agency" delete "s"

Representative Hutchings' motion to amend passed on a voice vote.

**Sub. H.B. 134**, as amended, then passed on the following roll call:

**Yeas, 65; Nays, 5; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|             |              |            |           |
|-------------|--------------|------------|-----------|
| Aagard      | Adams        | Alexander  | S. Allen  |
| Anderson    | Barrus       | Becker     | Bennion   |
| Bigelow     | Bird         | Biskupski  | Bourdeaux |
| Bowman      | Buffmire     | Bush       | Buttars   |
| Buxton      | Christensen  | D. Cox     | Curtis    |
| Daniels     | Dillree      | Donnelson  | Dougall   |
| Duckworth   | Dunnigan     | Ferrin     | Ferry     |
| Goodfellow  | Gowans       | Hansen     | Hardy     |
| Harper      | Hendrickson  | Hogue      | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson | Jones     |
| King        | Kiser        | Lawrence   | Litvack   |
| Lockhart    | Love         | Mascaro    | McCartney |
| McGee       | Morgan       | Morley     | Moss      |
| Murray      | Newbold      | Noel       | Pace      |
| Peterson    | Philpot      | Seitz      | Shurtliff |
| Styler      | Wallace      | Webb       | Winn      |
| M. Stephens |              |            |           |

**Voting in the negative were:** Representatives

|          |        |      |     |
|----------|--------|------|-----|
| D. Clark | Dayton | Last | Ure |
| Urquhart |        |      |     |

**Absent or not voting were:** Representatives

|          |          |     |         |
|----------|----------|-----|---------|
| Bryson   | S. Clark | Dee | G. Snow |
| Thompson |          |     |         |

**Sub. H.B. 134**, as amended, transmitted to the Senate for its consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to recess for 10 minutes.

Speaker Stephens called the House to order at 10:40 p.m.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

March 5, 2003

The Senate passed, as amended, **H.B. 129**, VOYEURISM AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Goodfellow, the House voted to concur in the Senate amendments to **H.B. 129**.

**H.B. 129**, as amended by the Senate, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |              |             |           |
|-------------|--------------|-------------|-----------|
| Aagard      | Adams        | Alexander   | S. Allen  |
| Anderson    | Barrus       | Becker      | Bennion   |
| Bigelow     | Bird         | Biskupski   | Bourdeaux |
| Bowman      | Bryson       | Buffmire    | Bush      |
| Buttars     | Buxton       | Christensen | D. Clark  |
| S. Clark    | D. Cox       | Curtis      | Daniels   |
| Dee         | Dillree      | Donnelson   | Dougall   |
| Duckworth   | Dunnigan     | Ferrin      | Ferry     |
| Goodfellow  | Gowans       | Hansen      | Hardy     |
| Harper      | Hendrickson  | Hogue       | Holdaway  |
| Hughes      | E. Hutchings | B. Johnson  | Jones     |
| King        | Kiser        | Last        | Lawrence  |
| Litvack     | Lockhart     | Love        | Mascaro   |
| McCartney   | McGee        | Morgan      | Morley    |
| Moss        | Murray       | Newbold     | Noel      |
| Pace        | Peterson     | Philpot     | Seitz     |
| Shurtliff   | G. Snow      | Styler      | Ure       |
| Urquhart    | Wallace      | Webb        | Winn      |
| M. Stephens |              |             |           |

**Absent or not voting were:** Representatives

|        |          |
|--------|----------|
| Dayton | Thompson |
|--------|----------|

**H.B. 129**, as amended by the Senate, transmitted to the Senate for signature of the President.

\* \* \*

Mr. Speaker: March 5, 2003  
The Senate has struck the enacting clause on **2nd Sub. H.B. 249**, LICENSING MORTGAGE LOAN OFFICERS, by Representative B. Parker, and it is transmitted for filing.

Annette B. Moore  
Secretary of the Senate

Communications filed. **2nd Sub. H.B. 249** was filed.

\* \* \*

Mr. Speaker: March 5, 2003  
The Senate passed, **H.B. 358**, COUNTY FUND BALANCES, by Representative B. Johnson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 349**, PRACTICE OF LAW AMENDMENTS, by Representative S. Urquhart, which has been signed by the President and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.B. 358** and **Sub. H.B. 349** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**MISCELLANEOUS BUSINESS**

On motion of Representative Curtis, the House voted to lift the following bills from their position on the Senate Third Reading Calendar and placed at the top of the Senate Third Reading Calendar: **Sub. S.B. 164**, **S.B. 176**, **S.B. 202**, and **S.B. 195**.

\* \* \*

On motion of Representative Curtis, the House voted to move to the Senate Third Reading Calendar.

**THIRD READING CALENDAR**

**Sub. S.B. 164**, COUNTY AMENDMENTS, read the third time by short title and placed on its final passage.

Representative Dee proposed the following amendment:

1. Page 23, Line 690:  
Senate 2nd Reading Amendments 2–24–03:  
After “contract” insert “or” and delete “or, as allowed by law, condemnation.”

Representative Dee’s motion to amend passed on a voice vote.

On motion of Representative Alexander, the House voted to circle **Sub. S.B. 164**.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2003

The Senate adopted the Joint Conference Committee Report dated March 5, 2003, and passed **H.B. 136**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT, by Representative J. Alexander, and it is transmitted for further consideration.

Annette B. Moore  
Secretary of the Senate

Communications filed.

### CONFERENCE COMMITTEE REPORT

Mr. Speaker: March 5, 2003

The Joint Conference Committee comprised of Senators Bramble, Davis, and Stephenson, and Representatives Alexander, Duckworth, and Harper, recommends **H.B. 136**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT, by Representative J. Alexander, with the following amendments:

1. Include the Senate amendments on Page 3, Lines 79–79a, of the Senate 2nd Reading Amendments dated 3–4–2003.

Also include the following amendments:

2. Page 1, Line 9,  
Senate 2nd Reading Amendments 3–4–2003:  
Delete “APRIL 1, 2005” and insert “April 1, 2004”
3. Page 2, Line 51,  
Senate 2nd Reading Amendments 3–4–2003:  
Delete “April 1, 2005” and insert “April 1, 2004”

- 4. Page 4, Line 105b–105d,  
Senate 2nd Reading Amendments 3–4–2003:  
Delete lines 105b through 105d and insert:  
“(i) (A) at a regular general election; and  
(B) in accordance with the procedures and requirements of Title 20A,  
Election Code, governing regular general elections; or  
(ii) (A) at a special election called by the county legislative body;  
(B) only on the date of a municipal general election provided in  
Subsection 20A–1–202(1); and  
(C) in accordance with the procedures and requirements of Section  
20A–1–203.”
  
- 5. Page 6, Line 177,  
Senate 2nd Reading Amendments 3–4–2003:  
Delete “April 1, 2005” and insert “April 1, 2004”
  
- 6. Page 7, Line 187  
Senate 2nd Reading Amendments 3–4–2003:  
Delete “April 1, 2005” and insert “April 1, 2004”

Curtis Bramble  
Senate Chair  
Jeff Alexander  
House Chair

Report filed. On motion of Representative Alexander, the House voted to adopt the Conference Committee Report.

**H.B. 136** then passed on the following roll call:

**Yeas, 39; Nays, 32; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|            |          |             |           |
|------------|----------|-------------|-----------|
| Aagard     | Adams    | Alexander   | S. Allen  |
| Barrus     | Bennion  | Bird        | Bowman    |
| Bryson     | Buffmire | Bush        | Buxton    |
| D. Clark   | S. Clark | D. Cox      | Dayton    |
| Dee        | Dillree  | Dougall     | Duckworth |
| Goodfellow | Gowans   | Hansen      | Hardy     |
| Harper     | Holdaway | B. Johnson  | Jones     |
| Last       | Lockhart | Mascaro     | Morgan    |
| Moss       | Murray   | Shurtliff   | Styler    |
| Wallace    | Winn     | M. Stephens |           |

**Voting in the negative were:** Representatives

|           |          |              |           |
|-----------|----------|--------------|-----------|
| Anderson  | Becker   | Bigelow      | Biskupski |
| Bourdeaux | Buttars  | Christensen  | Daniels   |
| Donnelson | Dunnigan | Ferrin       | Ferry     |
| Hogue     | Hughes   | E. Hutchings | Kiser     |
| Lawrence  | Litvack  | Love         | McCartney |
| McGee     | Morley   | Newbold      | Pace      |
| Peterson  | Philpot  | Seitz        | G. Snow   |
| Thompson  | Ure      | Urquhart     | Webb      |

**Absent or not voting were:** Representatives

|        |             |      |      |
|--------|-------------|------|------|
| Curtis | Hendrickson | King | Noel |
|--------|-------------|------|------|

**H.B. 136** transmitted to the Senate for signature of the President.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker:

March 5, 2003

The Senate passed **2nd Sub. H.B. 112**, COUNTY CORRECTIONAL FACILITY REIMBURSEMENT, by Representative B. Dee, with the following amendments:

1. Page 4, Line 104:

After Line 104 insert:

“(d) If on appeal the defendant is found not guilty of the criminal activity under Subsection (6)(a)(i) and that finding is final as defined in Section 76-1-304, the county shall reimburse the defendant for restitution the defendant paid for costs of incarceration under Subsection (6)(a).”

and it is transmitted to the House for further consideration.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative Dee, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 112**.

**2nd Sub. H.B. 112**, as amended by the Senate, then passed on the following roll call:

**Yeas, 64; Nays, 8; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bigelow  |

|             |            |           |              |
|-------------|------------|-----------|--------------|
| Bird        | Biskupski  | Bourdeaux | Bowman       |
| Bryson      | Bush       | Buttars   | Buxton       |
| D. Clark    | S. Clark   | D. Cox    | Curtis       |
| Daniels     | Dee        | Dillree   | Donnelson    |
| Dougall     | Duckworth  | Dunnigan  | Ferrin       |
| Ferry       | Goodfellow | Hansen    | Hardy        |
| Hendrickson | Hogue      | Holdaway  | E. Hutchings |
| B. Johnson  | Jones      | King      | Kiser        |
| Last        | Lawrence   | Litvack   | Lockhart     |
| Love        | Mascaro    | McCartney | McGee        |
| Morgan      | Moss       | Murray    | Newbold      |
| Noel        | Pace       | Peterson  | Seitz        |
| Shurtliff   | G. Snow    | Styler    | Urquhart     |
| Wallace     | Webb       | Winn      | M. Stephens  |

**Voting in the negative were:** Representatives

|         |             |        |        |
|---------|-------------|--------|--------|
| Bennion | Christensen | Dayton | Gowans |
| Harper  | Hughes      | Morley | Ure    |

**Absent or not voting were:** Representatives

|          |         |          |
|----------|---------|----------|
| Buffmire | Philpot | Thompson |
|----------|---------|----------|

**2nd Sub. H.B. 112**, as amended by the Senate, transmitted to the Senate for signature of the President.

\* \* \*

Mr. Speaker: March 5, 2003

The Senate transmits **1st Sub. H.B. 367**, DELIVERY SALES OF CIGARETTES, by Representative E. Hutchings, for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed.

### THIRD READING CALENDAR

**S.B. 176**, EDUCATION SUPPORT LICENSE PLATE, read the third time by short title and placed on its final passage.

**S.B. 176** then passed on the following roll call:

**Yeas, 56; Nays, 17; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |             |           |             |
|--------------|-------------|-----------|-------------|
| Agard        | Adams       | S. Allen  | Anderson    |
| Becker       | Bennion     | Bigelow   | Bird        |
| Biskupski    | Bourdeaux   | Bowman    | Buffmire    |
| Bush         | Buttars     | Buxton    | Christensen |
| D. Clark     | S. Clark    | D. Cox    | Curtis      |
| Daniels      | Dee         | Duckworth | Dunnigan    |
| Ferry        | Goodfellow  | Gowans    | Hansen      |
| Hardy        | Hendrickson | Hogue     | Holdaway    |
| E. Hutchings | B. Johnson  | Jones     | King        |
| Kiser        | Last        | Lawrence  | Litvack     |
| Love         | Mascaro     | McCartney | McGee       |
| Morgan       | Moss        | Murray    | Noel        |
| Pace         | Seitz       | Shurtliff | G. Snow     |
| Urquhart     | Webb        | Winn      | M. Stephens |

**Voting in the negative were:** Representatives

|           |           |          |        |
|-----------|-----------|----------|--------|
| Alexander | Barrus    | Bryson   | Dayton |
| Dillree   | Donnelson | Dougall  | Ferrin |
| Harper    | Hughes    | Lockhart | Morley |
| Newbold   | Peterson  | Philpot  | Ure    |
| Wallace   |           |          |        |

**Absent or not voting were:** Representatives

|        |          |
|--------|----------|
| Styler | Thompson |
|--------|----------|

**S.B. 176** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**UNFINISHED BUSINESS**

On motion of Representative Dee, the House voted to uncircle **Sub. S.B. 164**.

**Sub. S.B. 164**, COUNTY AMENDMENTS, was before the House on its final passage.

Representative Bennion proposed the following amendment:

1. Page 23, Line 684  
Senate 2nd Reading Amendments 2–24–2003:  
After “(2)” insert “**(a)**”

2. Page 23, Line 685  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 685 bracket “(a)” and insert “(i)”
3. Page 23, Line 686  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 686 bracket “(b)” and insert “(ii)”
4. Page 23, Line 689  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 689 bracket “(c)” and insert “(iii)”
5. Page 23, Line 692  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 692 bracket “(d)” and insert “(iv)” and after line 692 insert:  
“(b) Nothing in Subsection (2)(a)(ii) may be construed to authorize a county to acquire by condemnation the rights to water used in agricultural production unless those rights are acquired by virtue of the acquisition by condemnation of fee simple title to land.”

Representative Ferry proposed the following substitute motion to amend:

6. Page 23, Line 684  
Senate 2nd Reading Amendments 2–24–2003:  
After “(2)” insert “(a)”
7. Page 23, Line 685  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 685 bracket “(a)” and insert “(i)”
8. Page 23, Line 686  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 686 bracket “(b)” and insert “(ii)”
9. Page 23, Line 689  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 689 bracket “(c)” and insert “(iii)”
10. Page 23, Line 692  
Senate 2nd Reading Amendments 2–24–2003:  
At the beginning of line 692 bracket “(d)” and insert “(iv)” and after line 692 insert:  
“(b) Nothing in Subsection (2)(a)(ii) may be construed to authorize a

county to acquire by condemnation the rights to water used in agricultural production unless the land to which those water rights are appurtenant is acquired by condemnation.”

Representative Ferry’s motion to amend passed on the following roll call:

**Yeas, 37; Nays, 36; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|             |           |          |            |
|-------------|-----------|----------|------------|
| Adams       | Alexander | S. Allen | Anderson   |
| Bennion     | Bird      | Buffmire | Buttars    |
| Christensen | D. Clark  | D. Cox   | Dayton     |
| Donnelson   | Ferrin    | Ferry    | Gowans     |
| Hansen      | Hogue     | Hughes   | B. Johnson |
| King        | Last      | Love     | Mascaro    |
| Morley      | Newbold   | Noel     | Peterson   |
| Philpot     | Seitz     | G. Snow  | Styler     |
| Ure         | Urquhart  | Wallace  | Webb       |
| M. Stephens |           |          |            |

**Voting in the negative were:** Representatives

|             |           |              |          |
|-------------|-----------|--------------|----------|
| Aagard      | Barrus    | Becker       | Bigelow  |
| Biskupski   | Bourdeaux | Bowman       | Bryson   |
| Bush        | Buxton    | S. Clark     | Curtis   |
| Daniels     | Dee       | Dillree      | Dougall  |
| Duckworth   | Dunnigan  | Goodfellow   | Hardy    |
| Hendrickson | Holdaway  | E. Hutchings | Jones    |
| Kiser       | Lawrence  | Litvack      | Lockhart |
| McCartney   | McGee     | Morgan       | Moss     |
| Murray      | Pace      | Shurtliff    | Winn     |

**Absent or not voting were:** Representatives

|        |          |
|--------|----------|
| Harper | Thompson |
|--------|----------|

**Sub. S.B. 164**, as amended, then passed on the following roll call:

**Yeas, 51; Nays, 24; Absent or not voting, 0.**

**Voting in the affirmative were:** Representatives

|          |        |           |          |
|----------|--------|-----------|----------|
| Aagard   | Adams  | Alexander | S. Allen |
| Anderson | Barrus | Becker    | Bennion  |
| Bird     | Bowman | Bryson    | Buffmire |
| Buttars  | Buxton | D. Clark  | D. Cox   |

|              |            |             |          |
|--------------|------------|-------------|----------|
| Dayton       | Dee        | Dillree     | Dougall  |
| Duckworth    | Dunnigan   | Ferrin      | Ferry    |
| Goodfellow   | Hardy      | Harper      | Hogue    |
| E. Hutchings | B. Johnson | Jones       | King     |
| Last         | Lawrence   | McCartney   | Morgan   |
| Morley       | Moss       | Murray      | Newbold  |
| Noel         | Pace       | Peterson    | Seitz    |
| G. Snow      | Styler     | Thompson    | Urquhart |
| Wallace      | Webb       | M. Stephens |          |

**Voting in the negative were:** Representatives

|             |           |           |             |
|-------------|-----------|-----------|-------------|
| Bigelow     | Biskupski | Bourdeaux | Bush        |
| Christensen | S. Clark  | Curtis    | Daniels     |
| Donnelson   | Gowans    | Hansen    | Hendrickson |
| Holdaway    | Hughes    | Kiser     | Litvack     |
| Lockhart    | Love      | Mascaro   | McGee       |
| Philpot     | Shurtliff | Ure       | Winn        |

**Sub. S.B. 164**, as amended, returned to the Senate for further consideration.

**MISCELLANEOUS BUSINESS**

On motion of Representative Alexander, the House voted to move **S.B. 196** to the top of the Senate Third Reading Calendar.

**THIRD READING CALENDAR**

**S.B. 196**, ELECTION LAW – DISCLOSURE REQUIREMENTS, read the third time by short title and placed on its final passage.

**S.B. 196** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|          |             |           |            |
|----------|-------------|-----------|------------|
| Agard    | Adams       | Alexander | S. Allen   |
| Anderson | Barrus      | Becker    | Bennion    |
| Bigelow  | Bird        | Biskupski | Bowman     |
| Bryson   | Buffmire    | Bush      | Buttars    |
| Buxton   | Christensen | D. Clark  | S. Clark   |
| D. Cox   | Curtis      | Daniels   | Dayton     |
| Dee      | Dillree     | Donnelson | Duckworth  |
| Dunnigan | Ferrin      | Ferry     | Goodfellow |
| Gowans   | Hansen      | Hardy     | Harper     |

|              |             |           |          |
|--------------|-------------|-----------|----------|
| Hendrickson  | Hogue       | Holdaway  | Hughes   |
| E. Hutchings | B. Johnson  | Jones     | King     |
| Kiser        | Last        | Litvack   | Lockhart |
| Love         | Mascaro     | McCartney | McGee    |
| Morgan       | Morley      | Moss      | Murray   |
| Newbold      | Noel        | Pace      | Peterson |
| Philpot      | Seitz       | G. Snow   | Styler   |
| Ure          | Urquhart    | Wallace   | Webb     |
| Winn         | M. Stephens |           |          |

**Absent or not voting were:** Representatives

|           |         |          |           |
|-----------|---------|----------|-----------|
| Bourdeaux | Dougall | Lawrence | Shurtliff |
| Thompson  |         |          |           |

**S.B. 196** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 202**, PEACE OFFICER AMENDMENT, read the third time by short title and placed on its final passage.

Representative Ferrin proposed the following amendment:

- Page 1, Line 18:  
Delete “Section” and insert “Sections”  
Reinstate “[53-13-104]”  
Delete “53-13-102”  
Insert “53-13-103, 53-13-105, and 53-13-106”

Representative Ferrin’s motion to amend failed on a voice vote.

**S.B. 202** then passed on the following roll call:

**Yeas, 58; Nays, 11; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

|           |          |           |             |
|-----------|----------|-----------|-------------|
| Agard     | Adams    | S. Allen  | Anderson    |
| Becker    | Bennion  | Bigelow   | Bird        |
| Biskupski | Bowman   | Bryson    | Buffmire    |
| Bush      | Buttars  | Buxton    | Christensen |
| D. Clark  | S. Clark | D. Cox    | Curtis      |
| Daniels   | Dee      | Duckworth | Dunnigan    |

|             |           |            |          |
|-------------|-----------|------------|----------|
| Goodfellow  | Hansen    | Hardy      | Harper   |
| Hendrickson | Hughes    | B. Johnson | Jones    |
| King        | Kiser     | Last       | Lawrence |
| Litvack     | Mascaro   | McCartney  | McGee    |
| Morgan      | Morley    | Moss       | Murray   |
| Noel        | Pace      | Peterson   | Philpot  |
| Seitz       | Shurtliff | G. Snow    | Styler   |
| Thompson    | Ure       | Urquhart   | Wallace  |
| Webb        | Winn      |            |          |

**Voting in the negative were:** Representatives

|           |         |             |           |
|-----------|---------|-------------|-----------|
| Alexander | Barrus  | Dillree     | Donnelson |
| Dougall   | Ferrin  | Hogue       | Lockhart  |
| Love      | Newbold | M. Stephens |           |

**Absent or not voting were:** Representatives

|           |              |       |        |
|-----------|--------------|-------|--------|
| Bourdeaux | Dayton       | Ferry | Gowans |
| Holdaway  | E. Hutchings |       |        |

**S.B. 202** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**S.B. 195**, OBSTRUCTION OF JUSTICE AND TAMPERING WITH EVIDENCE, read the third time by short title and placed on its final passage.

**S.B. 195** then passed on the following roll call:

**Yeas, 71; Nays, 0; Absent or not voting, 4.**

**Voting in the affirmative were:** Representatives

|             |           |            |              |
|-------------|-----------|------------|--------------|
| Adams       | S. Allen  | Anderson   | Barrus       |
| Becker      | Bennion   | Bigelow    | Bird         |
| Biskupski   | Bourdeaux | Bowman     | Bryson       |
| Buffmire    | Bush      | Buttars    | Buxton       |
| Christensen | S. Clark  | D. Cox     | Curtis       |
| Daniels     | Dayton    | Dee        | Dillree      |
| Donnelson   | Dougall   | Duckworth  | Dunnigan     |
| Ferrin      | Ferry     | Goodfellow | Gowans       |
| Hansen      | Hardy     | Harper     | Hendrickson  |
| Hogue       | Holdaway  | Hughes     | E. Hutchings |

|            |           |             |          |
|------------|-----------|-------------|----------|
| B. Johnson | Jones     | King        | Kiser    |
| Last       | Lawrence  | Litvack     | Lockhart |
| Love       | McCartney | McGee       | Morgan   |
| Morley     | Moss      | Murray      | Newbold  |
| Noel       | Pace      | Peterson    | Philpot  |
| Seitz      | Shurtliff | G. Snow     | Styler   |
| Thompson   | Ure       | Urquhart    | Wallace  |
| Webb       | Winn      | M. Stephens |          |

**Absent or not voting were:** Representatives

|        |           |          |         |
|--------|-----------|----------|---------|
| Aagard | Alexander | D. Clark | Mascaro |
|--------|-----------|----------|---------|

**S.B. 195** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

**Sub. S.B. 252**, NURSE PRACTICE ACT EXEMPTION AMENDMENT, read the third time by short title and placed on its final passage.

**Sub. S.B. 252** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

|           |              |            |           |
|-----------|--------------|------------|-----------|
| Aagard    | Adams        | Alexander  | S. Allen  |
| Anderson  | Barrus       | Becker     | Bigelow   |
| Bird      | Biskupski    | Bourdeaux  | Bowman    |
| Bryson    | Buffmire     | Bush       | Buttars   |
| Buxton    | Christensen  | S. Clark   | D. Cox    |
| Curtis    | Daniels      | Dillree    | Donnelson |
| Dougall   | Duckworth    | Dunnigan   | Ferrin    |
| Ferry     | Goodfellow   | Hansen     | Hardy     |
| Harper    | Hendrickson  | Hogue      | Holdaway  |
| Hughes    | E. Hutchings | B. Johnson | Jones     |
| King      | Kiser        | Last       | Lawrence  |
| Litvack   | Lockhart     | Love       | Mascaro   |
| McCartney | McGee        | Morgan     | Morley    |
| Moss      | Murray       | Newbold    | Noel      |
| Pace      | Peterson     | Philpot    | Seitz     |
| Shurtliff | G. Snow      | Styler     | Thompson  |
| Ure       | Urquhart     | Wallace    | Webb      |
| Winn      | M. Stephens  |            |           |

**Absent or not voting were:** Representatives

|         |          |        |     |
|---------|----------|--------|-----|
| Bennion | D. Clark | Dayton | Dee |
| Gowans  |          |        |     |

**Sub. S.B. 252** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

**COMMUNICATIONS FROM THE SENATE**

Mr. Speaker: March 5, 2003

The Senate passed **1st Sub. H.B. 230**, PARENTAL RELOCATION AMENDMENTS, by Representative M. Thompson, with the following amendments:

1. Page 3, Line 74  
After "provide" insert "if possible"  
Lilac copy February 24, 2003

and it is transmitted to the House for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative Thompson, the House voted to concur in the Senate amendments to **Sub. H.B. 230**.

**Sub. H.B. 230**, as amended by the Senate, then passed on the following roll call:

**Yeas, 73; Nays, 0; Absent or not voting, 2.**

**Voting in the affirmative were:** Representatives

|              |            |             |           |
|--------------|------------|-------------|-----------|
| Aagard       | Adams      | Alexander   | S. Allen  |
| Anderson     | Barrus     | Becker      | Bennion   |
| Bigelow      | Bird       | Biskupski   | Bourdeaux |
| Bowman       | Bryson     | Buffmire    | Bush      |
| Buttars      | Buxton     | Christensen | D. Clark  |
| S. Clark     | D. Cox     | Curtis      | Daniels   |
| Dayton       | Dillree    | Donnelson   | Dougall   |
| Duckworth    | Dunnigan   | Ferrin      | Ferry     |
| Goodfellow   | Gowans     | Hardy       | Harper    |
| Hendrickson  | Hogue      | Holdaway    | Hughes    |
| E. Hutchings | B. Johnson | Jones       | King      |
| Kiser        | Last       | Lawrence    | Litvack   |

|             |         |          |           |
|-------------|---------|----------|-----------|
| Lockhart    | Love    | Mascaro  | McCartney |
| McGee       | Morgan  | Morley   | Moss      |
| Murray      | Newbold | Noel     | Pace      |
| Peterson    | Philpot | Seitz    | Shurtliff |
| G. Snow     | Styler  | Thompson | Ure       |
| Urquhart    | Wallace | Webb     | Winn      |
| M. Stephens |         |          |           |

**Absent or not voting were:** Representatives

Dee                      Hansen

**Sub. H.B. 230**, as amended by the Senate, transmitted to the Senate for signature of the President.

\* \* \*

Mr. Speaker:

March 5, 2003

The President of the Senate has signed **H.J.R. 20**, MASTER STUDY RESOLUTION, by Representative G. Curtis, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 296**, MUNICIPAL ANNEXATION AMENDMENTS, by Representative M. S. Lawrence, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 277**, RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS, by Representative J. M. Philpot, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 136**, COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS, OR SYSTEMS FOR PUBLIC TRANSIT, by Representative J. Alexander, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 129**, VOYEURISM AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 112**, COUNTY CORRECTIONAL FACILITY REIMBURSEMENT, by Representative B. Dee, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 105**, INTERNET PRIVACY AND SECURITY AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 44**, SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS, by Representative L. Pace, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 152**, LEGISLATIVE AUDITS OF CHILD WELFARE, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 294**, COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS, by Representative S. Allen, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 26**, RESOLUTION RECOGNIZING COMPETITIVE ACADEMIC ACHIEVEMENT AMONG HIGH SCHOOLS IN UTAH, by Representative B. Last, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 28**, RESOLUTION URGING CONGRESS TO REVIEW IMMIGRATION AND NATURALIZATION, by Representative D. Bourdeaux, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 251**, FIREARMS REVISIONS, by Senator B. Evans, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 200**, STATE AUDITOR – EXPANSION OF DUTIES, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 133**, REAUTHORIZATION OF THE ENERGY POLICY TASK FORCE, by Senator L. Blackham, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 111**, PROCESS SERVERS, by Senator M. Waddoups, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **H.J.R. 20**, **H.B. 296**, **Sub. H.B. 277**, **H.B. 136**, **H.B. 129**, **2nd Sub. H.B. 112**, **Sub. H.B. 105**, **H.B. 44**, **Sub. H.B. 152**, **3rd Sub.**

**H.B. 294, H.J.R. 26, and H.J.R. 28** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communications filed. **S.B. 251, S.B. 200, S.B. 133, and 2nd Sub. S.B. 111** were signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker:

March 5, 2003

The Senate passed **1st Sub. H.B. 299, TRUST LAW AMENDMENTS**, by Representative D. Clark, with the following amendments:

1. Page 5, Line 131  
House Floor Amendments 2-28-2003  
Delete line 131
2. Page 5, Line 135  
House Floor Amendments 2-28-2003:  
Delete line 135
3. Page 5, Line 137  
Delete "real or"  
House Floor Amendments 2-28-2003:  
Re-number Subsection (1) accordingly.
4. Page 5, Line 137  
House Floor Amendments 2-28-2003:  
After line 137, insert:  
"(c) This Subsection (1) does not apply to any interest in real property."
5. Page 9, Line 257:  
After line 257, insert:  
"(h) 'Irrevocable trust' means a trust in which the settlor may not revoke or terminate all or part of the trust without the consent of a person who has a substantial beneficial interest in the trust and the interest would be adversely affected by the exercise of the settlor's power to revoke or terminate all or part of the trust."  
Re-number the remaining subsections accordingly.
6. Page 11, Line 333a  
House Floor Amendments 2-28-2003:  
After "Income in" delete "a" and insert "an irrevocable"

7. Page 11a, Line 333i  
House Floor Amendments 2–28–2003:  
After “(ii)” insert “non-”
8. Page 27, Line 831:  
At the end of the line, delete “If”
9. Page 28, Lines 832 – 833:  
Delete lines 832 and 833
10. Page 28, Line 834:  
Delete “asset protection trust.”
11. Page 29, Line 867  
House Floor Amendments 2–28–2003:  
After “(A)” insert “is”
12. Page 31, Line 936  
After “effect on “ delete “May 5, 2003 “ and insert “December 31, 2003”

and it is transmitted to the House for further consideration.

Annette B. Moore  
Secretary of the Senate

Communication filed. On motion of Representative D. Clark, the House voted to concur in the Senate amendments to **Sub. H.B. 299**.

**Sub. H.B. 299**, as amended by the Senate, then passed on the following roll call:

**Yeas, 72; Nays, 0; Absent or not voting, 3.**

**Voting in the affirmative were:** Representatives

|          |             |             |           |
|----------|-------------|-------------|-----------|
| Aagard   | Adams       | Alexander   | S. Allen  |
| Anderson | Barrus      | Becker      | Bennion   |
| Bigelow  | Bird        | Biskupski   | Bourdeaux |
| Bowman   | Bryson      | Buffmire    | Bush      |
| Buttars  | Buxton      | Christensen | D. Clark  |
| S. Clark | D. Cox      | Curtis      | Daniels   |
| Dayton   | Dee         | Dillree     | Donnelson |
| Dougall  | Duckworth   | Dunnigan    | Ferrin    |
| Ferry    | Goodfellow  | Hansen      | Hardy     |
| Harper   | Hendrickson | Hogue       | Holdaway  |

|           |              |            |             |
|-----------|--------------|------------|-------------|
| Hughes    | E. Hutchings | B. Johnson | Jones       |
| King      | Kiser        | Last       | Lawrence    |
| Litvack   | Lockhart     | Love       | Mascaro     |
| McCartney | Morgan       | Morley     | Moss        |
| Murray    | Newbold      | Noel       | Pace        |
| Peterson  | Philpot      | Seitz      | Shurtliff   |
| G. Snow   | Styler       | Ure        | Urquhart    |
| Wallace   | Webb         | Winn       | M. Stephens |

**Absent or not voting were:** Representatives

|        |       |          |
|--------|-------|----------|
| Gowans | McGee | Thompson |
|--------|-------|----------|

**Sub. H.B. 299**, as amended by the Senate, transmitted to the Senate for signature of the President.

### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to lift **2nd Sub. S.B. 59** from its position on the Senate Third Reading Calendar and placed it at the top of the Senate Third Reading Calendar.

### THIRD READING CALENDAR

**2nd Sub. S.B. 59**, AMENDMENTS TO UNSOLICITED COMMERCIAL AND SEXUALLY EXPLICIT EMAIL ACT, read the third time by short title and placed on its final passage.

Representative Winn proposed the following amendment:

Time having expired, no action will be taken.

### COMMUNICATIONS FROM THE SENATE

Mr. Speaker: March 5, 2003

The President of the Senate has signed **H.B. 316**, AEROSPACE AND AVIATION DEVELOPMENT ZONE, by Representative B. Dee, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 164**, COUNTY AMENDMENTS, by Senator D. Gladwell, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communication filed. **H.B. 316** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

Communication filed. **Sub. S.B. 164** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

\* \* \*

Mr. Speaker: March 11, 2003

The President of the Senate has signed **1st Sub. H.B. 230**, PARENTAL RELOCATION AMENDMENTS, by Representative M. Thompson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 299**, TRUST LAW AMENDMENTS, by Representative D. Clark, and it is transmitted for the signature of the Speaker.

Annette B. Moore  
Secretary of the Senate

Communications filed. **Sub. H.B. 230** and **Sub. H.B. 299** were signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

\* \* \*

Mr. Speaker: March 5, 2003

I am directed to inform the House of Representatives that the Senate on this day struck the enacting clause on the following House Bills and Resolutions:

- 1st Sub H.B. 5**      PROHIBITION OF COERCIVE RESTRAINT PRACTICES (Mike Thompson)
- 1st Sub H.B. 6**      SHARED PARENTING BY DIVORCING PARENTS (Mike Thompson)
- 1st Sub H.B. 10**     PARENT-TIME AMENDMENTS (James A. Ferrin)
- H.B. 43**             REAUTHORIZATION OF FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES TASK FORCE (Jack A. Seitz)
- H.B. 62**             EMERGENCY RESPONSE COSTS (Brent H. Goodfellow)
- H.B. 69**             APPROPRIATION FOR SCHOOL DISTRICT IMPACTED BY FEE WAIVERS (LaWanna Lou Shurtliff)
- H.B. 77**             HIGH SCHOOL GRADUATION REQUIREMENTS – FINANCIAL LITERACY (David L. Hogue)
- 3rd Sub H.B. 89**    RENEWABLE ENERGY AMENDMENTS (James R. Gowans)

- H.B. 93** SUSPENSION OF DRIVING PRIVILEGES FOR HABITUAL TRUANTS (Duane E. Bourdeaux)
- H.B. 100** STATE RETIREMENT CONVERSION WINDOW (Brad King)
- 1st Sub H.B. 109** INFORMED CONSENT FOR ELECTROCONVULSIVE TREATMENT AND REPORTING REQUIREMENTS (Katherine M. Bryson)
- 2nd Sub H.B. 114** MANAGEMENT, ENHANCEMENT, AND FUNDING OF 911 SYSTEM (Brad L. Dee)
- 6th Sub H.B. 123** PROHIBITION OF PUBLIC FUNDING FOR ABORTION (J. Morgan Philpot)
- 1st Sub H.B. 134** LAW ENFORCEMENT – REPORTING HAZARDOUS MATERIALS RELATING TO CONTROLLED SUBSTANCES (Eric K. Hutchings)
- 3rd Sub H.B. 150** POLL WATCHER AND PRESERVATION OF ELECTION DATE AMENDMENTS (J. Morgan Philpot)
- H.B. 166** PAYDAY LENDING (Ty McCartney)
- H.B. 179** IMPOUND UNINSURED MOTORIST VEHICLE (C. Bennion)
- 4th Sub H.B. 186** ELEMENTARY SCHOOL VENDING MACHINE SALES (Patricia W. Jones)
- H.B. 195** ELECTION PROCESS FOR NONBINDING STATEWIDE OPINION QUESTION (Sheryl L. Allen)
- 2nd Sub H.B. 215** STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS (Wayne A. Harper)
- H.B. 233** USE OF EDUCATION REVENUES (Michael R. Styler)
- 1st Sub H.B. 237** LEGISLATIVE EVALUATION OF APPROVAL OF RADIOACTIVE WASTE FACILITY (Kory M. Holdaway)
- H.B. 241** PARTIAL BIRTH ABORTION AMENDMENTS (Mike Thompson)
- H.B. 289** HUMAN RESOURCE MANAGEMENT AMENDMENTS (J. Morgan Philpot)
- H.B. 301** MOTOR VEHICLE PURCHASE AMENDMENTS (Don E. Bush)
- 2nd Sub H.B. 306** CONSTRUCTION LIEN AMENDMENTS (Stephen D. Clark)
- H.B. 309** SPECIAL FUNCTION OFFICERS FOR DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING (J. Morgan Philpot)

- 1st Sub H.B. 325** COURT-ORDERED COUNSELING  
(Glenn A. Donnelson)
- H.B. 326** PARENT-TIME SCHEDULE AMENDMENTS  
(Scott Daniels)
- H.B. 330** VETERANS GROUP LICENSE PLATE REVISIONS  
(Steven R. Mascaro)
- H.B. 348** LIMITATION ON ALIMONY (Wayne A. Harper)
- H.B. 350** FISCAL YEAR APPROPRIATION LIMIT  
(James A. Ferrin)
- H.B. 360** CHILD SUPPORT OBLIGATIONS – USE OF UTAH  
DATA (Eric K. Hutchings)
- 1st Sub H.B. 367** DELIVERY SALES OF CIGARETTES  
(Eric K. Hutchings)
- H.C.R. 3** RESOLUTION ON TUITION TAX CREDIT BALLOT  
OPINION QUESTION (Sheryl L. Allen)
- H.C.R. 11** RESOLUTION PROMOTING MODERATELY SIZED  
SCHOOLS (David L. Cox)
- H.C.R. 14** RESOLUTION ENCOURAGING CONGRESSIONAL  
FUNDING OF INDIVIDUALS WITH DISABILITIES  
EDUCATION ACT (Kory M. Holdaway)
- H.C.R. 15** RESOLUTION SUPPORTING PRESIDENT AND  
ADMINISTRATION REGARDING IRAQ  
(Chad E. Bennion)
- H.J.R. 1** EXECUTIVE APPROPRIATION COMMITTEE  
PROCESS AMENDMENTS (James A. Ferrin)
- 1st Sub H.J.R. 3** RESOLUTION ON OFFERS FOR SETTLEMENT OF  
CASES (John Dougall)
- 2nd Sub H.J.R. 7** RESOLUTION ON SPECIAL SESSIONS OF THE  
LEGISLATURE (Chad E. Bennion)
- Annette B. Moore  
Secretary of the Senate

Communication filed.

### **RULES COMMITTEE REPORTS**

Mr. Speaker:

March 10, 2003

I am directed to inform the Utah House of Representatives that the House Committee on Rules has struck the enacting clause on the following Senate Bills and Resolutions:

- 2nd Sub. S.B. 34** Tuition Tax Credits (D. Chris Buttars)
- S.B. 46** Residential Property Tax Exemptions (Ed P. Mayne)

- 2nd Sub. S.B. 59** Amendments to Unsolicited Commercial and Sexually Explicit Email Act (Patrice M. Arent)
- 2nd Sub. S.B. 76** Utah Fireworks Act Amendments (Dan R. Eastman)
- S.B. 82** Authorized Overspending Limit in Federal Medicaid Budget (Beverly Ann Evans)
- 1st Sub. S.B. 98** Taxation of Medical Implanted Devices and Prosthetics (D. Chris Buttars)
- S.B. 110** Individual Income Tax – State Earned Income Tax Credit (Thomas V. Hatch)
- S.B. 125** Restrictions on Passengers in Pickup Trucks (Curtis S. Bramble)
- 1st Sub. S.B. 129** State and Local Agencies Criteria In Awarding Bids (James M. Evans)
- S.B. 162** Medical Benefits Recovery Act Amendments (David H. Steele)
- 3rd Sub. S.B. 179** Notice of Claim of Governmental Immunity (David L. Gladwell)
- S.B. 211** Consumer Sales Practices Act Amendments (Patrice M. Arent)
- S.B. 217** Motor Vehicle – Title Requirements (Gregory Bell)
- S.B. 221** Utah National Parks License Plates (Thomas V. Hatch)
- S.B. 227** Fee Increase (Thomas V. Hatch)
- S.B. 241** Review of Parent Time, Custody, And Child Support Laws (James M. Evans)
- S.B. 254** Revenue Bond Authorization (John L. Valentine)
- S.C.R. 7** Resolution Supporting Organ Donation (Karen Hale)
- S.J.R. 11** Resolution Encouraging Congress to Enact Medicare Prescription Drug Benefit (Gene Davis)

Marda Dillree, Chair

Report filed.

\* \* \*

Mr. Speaker: March 10, 2003

I am directed to inform the Utah House of Representatives that the House Committee on Rules has struck the enacting clause on the following House Bills and Resolutions:

- H.B. 8** Seat Belt Enforcement Provisions (C. Moss)
- H.B. 11** Energy Data Collection and Reporting (T. McCartney)
- H.B. 20** Clean Special Fuel Tax Certificate Amendments (D. Bush)

- H.B. 49** Ban on Gifts to Elected Officials (R. Becker)  
**H.B. 50** Seat Belt Requirements (C. Moss)  
**H.B. 52** Open and Public Meetings Act (S. Daniels)  
**H.B. 53** School Building Size Limitation (D. Cox)  
**1st Sub. H.B. 54** Special Districts and Local Districts – Acquisition of Real Property (G. Hughes)  
**H.B. 56** Bow Hunter Safety (N. Hansen)  
**H.B. 58** Additional State Retirement Benefit (L. Shurtliff)  
**H.B. 60** Public Safety Noncontributory Retirement Act Amendments (N. Hansen)  
**H.B. 63** Concealed Weapon Permit (S. Daniels)  
**H.B. 65** Social Work Licensing Act Amendments (J. Buffmire)  
**H.B. 67** Electronic Equipment Waste Disposal and Recycling Act (R. Becker)  
**1st Sub. H.B. 71** State Appropriations and Tax Limitation Study (G. Hughes)  
**H.B. 76** Truancy Amendments (D. Bourdeaux)  
**H.B. 82** Initiatives – One Subject Requirement (J. M. Philpot)  
**H.B. 83** Education Reporting Requirements (R. McGee)  
**H.B. 84** Child Restraint Safety Devices (C. Moss)  
**H.B. 85** Hate Crimes Amendments (D. Litvack)  
**H.B. 96** Judicial Conduct Commission Amendments (K. Bryson)  
**H.B. 97** Repeal of Sunset Date for Limitations on Annexing Township (E. Hutchings)  
**1st Sub. H.B. 99** Certification of Candidates for Political Offices (N. Hansen)  
**H.B. 101** Control of the Disposition of a Deceased Person (J. Biskupski)  
**H.B. 110** Charter School Capital Facilities Loans (J. Ferrin)  
**H.B. 111** Public Education – Alternative Language Programs (D. Bourdeaux)  
**1st Sub. H.B. 113** Insurance Coverage for Unique Medical Services (R. Lockhart)  
**H.B. 115** DFCM Contract Claim Resolution Process (S. Clark)  
**1st Sub. H.B. 117** Prelitigation Panel Amendments (M. Dayton)  
**H.B. 118** Medical Malpractice Awards Adjustment (M. Dayton)  
**H.B. 120** Legislator Reporting of Gifts (J. Biskupski)  
**H.B. 124** Economic Development Coordination (B. Winn)  
**1st Sub. H.B. 125** Legislative Approval of State or Regional Haze Implementation Plan (C. Bennion)  
**H.B. 127** Child Abduction – Prevention and Recovery (B. Winn)

- H.B. 128** Animal Shelter Amendments (D. Peterson)  
**H.B. 131** Governmental Immunity Amendments (J. Biskupski)  
**H.B. 132** Workers' Compensation – Fire Department Employees (J. Murray)  
**H.B. 135** Office of Child Care – Regulation of Grants (C. Bird)  
**H.B. 138** Street–legal All–terrain Vehicle Provisions (G. Curtis)  
**H.B. 139** Children's Health Insurance Program Amendments (R. Lockhart)  
**H.B. 140** Concurrent Jurisdiction for Tooele Army Depot (J. Gowans)  
**H.B. 141** Sales and Use Tax – Radio Stations (D. Ure)  
**H.B. 143** High Level Nuclear Shipment Safety Provisions (K. Morgan)  
**H.B. 144** Right of Action for Boundary by Acquiescence (B. Ferry)  
**H.B. 147** Utah Construction Contracts Prompt Payment Act (D. Hogue)  
**H.B. 151** Sales and Use Tax Amendments (D. Litvack)  
**1st Sub. H.B. 153** Education Resource Conservation Programs (R. Becker)  
**H.B. 156** Transportation Infrastructure in Redevelopment Agency (T. Kiser)  
**H.B. 167** Child Support Collection Fee Amendment (J. Buffmire)  
**H.B. 170** Public Education Capital Outlay Act Amendments (D. Cox)  
**H.B. 177** Use of School Trust Land Monies (D. Cox)  
**1st Sub. H.B. 183** Individual Income Tax Amendments (P. Jones)  
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Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

#### MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the Speaker was authorized to appoint a committee to wait upon the Senate to inform that Honorable Body that the House had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Murray, Adams, and Biskupski.

On motion of Representative Curtis, the Speaker was authorized to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature had completed its business and was prepared to adjourn sine die. The Speaker appointed Representatives Pace, Winn, and McCartney.

On motion of Representative Newbold, the House voted to authorize two additional days compensation for employees.

Senators Walker, Bell, and Julander notified the House that the Senate had completed its business and was ready to adjourn sine die.

Representative Murray reported that the committee had waited upon the Senate and informed that Honorable Body that the House was ready to adjourn sine die.

Representative Pace reported that her Joint Committee had waited upon the Governor and informed him that the Legislature had completed its business and was ready to adjourn sine die.

Governor Michael O. Leavitt addressed the House briefly.

On motion of Representative Curtis, and at 1:00 a.m., the House of Representatives of the Fifty-fifth Legislature of the state of Utah adjourned sine die.



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| Signed by the Speaker and transmitted to the Governor  | 414 |
| <br>   |     |
| <b>H.B. 30</b> — PUBLIC TRANSIT DISTRICTS ANNEXATION AMENDMENTS ( <i>D. Cox</i> )                  |     |
| Read for the first time and referred to the Rules Committee  | 68  |
| Read the second time   | 104 |
| Read the third time  | 122 |
| Transmitted to the Senate  | 123 |
| Signed by the Speaker and transmitted to the Governor  | 265 |
| <br>   |     |
| <b>H.B. 31</b> — WORKFORCE SERVICES OVERPAYMENT AMENDMENTS ( <i>J. Alexander</i> )                 |     |
| Read for the first time and referred to the Rules Committee  | 68  |
| Assigned to standing committee   | 107 |
| Substituted  | 232 |
| <br>   |     |
| <b>1st Sub. H.B. 31</b> — WORKFORCE SERVICES OVERPAYMENT AMENDMENTS ( <i>J. Alexander</i> )        |     |
| Read the second time   | 232 |
| Read the third time  | 288 |
| Transmitted to the Senate  | 288 |
| Signed by the Speaker and transmitted to the Governor  | 471 |
| <br>   |     |
| <b>H.B. 32</b> — VEHICLE IMPOUND FEE FOR DRIVING UNDER THE INFLUENCE CASES<br>( <i>J. Murray</i> ) |     |
| Read for the first time and referred to the Rules Committee  | 69  |
| Assigned to standing committee   | 107 |
| Read the second time   | 170 |
| Read the third time  | 225 |
| Transmitted to the Senate  | 226 |
| Signed by the Speaker and transmitted to the Governor  | 414 |

|  |     |
|--|-----|
| <b>H.B. 33</b> — RESPONSIBILITIES OF LEGISLATIVE GENERAL COUNSEL ( <i>G. Curtis</i> )                                      |     |
| Read for the first time and referred to the Rules Committee  | 69  |
| Read the second time   | 104 |
| Read the third time  | 123 |
| Transmitted to the Senate  | 123 |
| Signed by the Speaker and transmitted to the Governor  | 371 |
| <br>   |     |
| <b>H.B. 34</b> — AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL AND OPEN AND PUBLIC MEETINGS ( <i>M. Morley</i> ) |     |
| Read for the first time and referred to the Rules Committee  | 69  |
| Assigned to standing committee   | 105 |
| Substituted  | 186 |
| <br>   |     |
| <b>1st Sub. H.B. 34</b> — AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL ( <i>M. Morley</i> )                     |     |
| Read the second time   | 187 |
| Read the third time  | 260 |
| Transmitted to the Senate  | 261 |
| Signed by the Speaker and transmitted to the Governor  | 471 |
| <br>   |     |
| <b>H.B. 35</b> — CONSOLIDATION OF CHILD WELFARE REPORTS ( <i>G. Hughes</i> )   |     |
| Read for the first time and referred to the Rules Committee  | 70  |
| Read the second time   | 104 |
| Read the third time  | 123 |
| Circled  | 123 |
| Uncircled  | 158 |
| Transmitted to the Senate  | 159 |
| Signed by the Speaker and transmitted to the Governor  | 371 |
| <br>   |     |
| <b>H.B. 36</b> — ACCESSIBLE HOUSING ( <i>S. Mascaro</i> )  |     |
| Read for the first time and referred to the Rules Committee  | 70  |
| Assigned to standing committee   | 105 |
| Read the second time   | 148 |
| Read the third time  | 198 |
| Amendments   | 199 |
| Transmitted to the Senate  | 199 |
| Signed by the Speaker and transmitted to the Governor  | 371 |
| <br>   |     |
| <b>H.B. 37</b> — ELIMINATE SPEND DOWN PROVISION FOR MEDICAID ( <i>R. Lockhart</i> )  |     |
| Read for the first time and referred to the Rules Committee  | 70  |
| Assigned to standing committee   | 105 |
| Substituted  | 623 |

|   |          |
|---|----------|
| <b>1st Sub. H.B. 37</b> — RESTRUCTURE SPEND DOWN PROVISION FOR MEDICAID ( <i>R. Lockhart</i> )            |          |
| Amendments  | 623      |
| Read the second time  | 624, 701 |
| Returned to Rules Committee   | 697      |
| Placed on calendar  | 697      |
| Read the third time   | 701      |
| Transmitted to the Senate   | 702      |
| <br>  |          |
| <b>H.B. 38</b> — DIVISION OF CORPORATIONS AMENDMENT ( <i>J. Gowans</i> )                                  |          |
| Read for the first time and referred to the Rules Committee   | 71       |
| Read the second time  | 104      |
| Read the third time   | 124      |
| Transmitted to the Senate   | 124      |
| Signed by the Speaker and transmitted to the Governor   | 471      |
| <br>  |          |
| <b>H.B. 39</b> — REPEAL OF EDUCATION REPORTS AND DUTIES ( <i>M. Dayton</i> )                              |          |
| Read for the first time and referred to the Rules Committee   | 71       |
| Assigned to standing committee  | 133      |
| Substituted   | 204      |
| <br>  |          |
| <b>1st Sub. H.B. 39</b> — REPEAL OF EDUCATION REPORTS AND DUTIES ( <i>M. Dayton</i> )                     |          |
| Read the second time  | 204      |
| Read the third time   | 282      |
| Transmitted to the Senate   | 283      |
| Signed by the Speaker and transmitted to the Governor   | 471      |
| <br>  |          |
| <b>H.B. 40</b> — PROTECTION OF NONPUBLIC PERSONAL INFORMATION ( <i>D. Aagard</i> )                        |          |
| Read for the first time and referred to the Rules Committee   | 71       |
| Assigned to standing committee  | 106      |
| Amendments  | 170      |
| Read the second time  | 172      |
| Read the third time   | 226      |
| Circled   | 226      |
| Uncircled   | 284      |
| Substituted   | 284      |
| <br>  |          |
| <b>1st Sub. H.B. 40</b> — NOTICE OF INTENT TO SELL NONPUBLIC PERSONAL INFORMATION<br>( <i>D. Aagard</i> ) |          |
| Amendments  | 284, 419 |
| Circled   | 285      |
| Uncircled   | 419      |
| Transmitted to the Senate   | 421      |
| Placed on Concurrence Calendar  | 648      |
| Concurrence   | 691      |
| Signed by the Speaker and transmitted to the Governor   | 869      |

**H.B. 41** — LEGISLATIVE BUDGETING FOR COLA FOR LOCAL HEALTH AUTHORITIES*(J. Seitz)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 72  |
| Assigned to standing committee                              | 105 |
| Read the second time  | 148 |
| Read the third time   | 197 |
| Transmitted to the Senate                                   | 198 |
| Signed by the Speaker and transmitted to the Governor       | 414 |

**H.B. 42** — WATER USER NOTIFICATION AMENDMENTS *(M. Styler)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 72  |
| Assigned to standing committee                              | 166 |
| Read the second time  | 220 |
| Read the third time   | 285 |
| Circled   | 286 |
| Uncircled   | 292 |
| Transmitted to the Senate                                   | 292 |
| Signed by the Speaker and transmitted to the Governor       | 510 |

**H.B. 43** — REAUTHORIZATION OF FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES TASK FORCE *(J. Seitz)*

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 72   |
| Read the second time  | 104  |
| Read the third time   | 124  |
| Transmitted to the Senate                                   | 125  |
| Enacting Clause Stricken                                    | 1097 |

**H.B. 44** — SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS *(L. Pace)*

|   |           |
|---|-----------|
| Read for the first time and referred to the Rules Committee | 72        |
| Read the second time  | 104       |
| Read the third time   | 125       |
| Transmitted to the Senate                                   | 126       |
| Amendments  | 1058      |
| Placed on Concurrence Calendar                              | 1060      |
| Concurrence   | 1062      |
| Signed by the Speaker and transmitted to the Governor       | 265, 1093 |

**H.B. 45** — REAUTHORIZATION OF ADMINISTRATIVE RULES *(D. Ure)*

|   |          |
|---|----------|
| Read for the first time and referred to the Rules Committee | 300      |
| Placed on calendar  | 352, 532 |
| Read the second time  | 700      |
| Read the third time   | 692, 700 |
| Transmitted to the Senate                                   | 693      |
| Reconsideration   | 700      |
| Transmitted to the Senate                                   | 701      |
| Signed by the Speaker and transmitted to the Governor       | 944      |

|  |          |
|--|----------|
| <b>H.B. 46</b> — HONORARY CONSULATE – SPECIAL GROUP LICENSE PLATES ( <i>D. Hogue</i> )   |          |
| Read for the first time and referred to the Rules Committee                              | 300      |
| Read the second time   | 431      |
| Time Certain   | 439      |
| Read the third time  | 523      |
| Transmitted to the Senate  | 524      |
| Signed by the Speaker and transmitted to the Governor                                    | 718      |
| <br>   |          |
| <b>H.B. 47</b> — FIRE PREVENTION AMENDMENTS ( <i>J. Murray</i> )                         |          |
| Read for the first time and referred to the Rules Committee                              | 73       |
| Assigned to standing committee   | 106      |
| Read the second time   | 140      |
| Read the third time  | 192      |
| Transmitted to the Senate  | 193      |
| Signed by the Speaker and transmitted to the Governor                                    | 414      |
| <br>   |          |
| <b>H.B. 48</b> — UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS ( <i>S. Urquhart</i> ) |          |
| Read for the first time and referred to the Rules Committee                              | 73       |
| Assigned to standing committee   | 105      |
| Substituted  | 253      |
| <br>   |          |
| <b>1st Sub. H.B. 48</b> — UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS               |          |
| ( <i>S. Urquhart</i> )   |          |
| Amendments   | 253      |
| Read the second time   | 253      |
| Read the third time  | 295      |
| Circled  | 295, 393 |
| Uncircled  | 392, 406 |
| Amendments   | 392, 406 |
| Transmitted to the Senate  | 407      |
| Signed by the Speaker and transmitted to the Governor                                    | 621      |
| <br>   |          |
| <b>H.B. 49</b> — BAN ON GIFTS TO ELECTED OFFICIALS ( <i>R. Becker</i> )                  |          |
| Read for the first time and referred to the Rules Committee                              | 73       |
| Assigned to standing committee   | 346      |
| Read the second time   | 744      |
| Returned to Rules Committee  | 744      |
| Enacting Clause Stricken   | 1101     |
| <br>   |          |
| <b>H.B. 50</b> — SEAT BELT REQUIREMENTS ( <i>C. Moss</i> )                               |          |
| Read for the first time and referred to the Rules Committee                              | 73       |
| Enacting Clause Stricken   | 1101     |

|  |          |
|--|----------|
| <b>H.B. 51</b> — HISTORIC PRESERVATION IN GENERAL PLANS ( <i>R. Becker</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 74       |
| Assigned to standing committee   | 106      |
| Read the second time   | 137      |
| Read the third time  | 159      |
| Transmitted to the Senate  | 159      |
| Signed by the Speaker and transmitted to the Governor  | 371      |
| <br>   |          |
| <b>H.B. 52</b> — OPEN AND PUBLIC MEETINGS ACT ( <i>S. Daniels</i> )  |          |
| Read for the first time and referred to the Rules Committee  | 74       |
| Assigned to standing committee   | 247      |
| Amendments   | 839      |
| Returned to Rules Committee  | 839      |
| Enacting Clause Stricken   | 1101     |
| <br>   |          |
| <b>H.B. 53</b> — SCHOOL BUILDING SIZE LIMITATION ( <i>D. Cox</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 74       |
| Assigned to standing committee   | 133      |
| Returned to Rules Committee  | 842      |
| Enacting Clause Stricken   | 1101     |
| <br>   |          |
| <b>H.B. 54</b> — SPECIAL DISTRICTS AND LOCAL DISTRICTS – ACQUISITION OF REAL<br>PROPERTY ( <i>G. Hughes</i> )          |          |
| Read for the first time and referred to the Rules Committee  | 74       |
| Assigned to standing committee   | 184      |
| Substituted  | 488      |
| <br>   |          |
| <b>1st Sub. H.B. 54</b> — SPECIAL DISTRICTS AND LOCAL DISTRICTS – ACQUISITION OF REAL<br>PROPERTY ( <i>G. Hughes</i> ) |          |
| Read the second time   | 488, 730 |
| Read the third time  | 637      |
| Circled  | 637      |
| Returned to Rules Committee  | 697, 735 |
| Enacting Clause Stricken   | 1101     |
| <br>   |          |
| <b>H.B. 55</b> — TOW TRUCK REQUIREMENTS ( <i>J. Gowans</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 75       |
| Assigned to standing committee   | 107      |
| Read the second time   | 140      |
| Read the third time  | 193      |
| Amendments   | 193      |
| Transmitted to the Senate  | 194      |
| Signed by the Speaker and transmitted to the Governor  | 414      |

|  |      |
|--|------|
| <b>H.B. 56</b> — BOW HUNTER SAFETY ( <i>N. Hansen</i> )  |      |
| Read for the first time and referred to the Rules Committee                                      | 75   |
| Assigned to standing committee   | 106  |
| Amendments   | 137  |
| Read the second time   | 137  |
| Read the third time  | 160  |
| Failed   | 160  |
| Enacting Clause Stricken   | 1101 |
| <b>H.B. 57</b> — EXPANSION OF PROTECTIVE ORDER ( <i>L. Shurtliff</i> )                           |      |
| Read for the first time and referred to the Rules Committee                                      | 75   |
| Assigned to standing committee   | 106  |
| Amendments   | 265  |
| Read the second time   | 266  |
| Read the third time  | 295  |
| Transmitted to the Senate  | 296  |
| Signed by the Speaker and transmitted to the Governor  | 647  |
| <b>H.B. 58</b> — ADDITIONAL STATE RETIREMENT BENEFIT ( <i>L. Shurtliff</i> )                     |      |
| Read for the first time and referred to the Rules Committee                                      | 75   |
| Assigned to standing committee   | 133  |
| Returned to Rules Committee  | 844  |
| Enacting Clause Stricken   | 1101 |
| <b>H.B. 59</b> — OFF-HIGHWAY VEHICLE PROGRAM FUNDING ( <i>B. Goodfellow</i> )                    |      |
| Read for the first time and referred to the Rules Committee                                      | 76   |
| Assigned to standing committee   | 107  |
| Amendments   | 267  |
| Read the second time   | 268  |
| Read the third time  | 345  |
| Transmitted to the Senate  | 345  |
| Signed by the Speaker and transmitted to the Governor  | 510  |
| <b>H.B. 60</b> — PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT ACT AMENDMENTS<br>( <i>N. Hansen</i> ) |      |
| Read for the first time and referred to the Rules Committee                                      | 76   |
| Assigned to standing committee   | 201  |
| Returned to Rules Committee  | 844  |
| Enacting Clause Stricken   | 1101 |
| <b>H.B. 61</b> — CANDIDATES NOT AFFILIATED WITH A PARTY ( <i>M. Noel</i> )                       |      |
| Read for the first time and referred to the Rules Committee                                      | 76   |
| Assigned to standing committee   | 105  |
| Read the second time   | 139  |
| Read the third time  | 181  |
| Transmitted to the Senate  | 181  |
| Signed by the Speaker and transmitted to the Governor  | 414  |

|  |      |
|--|------|
| <b>H.B. 62</b> — EMERGENCY RESPONSE COSTS ( <i>B. Goodfellow</i> )             |      |
| Read for the first time and referred to the Rules Committee                    | 76   |
| Assigned to standing committee   | 106  |
| Amendments   | 139  |
| Read the second time   | 139  |
| Read the third time  | 182  |
| Amendments   | 182  |
| Transmitted to the Senate  | 183  |
| Enacting Clause Stricken   | 1097 |
| <br>   |      |
| <b>H.B. 63</b> — CONCEALED WEAPON PERMIT ( <i>S. Daniels</i> )                 |      |
| Read for the first time and referred to the Rules Committee                    | 77   |
| Enacting Clause Stricken   | 1101 |
| <br>   |      |
| <b>H.B. 64</b> — PUBLIC WATER SYSTEMS AMENDMENTS ( <i>R. Barrus</i> )          |      |
| Read for the first time and referred to the Rules Committee                    | 77   |
| Assigned to standing committee   | 106  |
| Amendments   | 137  |
| Read the second time   | 137  |
| Read the third time  | 159  |
| Circled  | 160  |
| Uncircled  | 176  |
| Amendments   | 176  |
| Transmitted to the Senate  | 178  |
| <br>   |      |
| <b>1st Sub. H.B. 64</b> — PUBLIC WATER SYSTEMS AMENDMENTS ( <i>R. Barrus</i> ) |      |
| Placed on Concurrence Calendar   | 508  |
| Concurrence  | 547  |
| Signed by the Speaker and transmitted to the Governor                          | 574  |
| <br>   |      |
| <b>H.B. 65</b> — SOCIAL WORK LICENSING ACT AMENDMENTS ( <i>J. Buffmire</i> )   |      |
| Read for the first time and referred to the Rules Committee                    | 77   |
| Assigned to standing committee   | 105  |
| Returned to Rules Committee  | 843  |
| Enacting Clause Stricken   | 1101 |
| <br>   |      |
| <b>H.B. 66</b> — COUNTY GENERAL FUND EXPENSES ( <i>B. Dee</i> )                |      |
| Read for the first time and referred to the Rules Committee                    | 77   |
| Assigned to standing committee   | 201  |
| Read the second time   | 232  |
| Read the third time  | 293  |
| Transmitted to the Senate  | 293  |
| Signed by the Speaker and transmitted to the Governor                          | 869  |

**H.B. 67** — ELECTRONIC EQUIPMENT WASTE DISPOSAL AND RECYCLING ACT*(R. Becker)*

|   |          |
|---|----------|
| Read for the first time and referred to the Rules Committee | 78       |
| Assigned to standing committee                              | 106      |
| Amendments  | 151      |
| Read the second time  | 151      |
| Read the third time   | 212      |
| Amendments  | 212      |
| Failed  | 213, 228 |
| Reconsideration   | 228      |
| Enacting Clause Stricken                                    | 1101     |

**H.B. 68** — SAFETY INSPECTION REQUIREMENT FOR SALVAGE VEHICLES *(G. Curtis)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 78  |
| Assigned to standing committee                              | 107 |
| Read the second time  | 170 |
| Read the third time   | 225 |
| Circled   | 225 |
| Uncircled   | 228 |
| Amendments  | 228 |
| Transmitted to the Senate                                   | 230 |
| Signed by the Speaker and transmitted to the Governor       | 414 |

**H.B. 69** — APPROPRIATION FOR SCHOOL DISTRICT IMPACTED BY FEE WAIVERS*(L. Shurtliff)*

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 78   |
| Assigned to standing committee                              | 105  |
| Read the second time  | 416  |
| Read the third time   | 448  |
| Transmitted to the Senate                                   | 448  |
| Enacting Clause Stricken                                    | 1097 |

**H.B. 70** — ASSAULT AMENDMENTS *(M. Thompson)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 79  |
| Assigned to standing committee                              | 133 |
| Amendments  | 148 |
| Read the second time  | 149 |
| Read the third time   | 207 |
| Transmitted to the Senate                                   | 208 |
| Signed by the Speaker and transmitted to the Governor       | 488 |

**H.B. 71** — STATE SPENDING LIMITATION AMENDMENTS *(G. Hughes)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 79  |
| Assigned to standing committee                              | 105 |
| Substituted   | 588 |

**1st Sub. H.B. 71** — STATE APPROPRIATIONS AND TAX LIMITATION STUDY *(G. Hughes)*

|                             |      |
|-----------------------------|------|
| Returned to Rules Committee | 588  |
| Enacting Clause Stricken    | 1101 |

|   |      |
|---|------|
| <b>H.B. 72 — ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH</b>                |      |
| INSURANCE PROGRAM ( <i>D. Hogue</i> )   |      |
| Read for the first time and referred to the Rules Committee                           | 79   |
| Assigned to standing committee  | 133  |
| Read the second time  | 187  |
| Read the third time   | 262  |
| Circled   | 262  |
| Uncircled   | 559  |
| Amendments  | 559  |
| Transmitted to the Senate   | 561  |
| <br>  |      |
| <b>3rd Sub. H.B. 72 — ALLOCATION OF TOBACCO FUND MONEY TO CHILDREN'S HEALTH</b>       |      |
| INSURANCE PROGRAM ( <i>D. Hogue</i> )   |      |
| Placed on Concurrence Calendar  | 978  |
| Concurrence   | 981  |
| Signed by the Speaker and transmitted to the Governor                                 | 991  |
| <br>  |      |
| <b>H.B. 73 — WITHHOLDING EXEMPTION FOR CERTAIN NONRESIDENT SHAREHOLDERS</b>           |      |
| ( <i>G. Snow</i> )  |      |
| Read for the first time and referred to the Rules Committee                           | 79   |
| Assigned to standing committee  | 106  |
| Amendments  | 147  |
| Read the second time  | 148  |
| Read the third time   | 195  |
| Transmitted to the Senate   | 195  |
| Signed by the Speaker and transmitted to the Governor                                 | 414  |
| <br>  |      |
| <b>H.B. 74 — UNAUTHORIZED ENTRY ON SCHOOL BUS PROHIBITED (<i>N. Hendrickson</i>)</b>  |      |
| Read for the first time and referred to the Rules Committee                           | 80   |
| Assigned to standing committee  | 106  |
| Amendments  | 140  |
| Read the second time  | 140  |
| Read the third time   | 191  |
| Transmitted to the Senate   | 192  |
| Signed by the Speaker and transmitted to the Governor                                 | 471  |
| <br>  |      |
| <b>H.B. 75 — NONRESIDENT TUITION FOR HIGHER EDUCATION AMENDMENTS (<i>L. Pace</i>)</b> |      |
| Read for the first time and referred to the Rules Committee                           | 80   |
| Substituted   | 616  |
| <br>  |      |
| <b>1st Sub. H.B. 75 — NONRESIDENT TUITION FOR HIGHER EDUCATION AMENDMENTS</b>         |      |
| ( <i>L. Pace</i> )  |      |
| Assigned to Committee   | 616  |
| Amendments  | 649  |
| Read the second time  | 649  |
| Time Certain  | 653  |
| Read the third time   | 783  |
| Transmitted to the Senate   | 783  |
| Signed by the Speaker and transmitted to the Governor                                 | 1041 |

**H.B. 76** — TRUANCY AMENDMENTS (*D. Bourdeaux*)

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 80   |
| Assigned to standing committee                              | 105  |
| Read the second time  | 172  |
| Read the third time   | 226  |
| Amendments  | 226  |
| Transmitted to the Senate                                   | 227  |
| Failed  | 837  |
| Enacting Clause Stricken                                    | 1101 |

**H.B. 77** — HIGH SCHOOL GRADUATION REQUIREMENTS – FINANCIAL LITERACY*(D. Hogue)*

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 80   |
| Assigned to standing committee                              | 166  |
| Amendments  | 648  |
| Read the second time  | 649  |
| Returned to Rules Committee                                 | 697  |
| Placed on calendar  | 697  |
| Read the third time   | 714  |
| Circled   | 714  |
| Uncircled   | 721  |
| Transmitted to the Senate                                   | 722  |
| Enacting Clause Stricken                                    | 1097 |

**H.B. 78** — LIEN RECOVERY FUND – RATE OF INTEREST (*G. Snow*)

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 81  |
| Assigned to standing committee                              | 105 |
| Substituted   | 172 |

**1st Sub. H.B. 78** — LIEN RECOVERY FUND – RATE OF INTEREST (*G. Snow*)

|                           |     |
|---------------------------|-----|
| Amendments                | 172 |
| Read the second time      | 173 |
| Read the third time       | 227 |
| Circled                   | 227 |
| Uncircled                 | 270 |
| Amendments                | 271 |
| Transmitted to the Senate | 272 |

**3rd Sub. H.B. 78** — LIEN RECOVERY FUND – RATE OF INTEREST (*G. Snow*)

|   |     |
|---|-----|
| Placed on Concurrence Calendar                        | 792 |
| Concurrence   | 851 |
| Signed by the Speaker and transmitted to the Governor | 884 |

|   |          |
|---|----------|
| <b>H.B. 79</b> — REGULATION OF AMATEUR RADIO ANTENNAS ( <i>N. Hendrickson</i> ) |          |
| Read for the first time and referred to the Rules Committee                     | 81       |
| Assigned to standing committee  | 106      |
| Read the second time  | 232      |
| Read the third time   | 288      |
| Transmitted to the Senate   | 289      |
| Signed by the Speaker and transmitted to the Governor                           | 510      |
| <b>H.B. 80</b> — SPECIAL SERVICE DISTRICT AMENDMENTS ( <i>E. Anderson</i> )     |          |
| Read for the first time and referred to the Rules Committee                     | 81       |
| Assigned to standing committee  | 133      |
| Read the second time  | 151      |
| Read the third time   | 214      |
| Circled   | 214, 217 |
| Uncircled   | 217, 340 |
| Amendments  | 340      |
| Transmitted to the Senate   | 341      |
| Placed on Concurrence Calendar  | 817      |
| Concurrence   | 871      |
| Signed by the Speaker and transmitted to the Governor                           | 884      |
| <b>H.B. 81</b> — COMPENSATION STUDY ( <i>T. McCartney</i> )                     |          |
| Read for the first time and referred to the Rules Committee                     | 81       |
| Substituted   | 298      |
| <b>1st Sub. H.B. 81</b> — COMPENSATION STUDY ( <i>T. McCartney</i> )            |          |
| Assigned to standing committee  | 298      |
| Amendments  | 446      |
| Read the second time  | 446      |
| Read the third time   | 608      |
| Transmitted to the Senate   | 608      |
| Signed by the Speaker and transmitted to the Governor                           | 952      |
| <b>H.B. 82</b> — INITIATIVES – ONE SUBJECT REQUIREMENT ( <i>J. M. Philpot</i> ) |          |
| Read for the first time and referred to the Rules Committee                     | 82       |
| Assigned to standing committee  | 105      |
| Read the second time  | 152      |
| Read the third time   | 214      |
| Circled   | 214      |
| Uncircled   | 224      |
| Transmitted to the Senate   | 225, 618 |
| Failed  | 574, 870 |
| Enacting Clause Stricken  | 1101     |
| <b>H.B. 83</b> — EDUCATION REPORTING REQUIREMENTS ( <i>R. McGee</i> )           |          |
| Read for the first time and referred to the Rules Committee                     | 82       |
| Assigned to standing committee  | 147      |
| Returned to Rules Committee   | 842      |
| Enacting Clause Stricken  | 1101     |

|   |          |
|---|----------|
| <b>H.B. 84</b> — CHILD RESTRAINT SAFETY DEVICES ( <i>C. Moss</i> )  |          |
| Read for the first time and referred to the Rules Committee   | 82       |
| Assigned to standing committee  | 201      |
| Returned to Rules Committee   | 843      |
| Enacting Clause Stricken  | 1101     |
| <b>H.B. 85</b> — HATE CRIMES AMENDMENTS ( <i>D. Litvack</i> )   |          |
| Read for the first time and referred to the Rules Committee   | 82       |
| Assigned to standing committee  | 467      |
| Read the second time  | 555      |
| Returned to Rules Committee   | 697, 932 |
| Time Certain  | 827      |
| Read the third time   | 833      |
| Substituted   | 833      |
| Reconsideration   | 834      |
| Amendments  | 835      |
| Transmitted to the Senate   | 836      |
| Reconsideration   | 876      |
| Circled   | 877      |
| Enacting Clause Stricken  | 1101     |
| <b>2nd Sub. H.B. 85</b> — HATE CRIMES AMENDMENTS ( <i>D. Litvack</i> )  |          |
| Read the first time by short title and referred to Rules Committee  | 834      |
| Read the second time by short title   | 834      |
| Read the third time by short title  | 834      |
| <b>H.B. 86</b> — PUBLIC SCHOOL CHOICE ENROLLMENT ( <i>C. Moss</i> )   |          |
| Read for the first time and referred to the Rules Committee   | 83       |
| Assigned to standing committee  | 183      |
| Amendments  | 415      |
| Read the second time  | 416      |
| Read the third time   | 449      |
| Transmitted to the Senate   | 450      |
| Placed on Concurrence Calendar  | 895      |
| Concurrence   | 933      |
| Signed by the Speaker and transmitted to the Governor   | 979      |
| <b>H.B. 87</b> — PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND<br>LOW-INCOME HOUSING COVENANTS ( <i>G. Snow</i> ) |          |
| Read for the first time and referred to the Rules Committee   | 108      |
| Assigned to standing committee  | 184      |
| Read the second time  | 249      |
| Read the third time   | 293      |
| Circled   | 293      |
| Uncircled   | 332      |
| Transmitted to the Senate   | 332      |
| Signed by the Speaker and transmitted to the Governor   | 621      |

|  |           |
|--|-----------|
| <b>H.B. 88</b> — PAYMENT OF REWARD UPON ARREST AND CONVICTION ( <i>D. Love</i> )                   |           |
| Read for the first time and referred to the Rules Committee  | 108       |
| Assigned to standing committee   | 218       |
| Substituted  | 434       |
| <b>1st Sub. H.B. 88</b> — PAYMENT OF REWARD UPON ARREST AND CONVICTION ( <i>D. Love</i> )          |           |
| Read the second time   | 436       |
| Read the third time  | 569       |
| Transmitted to the Senate  | 570       |
| Signed by the Speaker and transmitted to the Governor  | 897       |
| <b>H.B. 89</b> — RENEWABLE ENERGY AMENDMENTS ( <i>J. Gowans</i> )                                  |           |
| Read for the first time and referred to the Rules Committee  | 108       |
| Assigned to standing committee   | 218       |
| Substituted  | 844       |
| <b>2nd Sub. H.B. 89</b> — RENEWABLE ENERGY AMENDMENTS ( <i>J. Gowans</i> )                         |           |
| Amendments   | 844       |
| Returned to Rules Committee  | 848       |
| Substituted  | 867       |
| <b>3rd Sub. H.B. 89</b> — RENEWABLE ENERGY AMENDMENTS ( <i>J. Gowans</i> )                         |           |
| Amendments   | 867       |
| Read the second time   | 867, 1034 |
| Returned to Rules Committee  | 932       |
| Read the third time  | 1045      |
| Amendments   | 1045      |
| Transmitted to the Senate  | 1046      |
| Enacting Clause Stricken   | 1097      |
| <b>H.B. 90</b> — EQUIPMENT DEALER WARRANTY REIMBURSEMENT ACT ( <i>D. Peterson</i> )                |           |
| Read for the first time and referred to the Rules Committee  | 114       |
| Assigned to standing committee   | 165       |
| Amendments   | 252       |
| Read the second time   | 253       |
| Read the third time  | 295       |
| Circled  | 295       |
| Uncircled  | 343       |
| Amendments   | 343       |
| Transmitted to the Senate  | 344       |
| Signed by the Speaker and transmitted to the Governor  | 621       |
| <b>H.B. 91</b> — ENFORCEMENT PROCEDURE AMENDMENTS OF WATER WELL DRILLERS<br>( <i>D. Peterson</i> ) |           |
| Read the third time  | 391       |
| Transmitted to the Senate  | 391       |
| Signed by the Speaker and transmitted to the Governor  | 510       |

|   |          |
|---|----------|
| <b>H.B. 91 — ENFORCEMENT PROCEDURE AMENDMENTS OF WELL DRILLERS</b> ( <i>D. Peterson</i> ) |          |
| Read for the first time and referred to the Rules Committee                               | 140      |
| Assigned to standing committee  | 299      |
| Amendments  | 349      |
| Read the second time  | 350      |
| Read the third time   | 391      |
| Transmitted to the Senate   | 391      |
| Signed by the Speaker and transmitted to the Governor                                     | 510      |
| <br>  |          |
| <b>H.B. 92 — SCHOOL FUNDS AMENDMENTS</b> ( <i>B. Last</i> )                               |          |
| Read for the first time and referred to the Rules Committee                               | 141      |
| Assigned to standing committee  | 218      |
| Read the second time  | 335      |
| Read the third time   | 381      |
| Transmitted to the Senate   | 382      |
| Signed by the Speaker and transmitted to the Governor                                     | 621      |
| <br>  |          |
| <b>H.B. 93 — SUSPENSION OF DRIVING PRIVILEGES FOR HABITUAL TRUANTS</b>                    |          |
| ( <i>D. Bourdeaux</i> )   |          |
| Read for the first time and referred to the Rules Committee                               | 141      |
| Assigned to standing committee  | 263      |
| Amendments  | 435, 436 |
| Read the second time  | 436      |
| Read the third time   | 599      |
| Amendments  | 599      |
| Transmitted to the Senate   | 599      |
| Enacting Clause Stricken  | 1098     |
| <br>  |          |
| <b>H.B. 94 — UTAH CONTROLLED SUBSTANCES – EXTRACTION AND REDUCTION LABS</b>               |          |
| ( <i>D. Bowman</i> )  |          |
| Read for the first time and referred to the Rules Committee                               | 141      |
| Assigned to standing committee  | 263      |
| Amendments  | 335      |
| Read the second time  | 336      |
| Read the third time   | 401      |
| Transmitted to the Senate   | 402      |
| Signed by the Speaker and transmitted to the Governor                                     | 817      |
| <br>  |          |
| <b>H.B. 95 — ANNEXATION OF UNINCORPORATED COUNTY ISLANDS INTO CITIES</b>                  |          |
| ( <i>T. Kiser</i> )   |          |
| Read for the first time and referred to the Rules Committee                               | 152      |
| Assigned to standing committee  | 218      |
| Amendments  | 273, 563 |
| Read the second time  | 274      |
| Read the third time   | 378      |
| Circled   | 378      |
| Uncircled   | 562      |
| Transmitted to the Senate   | 566      |
| Signed by the Speaker and transmitted to the Governor                                     | 897      |

|  |      |
|--|------|
| <b>H.B. 96</b> — JUDICIAL CONDUCT COMMISSION AMENDMENTS ( <i>K. Bryson</i> )                           |      |
| Read for the first time and referred to the Rules Committee  | 152  |
| Assigned to standing committee   | 218  |
| Returned to Rules Committee  | 839  |
| Enacting Clause Stricken   | 1101 |
| <br>   |      |
| <b>H.B. 97</b> — REPEAL OF SUNSET DATE FOR LIMITATIONS ON ANNEXING TOWNSHIP<br>( <i>E. Hutchings</i> ) |      |
| Read for the first time and referred to the Rules Committee  | 153  |
| Assigned to standing committee   | 218  |
| Returned to Rules Committee  | 840  |
| Enacting Clause Stricken   | 1101 |
| <br>   |      |
| <b>H.B. 98</b> — MUNICIPAL DISCONNECTION AMENDMENTS ( <i>A. Hardy</i> )                                |      |
| Read for the first time and referred to the Rules Committee  | 153  |
| Assigned to standing committee   | 218  |
| Read the second time   | 274  |
| Read the third time  | 378  |
| Amendments   | 378  |
| Transmitted to the Senate  | 379  |
| Placed on Concurrence Calendar   | 665  |
| Concurrence  | 701  |
| Signed by the Speaker and transmitted to the Governor  | 731  |
| <br>   |      |
| <b>H.B. 99</b> — CERTIFICATION OF CANDIDATES FOR POLITICAL OFFICES ( <i>N. Hansen</i> )                |      |
| Read for the first time and referred to the Rules Committee  | 153  |
| Assigned to standing committee   | 263  |
| Substituted  | 842  |
| <br>   |      |
| <b>1st Sub. H.B. 99</b> — CERTIFICATION OF CANDIDATES FOR POLITICAL OFFICES ( <i>N. Hansen</i> )       |      |
| Returned to Rules Committee  | 842  |
| Enacting Clause Stricken   | 1101 |
| <br>   |      |
| <b>H.B. 100</b> — STATE RETIREMENT CONVERSION WINDOW ( <i>B. King</i> )                                |      |
| Read for the first time and referred to the Rules Committee  | 154  |
| Assigned to standing committee   | 201  |
| Read the second time   | 437  |
| Read the third time  | 600  |
| Transmitted to the Senate  | 600  |
| Enacting Clause Stricken   | 1098 |
| <br>   |      |
| <b>H.B. 101</b> — CONTROL OF THE DISPOSITION OF A DECEASED PERSON ( <i>J. Biskupski</i> )              |      |
| Read for the first time and referred to the Rules Committee  | 187  |
| Assigned to standing committee   | 247  |
| Returned to Rules Committee  | 843  |
| Enacting Clause Stricken   | 1101 |

**H.B. 102** — ELECTION DAY MATERIALS (*L. Pace*)

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 188 |
| Assigned to standing committee                              | 263 |
| Read the second time  | 355 |
| Read the third time   | 403 |
| Transmitted to the Senate                                   | 404 |
| Signed by the Speaker and returned to the Senate            | 586 |

**H.B. 103** — VOTER REGISTRATION AMENDMENTS (*L. Pace*)

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 188 |
| Assigned to standing committee                              | 263 |
| Read the second time  | 355 |
| Read the third time   | 404 |
| Transmitted to the Senate                                   | 404 |
| Placed on Concurrence Calendar                              | 586 |
| Concurrence   | 627 |
| Signed by the Speaker and transmitted to the Governor       | 647 |

**H.B. 104** — DISPOSAL OF EVIDENCE IN CRIMINAL PROCEEDINGS (*J. S. Adams*)

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 188 |
| Assigned to standing committee                              | 346 |
| Read the second time  | 396 |
| Read the third time   | 423 |
| Transmitted to the Senate                                   | 423 |
| Signed by the Speaker and transmitted to the Governor       | 647 |

**H.B. 105** — INTERNET PRIVACY AND SECURITY AMENDMENTS (*W. Harper*)

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 204 |
| Assigned to standing committee                              | 387 |
| Read the second time  | 459 |
| Read the third time   | 610 |
| Amendments  | 610 |
| Transmitted to the Senate                                   | 611 |

**1st Sub. H.B. 105** — INTERNET PRIVACY AND SECURITY AMENDMENTS (*W. Harper*)

|   |      |
|---|------|
| Placed on Concurrence Calendar                        | 1060 |
| Concurrence   | 1063 |
| Signed by the Speaker and transmitted to the Governor | 1093 |

**H.B. 106** — FOSTER CARE GUIDANCE THROUGH PROVIDERS CONTRACTS (*M. Dayton*)

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 204 |
| Assigned to standing committee                              | 263 |
| Read the second time  | 334 |
| Read the third time   | 381 |
| Circled   | 381 |
| Uncircled   | 383 |
| Transmitted to the Senate                                   | 384 |
| Signed by the Speaker and transmitted to the Governor       | 621 |

|   |      |
|---|------|
| <b>H.B. 107</b> — DNA AMENDMENTS ( <i>J. S. Adams</i> )   |      |
| Read for the first time and referred to the Rules Committee   | 204  |
| Assigned to standing committee  | 346  |
| Amendments  | 434  |
| Read the second time  | 436  |
| Read the third time   | 570  |
| Transmitted to the Senate   | 570  |
| Signed by the Speaker and transmitted to the Governor   | 817  |
| <br>  |      |
| <b>H.B. 108</b> — FULLY INTERACTIVE DRIVING SIMULATORS IN DRIVER EDUCATION  |      |
| ( <i>J. Dougall</i> )   |      |
| Read for the first time and referred to the Rules Committee   | 233  |
| Assigned to standing committee  | 369  |
| Read the second time  | 417  |
| Read the third time   | 454  |
| Transmitted to the Senate   | 455  |
| Signed by the Speaker and transmitted to the Governor   | 621  |
| <br>  |      |
| <b>H.B. 109</b> — INFORMED CONSENT FOR ELECTROCONVULSIVE TREATMENT AND REPORTING REQUIREMENTS ( <i>K. Bryson</i> )          |      |
| Read for the first time and referred to the Rules Committee   | 233  |
| Assigned to standing committee  | 368  |
| Substituted   | 624  |
| <br>  |      |
| <b>1st Sub. H.B. 109</b> — INFORMED CONSENT FOR ELECTROCONVULSIVE TREATMENT AND REPORTING REQUIREMENTS ( <i>K. Bryson</i> ) |      |
| Amendments  | 624  |
| Read the second time  | 624  |
| Returned to Rules Committee   | 697  |
| Placed on calendar  | 698  |
| Read the third time   | 728  |
| Amendments  | 728  |
| Transmitted to the Senate   | 729  |
| Enacting Clause Stricken  | 1098 |
| <br>  |      |
| <b>H.B. 110</b> — CHARTER SCHOOL CAPITAL FACILITIES LOANS ( <i>J. Ferrin</i> )  |      |
| Read for the first time and referred to the Rules Committee   | 234  |
| Assigned to standing committee  | 346  |
| Amendments  | 397  |
| Read the second time  | 398  |
| Read the third time   | 425  |
| Circled   | 425  |
| Returned to Rules Committee   | 697  |
| Enacting Clause Stricken  | 1101 |

**H.B. 111** — PUBLIC EDUCATION – ALTERNATIVE LANGUAGE PROGRAMS (*D. Bourdeaux*)

- Read for the first time and referred to the Rules Committee . . . . . 234
- Assigned to standing committee . . . . . 368
- Amendments . . . . . 534
- Read the second time . . . . . 535, 812
- Returned to Rules Committee . . . . . 697
- Read the third time . . . . . 874
- Amendments . . . . . 874
- Failed . . . . . 876
- Enacting Clause Stricken . . . . . 1101

**H.B. 112** — COUNTY CORRECTIONAL FACILITY REIMBURSEMENT (*B. Dee*)

- Read for the first time and referred to the Rules Committee . . . . . 235
- Assigned to standing committee . . . . . 467
- Substituted . . . . . 554

**2nd Sub. H.B. 112** — COUNTY CORRECTIONAL FACILITY REIMBURSEMENT (*B. Dee*)

- Read the second time . . . . . 555, 717
- Returned to Rules Committee . . . . . 697
- Read the third time . . . . . 785
- Circled . . . . . 785
- Uncircled . . . . . 807
- Amendments . . . . . 807, 818
- Transmitted to the Senate . . . . . 808, 818
- Reconsideration . . . . . 817
- Concurrence . . . . . 1082
- Signed by the Speaker and transmitted to the Governor . . . . . 1093

**H.B. 113** — INSURANCE COVERAGE FOR UNIQUE MEDICAL SERVICES (*R. Lockhart*)

- Read for the first time and referred to the Rules Committee . . . . . 235
- Substituted . . . . . 583

**1st Sub. H.B. 113** — INSURANCE COVERAGE FOR UNIQUE MEDICAL SERVICES  
(*R. Lockhart*)

- Assigned to standing committee . . . . . 583
- Returned to Rules Committee . . . . . 841
- Enacting Clause Stricken . . . . . 1101

**H.B. 114** — MANAGEMENT, ENHANCEMENT, AND FUNDING OF 911 SYSTEM (*B. Dee*)

- Read for the first time and referred to the Rules Committee . . . . . 253
- Assigned to standing committee . . . . . 369
- Amendments . . . . . 472
- Read the second time . . . . . 472
- Read the third time . . . . . 629
- Substituted . . . . . 629

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| <b>2nd Sub. H.B. 114</b> — MANAGEMENT, ENHANCEMENT, AND FUNDING OF 911 SYSTEM        |      |
| <i>(B. Dee)</i>  |      |
| Amendments .....   | 629  |
| Transmitted to the Senate .....  | 630  |
| Enacting Clause Stricken .....   | 1098 |
| <br>   |      |
| <b>H.B. 115</b> — DFCM CONTRACT CLAIM RESOLUTION PROCESS <i>(S. Clark)</i>           |      |
| Read for the first time and referred to the Rules Committee .....                    | 235  |
| Assigned to standing committee .....   | 410  |
| Returned to Rules Committee .....  | 842  |
| Enacting Clause Stricken .....   | 1101 |
| <br>   |      |
| <b>H.B. 116</b> — PROPERTY TAX – CALCULATION OF CERTIFIED TAX RATE <i>(A. Hardy)</i> |      |
| Read for the first time and referred to the Rules Committee .....                    | 254  |
| Assigned to standing committee .....   | 347  |
| Read the second time .....   | 397  |
| Read the third time .....  | 424  |
| Transmitted to the Senate .....  | 425  |
| Signed by the Speaker and transmitted to the Governor .....                          | 817  |
| <br>   |      |
| <b>H.B. 117</b> — PRELITIGATION PANEL AMENDMENTS <i>(M. Dayton)</i>                  |      |
| Read for the first time and referred to the Rules Committee .....                    | 254  |
| Substituted .....  | 443  |
| <br>   |      |
| <b>1st Sub. H.B. 117</b> — PRELITIGATION PANEL AMENDMENTS <i>(M. Dayton)</i>         |      |
| Assigned to standing committee .....   | 443  |
| Read the second time .....   | 603  |
| Returned to Rules Committee .....  | 697  |
| Enacting Clause Stricken .....   | 1101 |
| <br>   |      |
| <b>H.B. 118</b> — MEDICAL MALPRACTICE AWARDS ADJUSTMENT <i>(M. Dayton)</i>           |      |
| Read for the first time and referred to the Rules Committee .....                    | 254  |
| Assigned to standing committee .....   | 444  |
| Returned to Rules Committee .....  | 841  |
| Enacting Clause Stricken .....   | 1101 |
| <br>   |      |
| <b>H.B. 119</b> — JUDICIAL CONDUCT COMMISSION REVISIONS <i>(K. Bryson)</i>           |      |
| Read for the first time and referred to the Rules Committee .....                    | 255  |
| Assigned to standing committee .....   | 346  |
| Amendments .....   | 435  |
| Read the second time .....   | 436  |
| Read the third time .....  | 570  |
| Amendments .....   | 571  |
| Transmitted to the Senate .....  | 572  |
| Placed on Concurrence Calendar .....   | 895  |
| Concurrence .....  | 934  |
| Signed by the Speaker and transmitted to the Governor .....                          | 979  |

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| <b>H.B. 120</b> — LEGISLATOR REPORTING OF GIFTS ( <i>J. Biskupski</i> )                        |          |
| Read for the first time and referred to the Rules Committee                                    | 268      |
| Enacting Clause Stricken   | 1101     |
| <b>H.B. 121</b> — LEAVE OF ABSENCE FOR DISABLED EMPLOYEES ( <i>C. Bennion</i> )                |          |
| Read for the first time and referred to the Rules Committee                                    | 276      |
| Assigned to standing committee   | 299      |
| Read the second time   | 389      |
| Read the third time  | 422      |
| Transmitted to the Senate  | 423      |
| Signed by the Speaker and transmitted to the Governor  | 647      |
| <b>H.B. 122</b> — PLANNING COMMISSION REVIEW OF CHANGES TO PUBLIC USES ( <i>A. Hardy</i> )     |          |
| Read for the first time and referred to the Rules Committee                                    | 276      |
| Assigned to standing committee   | 467      |
| Substituted  | 515      |
| <b>2nd Sub. H.B. 122</b> — LOCAL GOVERNMENT AMENDMENTS ( <i>A. Hardy</i> )                     |          |
| Read the first time by short title and referred to Rules Committee                             | 516      |
| Read the second time   | 516      |
| Read the third time  | 671      |
| Amendments   | 671      |
| Transmitted to the Senate  | 672      |
| Signed by the Speaker and transmitted to the Governor  | 897      |
| <b>H.B. 123</b> — PROHIBITION OF PUBLIC FUNDING FOR ABORTION ( <i>J. M. Philpot</i> )          |          |
| Read for the first time and referred to the Rules Committee                                    | 301      |
| Assigned to standing committee   | 444      |
| Amendments   | 532      |
| Read the second time   | 533      |
| Read the third time  | 695, 702 |
| Circled  | 695, 703 |
| Returned to Rules Committee  | 697      |
| Placed on calendar   | 697      |
| Uncircled  | 726      |
| Substituted  | 726      |
| <b>6th Sub. H.B. 123</b> — PROHIBITION OF PUBLIC FUNDING FOR ABORTION ( <i>J. M. Philpot</i> ) |          |
| Amendments   | 726      |
| Transmitted to the Senate  | 728      |
| Enacting Clause Stricken   | 1098     |
| <b>H.B. 124</b> — ECONOMIC DEVELOPMENT COORDINATION ( <i>B. Winn</i> )                         |          |
| Read for the first time and referred to the Rules Committee                                    | 301      |
| Enacting Clause Stricken   | 1101     |

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| <b>H.B. 125</b> — LEGISLATIVE APPROVAL OF STATE OR REGIONAL AIR QUALITY PLAN<br>( <i>C. Bennion</i> )                  |               |
| Read for the first time and referred to the Rules Committee  | 301           |
| Assigned to standing committee   | 486           |
| Substituted  | 844           |
| <b>1st Sub. H.B. 125</b> — LEGISLATIVE APPROVAL OF STATE OR REGIONAL HAZE<br>IMPLEMENTATION PLAN ( <i>C. Bennion</i> ) |               |
| Returned to Rules Committee  | 848           |
| Enacting Clause Stricken   | 1101          |
| <b>H.B. 126</b> — MEDICAID BENEFIT AMENDMENTS ( <i>R. Lockhart</i> )   |               |
| Read for the first time and referred to the Rules Committee  | 301           |
| Assigned to standing committee   | 584           |
| Substituted  | 710           |
| <b>1st Sub. H.B. 126</b> — MEDICAID BENEFIT AMENDMENTS ( <i>R. Lockhart</i> )  |               |
| Read the second time   | 710, 730, 811 |
| Returned to Rules Committee  | 710           |
| Read the third time  | 826           |
| Transmitted to the Senate  | 826           |
| Signed by the Speaker and transmitted to the Governor  | 979           |
| <b>H.B. 127</b> — CHILD ABDUCTION – PREVENTION AND RECOVERY ( <i>B. Winn</i> )   |               |
| Read for the first time and referred to the Rules Committee  | 301           |
| Enacting Clause Stricken   | 1101          |
| <b>H.B. 128</b> — DISPOSAL OF PROPERTY – FERAL CATS ( <i>D. Peterson</i> )   |               |
| Read for the first time and referred to the Rules Committee  | 301           |
| <b>H.B. 128</b> — ANIMAL SHELTER AMENDMENTS ( <i>D. Peterson</i> )   |               |
| Read the first time by short title and referred to Rules Committee   | 731           |
| Enacting Clause Stricken   | 1102          |
| <b>H.B. 129</b> — VOYEURISM AMENDMENTS ( <i>B. Goodfellow</i> )  |               |
| Read for the first time and referred to the Rules Committee  | 302           |
| Assigned to standing committee   | 729           |
| Amendments   | 799           |
| Read the second time   | 800, 812      |
| Returned to Rules Committee  | 800           |
| Read the third time  | 878           |
| Transmitted to the Senate  | 878           |
| Concurrence  | 1078          |
| Signed by the Speaker and transmitted to the Governor  | 1093          |

**H.B. 130** — DAMAGE ON PRIVATE LAND BY BIG GAME ANIMALS (*S. Urquhart*)

- Read for the first time and referred to the Rules Committee . . . . . 302
- Assigned to standing committee . . . . . 467
- Read the second time . . . . . 512
- Read the third time . . . . . 658
- Transmitted to the Senate . . . . . 659
- Signed by the Speaker and transmitted to the Governor . . . . . 1041

**H.B. 131** — GOVERNMENTAL IMMUNITY AMENDMENTS (*J. Biskupski*)

- Read for the first time and referred to the Rules Committee . . . . . 302
- Assigned to standing committee . . . . . 467
- Returned to Rules Committee . . . . . 588
- Enacting Clause Stricken . . . . . 1102

**H.B. 132** — WORKERS' COMPENSATION – FIRE DEPARTMENT EMPLOYEES (*J. Murray*)

- Read for the first time and referred to the Rules Committee . . . . . 302
- Enacting Clause Stricken . . . . . 1102

**H.B. 133** — DOMESTIC VIOLENCE – EXPEDITED JUVENILE COURT HEARINGS  
(*C. Bennion*)

- Read for the first time and referred to the Rules Committee . . . . . 302

**H.B. 133** — EXPEDITED CHILD WELFARE PROCEDURES (*C. Bennion*)

- Read the first time by short title and referred to Rules Committee . . . . . 546
- Assigned to standing committee . . . . . 617
- Amendments . . . . . 798
- Read the second time . . . . . 800, 811
- Returned to Rules Committee . . . . . 800
- Read the third time . . . . . 831
- Transmitted to the Senate . . . . . 832
- Placed on Concurrence Calendar . . . . . 956
- Concurrence . . . . . 980
- Signed by the Speaker and transmitted to the Governor . . . . . 991

**H.B. 134** — LAW ENFORCEMENT – REPORTING HAZARDOUS MATERIALS RELATING TO  
CONTROLLED SUBSTANCES (*E. Hutchings*)

- Read for the first time and referred to the Rules Committee . . . . . 302
- Assigned to standing committee . . . . . 663
- Substituted . . . . . 796

**1st Sub. H.B. 134** — LAW ENFORCEMENT – REPORTING HAZARDOUS MATERIALS  
RELATING TO CONTROLLED SUBSTANCES (*E. Hutchings*)

- Read the second time . . . . . 797, 864
- Returned to Rules Committee . . . . . 797, 932
- Read the third time . . . . . 1076
- Amendments . . . . . 1076
- Transmitted to the Senate . . . . . 1077
- Enacting Clause Stricken . . . . . 1098

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| <b>H.B. 135</b> — OFFICE OF CHILD CARE – REGULATION OF GRANTS ( <i>C. Bird</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 302      |
| Enacting Clause Stricken   | 1102     |
| <b>H.B. 136</b> — COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS,<br>OR PUBLIC TRANSPORTATION SYSTEMS ( <i>J. Alexander</i> ) |          |
| Read for the first time and referred to the Rules Committee  | 303      |
| <b>H.B. 136</b> — COUNTY OPTION SALES AND USE TAX FOR HIGHWAYS, FIXED GUIDEWAYS,<br>OR SYSTEMS FOR PUBLIC TRANSIT ( <i>J. Alexander</i> )    |          |
| Assigned to standing committee   | 664      |
| Read the second time   | 711, 811 |
| Returned to Rules Committee  | 711      |
| Read the third time  | 826      |
| Transmitted to the Senate  | 827      |
| Placed on Concurrence Calendar   | 1040     |
| Request to Recede  | 1049     |
| Conference Committee Appointed   | 1067     |
| Amendments   | 1080     |
| Joint Conference Committee Report  | 1081     |
| Signed by the Speaker and transmitted to the Governor  | 1093     |
| <b>H.B. 137</b> — RESIDENTIAL FACILITIES FOR THE DISABLED AMENDMENTS ( <i>G. Curtis</i> )  |          |
| Read for the first time and referred to the Rules Committee  | 303      |
| Assigned to standing committee   | 553      |
| Substituted  | 679      |
| <b>1st Sub. H.B. 137</b> — RESIDENTIAL FACILITIES FOR THE DISABLED AMENDMENTS<br>( <i>G. Curtis</i> )  |          |
| Amendments   | 679      |
| Read the second time   | 680      |
| Returned to Rules Committee  | 697      |
| Placed on calendar   | 698      |
| Read the third time  | 713      |
| Amendments   | 713      |
| Transmitted to the Senate  | 714      |
| Signed by the Speaker and transmitted to the Governor  | 1009     |
| <b>H.B. 138</b> — STREET–LEGAL ALL–TERRAIN VEHICLE PROVISIONS ( <i>G. Curtis</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 303      |
| Assigned to standing committee   | 532      |
| Returned to Rules Committee  | 843      |
| Enacting Clause Stricken   | 1102     |
| <b>H.B. 139</b> — CHILDREN’S HEALTH INSURANCE PROGRAM AMENDMENTS ( <i>R. Lockhart</i> )  |          |
| Read for the first time and referred to the Rules Committee  | 303      |
| Enacting Clause Stricken   | 1102     |

**H.B. 140** — CONCURRENT JURISDICTION FOR TOOELE ARMY DEPOT (*J. Gowans*)  
 Read for the first time and referred to the Rules Committee . . . . . 303  
 Enacting Clause Stricken . . . . . 1102

**H.B. 141** — SALES AND USE TAX – RADIO STATIONS (*D. Ure*)  
 Read for the first time and referred to the Rules Committee . . . . . 303  
 Enacting Clause Stricken . . . . . 1102

**H.B. 142** — MANUFACTURED HOME AND MOBILE HOME AMENDMENTS (*W. Harper*)  
 Read for the first time and referred to the Rules Committee . . . . . 303  
 Assigned to standing committee . . . . . 532  
 Amendments . . . . . 586  
 Read the second time . . . . . 587  
 Returned to Rules Committee . . . . . 697  
 Placed on calendar . . . . . 697  
 Read the third time . . . . . 703  
 Substituted . . . . . 703

**1st Sub. H.B. 142** — MANUFACTURED HOME AND MOBILE HOME AMENDMENTS  
 (*W. Harper*)  
 Transmitted to the Senate . . . . . 703  
 Signed by the Speaker and transmitted to the Governor . . . . . 952

**H.B. 143** — HIGH LEVEL NUCLEAR SHIPMENT SAFETY PROVISIONS (*K. Morgan*)  
 Read for the first time and referred to the Rules Committee . . . . . 304  
 Assigned to standing committee . . . . . 664  
 Read the second time . . . . . 711, 730  
 Returned to Rules Committee . . . . . 711  
 Read the third time . . . . . 823  
 Transmitted to the Senate . . . . . 824  
 Enacting Clause Stricken . . . . . 1102

**H.B. 144** — RIGHT OF ACTION FOR BOUNDARY BY ACQUIESCENCE (*B. Ferry*)  
 Read for the first time and referred to the Rules Committee . . . . . 304  
 Enacting Clause Stricken . . . . . 1102

**H.B. 145** — DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS (*L. Pace*)  
 Read for the first time and referred to the Rules Committee . . . . . 304  
 Assigned to standing committee . . . . . 386  
 Substituted . . . . . 488

**1st Sub. H.B. 145** — DEPARTMENT OF ADMINISTRATIVE SERVICES AMENDMENTS  
 (*L. Pace*)  
 Read the second time . . . . . 489  
 Read the third time . . . . . 637  
 Transmitted to the Senate . . . . . 638  
 Signed by the Speaker and transmitted to the Governor . . . . . 897

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| <b>H.B. 146</b> — NONTRADITIONAL INSURERS ( <i>J. Ferrin</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 304  |
| Assigned to standing committee   | 368  |
| Amendments   | 460  |
| Read the second time   | 461  |
| Read the third time  | 611  |
| Transmitted to the Senate  | 612  |
| Signed by the Speaker and transmitted to the Governor  | 897  |
| <br>   |      |
| <b>H.B. 147</b> — UTAH CONSTRUCTION CONTRACTS PROMPT PAYMENT ACT ( <i>D. Hogue</i> )                             |      |
| Read for the first time and referred to the Rules Committee  | 305  |
| Assigned to standing committee   | 410  |
| Returned to Rules Committee  | 841  |
| Enacting Clause Stricken   | 1102 |
| <br>   |      |
| <b>H.B. 148</b> — UNLAWFUL TAKING OF GAME FISH ( <i>S. Clark</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 276  |
| Assigned to standing committee   | 346  |
| Amendments   | 433  |
| Read the second time   | 434  |
| Read the third time  | 567  |
| Transmitted to the Senate  | 568  |
| Signed by the Speaker and transmitted to the Governor  | 869  |
| <br>   |      |
| <b>H.B. 149</b> — SCHOOL DISTRICT ADMINISTRATOR AMENDMENTS ( <i>J. Alexander</i> )                               |      |
| Read for the first time and referred to the Rules Committee  | 277  |
| Assigned to standing committee   | 386  |
| Read the second time   | 461  |
| Read the third time  | 612  |
| Amendments   | 612  |
| Transmitted to the Senate  | 613  |
| Signed by the Speaker and transmitted to the Governor  | 897  |
| <br>   |      |
| <b>H.B. 150</b> — POLL WATCHER AND PRESERVATION OF ELECTION DATE AMENDMENTS<br>( <i>J. M. Philpot</i> )          |      |
| Read for the first time and referred to the Rules Committee  | 277  |
| Assigned to standing committee   | 368  |
| Substituted  | 489  |
| <br>   |      |
| <b>2nd Sub. H.B. 150</b> — POLL WATCHER AND PRESERVATION OF ELECTION DATE<br>AMENDMENTS ( <i>J. M. Philpot</i> ) |      |
| Amendments   | 489  |
| Read the second time   | 489  |
| Read the third time  | 638  |
| Circled  | 638  |
| Uncircled  | 639  |
| Substituted  | 639  |

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| <b>3rd Sub. H.B. 150</b> — POLL WATCHER AND PRESERVATION OF ELECTION DATE  |      |
| AMENDMENTS ( <i>J. M. Philpot</i> )  |      |
| Amendments   | 639  |
| Transmitted to the Senate  | 641  |
| Enacting Clause Stricken   | 1098 |
| <b>H.B. 151</b> — SALES AND USE TAX AMENDMENTS ( <i>D. Litvack</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 277  |
| Assigned to standing committee   | 299  |
| Amendments   | 849  |
| Returned to Rules Committee  | 849  |
| Enacting Clause Stricken   | 1102 |
| <b>H.B. 152</b> — LEGISLATIVE AUDITS OF CHILD WELFARE ( <i>M. Noel</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 278  |
| Assigned to standing committee   | 444  |
| Substituted  | 624  |
| <b>1st Sub. H.B. 152</b> — LEGISLATIVE AUDITS OF CHILD WELFARE ( <i>M. Noel</i> )  |      |
| Read the second time   | 625  |
| Read the third time  | 688  |
| Transmitted to the Senate  | 688  |
| Signed by the Speaker and transmitted to the Governor  | 1093 |
| <b>H.B. 153</b> — EDUCATION RESOURCE CONSERVATION PROGRAMS ( <i>R. Becker</i> )  |      |
| Read for the first time and referred to the Rules Committee  | 269  |
| Assigned to standing committee   | 432  |
| Substituted  | 623  |
| <b>1st Sub. H.B. 153</b> — EDUCATION RESOURCE CONSERVATION PROGRAMS ( <i>R. Becker</i> )   |      |
| Read the second time   | 623  |
| Returned to Rules Committee  | 697  |
| Placed on calendar   | 697  |
| <b>Sub. H.B. 153</b> — EDUCATION RESOURCE CONSERVATION PROGRAMS ( <i>R. Becker</i> )   |      |
| Read the third time  | 714  |
| Amendments   | 714  |
| Failed   | 716  |
| Enacting Clause Stricken   | 1102 |
| <b>H.B. 154</b> — VISION SCREENING CHECKOFF FOR MOTOR VEHICLE REGISTRATION AND DRIVER LICENSE APPLICATION AND RENEWAL ( <i>K. Bryson</i> ) |      |
| Read for the first time and referred to the Rules Committee  | 255  |
| Assigned to standing committee   | 387  |
| Read the second time   | 473  |
| Read the third time  | 521  |
| Transmitted to the Senate  | 522  |
| Signed by the Speaker and transmitted to the Governor  | 897  |

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| <b>H.B. 155</b> — AMENDMENTS TO ELECTION LAW ( <i>B. Goodfellow</i> )                          |               |
| Read the first time by short title and referred to Rules Committee . . . . .                   | 305           |
| Assigned to standing committee . . . . .   | 386           |
| Read the second time . . . . .   | 489           |
| Read the third time . . . . .  | 536           |
| Transmitted to the Senate . . . . .  | 536           |
| Signed by the Speaker and transmitted to the Governor . . . . .                                | 869           |
| <br>   |               |
| <b>H.B. 156</b> — TRANSPORTATION INFRASTRUCTURE IN REDEVELOPMENT AGENCY<br>( <i>T. Kiser</i> ) |               |
| Read for the first time and referred to the Rules Committee . . . . .                          | 255           |
| Enacting Clause Stricken . . . . .   | 1102          |
| <br>   |               |
| <b>H.B. 157</b> — CONTROL OF WOLF POPULATION ( <i>M. Styler</i> )                              |               |
| Read for the first time and referred to the Rules Committee . . . . .                          | 256           |
| Assigned to standing committee . . . . .   | 346           |
| Amendments . . . . .   | 434           |
| Read the second time . . . . .   | 434           |
| Read the third time . . . . .  | 568           |
| Transmitted to the Senate . . . . .  | 569           |
| Signed by the Speaker and transmitted to the Governor . . . . .                                | 897           |
| <br>   |               |
| <b>H.B. 158</b> — INCORPORATION OF CITIES ( <i>B. Dee</i> )                                    |               |
| Read for the first time and referred to the Rules Committee . . . . .                          | 269           |
| Assigned to standing committee . . . . .   | 387           |
| Read the second time . . . . .   | 447           |
| Read the third time . . . . .  | 609           |
| Transmitted to the Senate . . . . .  | 609           |
| Signed by the Speaker and transmitted to the Governor . . . . .                                | 897           |
| <br>   |               |
| <b>H.B. 159</b> — VOLUNTARY CONTRIBUTION ACT AMENDMENTS ( <i>C. Bennion</i> )                  |               |
| Read for the first time and referred to the Rules Committee . . . . .                          | 278           |
| Assigned to standing committee . . . . .   | 299           |
| Read the second time . . . . .   | 349           |
| Read the third time . . . . .  | 385           |
| Circled . . . . .  | 385           |
| Uncircled . . . . .  | 394           |
| Substituted . . . . .  | 394           |
| <br>   |               |
| <b>1st Sub. H.B. 159</b> — VOLUNTARY CONTRIBUTION ACT AMENDMENTS ( <i>C. Bennion</i> )         |               |
| Circled . . . . .  | 394           |
| Uncircled . . . . .  | 426           |
| Amendments . . . . .   | 426, 427, 428 |
| Transmitted to the Senate . . . . .  | 429           |
| Intent Language . . . . .  | 430           |
| Signed by the Speaker and transmitted to the Governor . . . . .                                | 991           |

**H.B. 160** — EMERGENCY HEALTH RESPONSE AMENDMENTS (*M. Dillree*)

- Read for the first time and referred to the Rules Committee . . . . . 279
- Assigned to standing committee . . . . . 368
- Amendments . . . . . 398
- Read the second time . . . . . 399
- Read the third time . . . . . 425
- Transmitted to the Senate . . . . . 426
- Placed on Concurrence Calendar . . . . . 508
- Concurrence . . . . . 522
- Signed by the Speaker and transmitted to the Governor . . . . . 531

**H.B. 161** — SNOW COLLEGE RICHFIELD CAMPUS NAME CHANGE (*B. Johnson*)

- Read for the first time and referred to the Rules Committee . . . . . 141
- Assigned to standing committee . . . . . 183
- Substituted . . . . . 415

**2nd Sub. H.B. 161** — SNOW COLLEGE RICHFIELD CAMPUS (*B. Johnson*)

- Read the second time . . . . . 416
- Read the third time . . . . . 447
- Circled . . . . . 448
- Uncircled . . . . . 497
- Substituted . . . . . 497

**3rd Sub. H.B. 161** — SNOW COLLEGE RICHFIELD CAMPUS (*B. Johnson*)

- Transmitted to the Senate . . . . . 498
- Signed by the Speaker and transmitted to the Governor . . . . . 869

**H.B. 162** — AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS (*J. Alexander*)

- Read for the first time and referred to the Rules Committee . . . . . 109
- Assigned to standing committee . . . . . 166
- Substituted . . . . . 371

**1st Sub. H.B. 162** — AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS (*J. Alexander*)

- Transmitted to the Senate . . . . . 689

**4th Sub. H.B. 162** — AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS  
(*J. Alexander*)

- Amendments . . . . . 371
- Read the second time . . . . . 372
- Read the third time . . . . . 408
- Circled . . . . . 408
- Uncircled . . . . . 502
- Substituted . . . . . 503

**10th Sub. H.B. 162** — AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS*(J. Alexander)*

|                               |          |
|-------------------------------|----------|
| Amendments                    | 503      |
| Amendments                    | 524, 525 |
| Circled                       | 528      |
| Uncircled                     | 538      |
| Reconsideration of amendments | 539      |
| Held                          | 545      |
| Transmitted to the Senate     | 572      |

**14th Sub. H.B. 162** — AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS*(J. Alexander)*

|   |     |
|---|-----|
| Placed on Concurrence Calendar                        | 978 |
| Concurrence   | 982 |
| Signed by the Speaker and transmitted to the Governor | 991 |

**H.B. 163** — CRIMINAL RESTITUTION AMENDMENTS *(D. Aagard)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 83  |
| Assigned to standing committee                              | 346 |
| Amendments  | 388 |
| Read the second time  | 389 |
| Read the third time   | 422 |
| Circled   | 422 |
| Uncircled   | 561 |
| Amendments  | 561 |
| Transmitted to the Senate                                   | 562 |
| Placed on Concurrence Calendar                              | 895 |
| Concurrence   | 935 |
| Signed by the Speaker and transmitted to the Governor       | 979 |

**H.B. 164** — JAMES V. HANSEN HIGHWAY DESIGNATION *(D. Aagard)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 83  |
| Assigned to standing committee                              | 107 |
| Amendments  | 150 |
| Read the second time  | 150 |
| Read the third time   | 211 |
| Transmitted to the Senate                                   | 212 |
| Signed by the Speaker and transmitted to the Governor       | 414 |

**H.B. 165** — REVISOR'S STATUTE *(M. Dillree)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 84  |
| Read the second time  | 104 |
| Read the third time   | 126 |
| Transmitted to the Senate                                   | 127 |
| Placed on Concurrence Calendar                              | 203 |
| Concurrence   | 238 |
| Signed by the Speaker and transmitted to the Governor       | 265 |

**H.B. 166** — PAYDAY LENDING (*T. McCartney*)

- Read for the first time and referred to the Rules Committee . . . . . 84
- Assigned to standing committee . . . . . 133
- Amendments . . . . . 173
- Read the second time . . . . . 173
- Read the third time . . . . . 242
- Transmitted to the Senate . . . . . 243
- Enacting Clause Stricken . . . . . 1098

**H.B. 167** — CHILD SUPPORT COLLECTION FEE AMENDMENT (*J. Buffmire*)

- Read for the first time and referred to the Rules Committee . . . . . 84
- Enacting Clause Stricken . . . . . 1102

**H.B. 168** — FILLING MIDTERM VACANCIES IN THE LEGISLATURE (*R. Becker*)

- Read for the first time and referred to the Rules Committee . . . . . 84
- Assigned to standing committee . . . . . 105
- Read the second time . . . . . 139
- Read the third time . . . . . 164
- Amendments . . . . . 164
- Held . . . . . 165

**1st Sub. H.B. 168** — FILLING MIDTERM VACANCIES IN THE LEGISLATURE (*R. Becker*)

- Placed on Concurrence Calendar . . . . . 618
- Concurrence . . . . . 653
- Signed by the Speaker and transmitted to the Governor . . . . . 686

**H.B. 169** — PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS (*D. Cox*)

- Read for the first time and referred to the Rules Committee . . . . . 84
- Assigned to standing committee . . . . . 133
- Amendments . . . . . 203
- Read the second time . . . . . 204
- Read the third time . . . . . 283
- Circled . . . . . 283
- Uncircled . . . . . 329
- Amendments . . . . . 329
- Transmitted to the Senate . . . . . 331
- Signed by the Speaker and transmitted to the Governor . . . . . 1041

**H.B. 170** — PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS (*D. Cox*)

- Read for the first time and referred to the Rules Committee . . . . . 85
- Assigned to standing committee . . . . . 133
- Returned to Rules Committee . . . . . 842
- Enacting Clause Stricken . . . . . 1102

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|---|-----|
| <b>H.B. 171</b> — PAMELA ATKINSON HOMELESS TRUST ACCOUNT ( <i>M. Stephens</i> )                       |     |
| Read for the first time and referred to the Rules Committee   | 85  |
| Assigned to standing committee  | 107 |
| Read the second time  | 232 |
| Time Certain  | 264 |
| Read the third time   | 339 |
| Transmitted to the Senate   | 340 |
| Signed by the Speaker and transmitted to the Governor   | 531 |
| <br>  |     |
| <b>H.B. 172</b> — BACKGROUND INVESTIGATIONS OF PEACE OFFICER CANDIDATES ( <i>L. Pace</i> )            |     |
| Read for the first time and referred to the Rules Committee   | 85  |
| Assigned to standing committee  | 106 |
| Read the second time  | 149 |
| Read the third time   | 209 |
| Transmitted to the Senate   | 210 |
| Signed by the Speaker and transmitted to the Governor   | 510 |
| <br>  |     |
| <b>H.B. 173</b> — MOTOR VEHICLE OPERATOR FLEEING A PEACE OFFICER ( <i>T. McCartney</i> )              |     |
| Read for the first time and referred to the Rules Committee   | 86  |
| Assigned to standing committee  | 106 |
| Read the second time  | 149 |
| Read the third time   | 208 |
| Transmitted to the Senate   | 209 |
| Signed by the Speaker and transmitted to the Governor   | 488 |
| <br>  |     |
| <b>H.B. 174</b> — UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS ( <i>T. McCartney</i> )                     |     |
| Read for the first time and referred to the Rules Committee   | 86  |
| Assigned to standing committee  | 107 |
| Read the second time  | 139 |
| Read the third time   | 191 |
| Circled   | 191 |
| Uncircled   | 222 |
| Amendments  | 222 |
| Transmitted to the Senate   | 223 |
| Placed on Concurrence Calendar  | 508 |
| Concurrence   | 548 |
| Signed by the Speaker and transmitted to the Governor   | 574 |
| <br>  |     |
| <b>H.B. 175</b> — MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR ( <i>L. Pace</i> )             |     |
| Read for the first time and referred to the Rules Committee   | 86  |
| Assigned to standing committee  | 166 |
| Substituted   | 249 |
| <br>  |     |
| <b>1st Sub. H.B. 175</b> — MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR<br>( <i>L. Pace</i> ) |     |
| Read the second time  | 249 |
| Read the third time   | 294 |
| Transmitted to the Senate   | 295 |
| Signed by the Speaker and transmitted to the Governor   | 621 |

|   |          |
|---|----------|
| <b>H.B. 176</b> — TERMINATION OF PARENTAL RIGHTS ( <i>M. Thompson</i> )       |          |
| Read for the first time and referred to the Rules Committee                   | 87       |
| Assigned to standing committee  | 147      |
| Read the second time  | 187      |
| Read the third time   | 261      |
| Amendments  | 261      |
| Transmitted to the Senate   | 262      |
| Signed by the Speaker and transmitted to the Governor                         | 510      |
| <br>  |          |
| <b>H.B. 177</b> — USE OF SCHOOL TRUST LAND MONIES ( <i>D. Cox</i> )           |          |
| Read for the first time and referred to the Rules Committee                   | 87       |
| Assigned to standing committee  | 106      |
| Returned to Rules Committee   | 849      |
| Enacting Clause Stricken  | 1102     |
| <br>  |          |
| <b>H.B. 178</b> — FIREARMS AMENDMENTS ( <i>T. McCartney</i> )                 |          |
| Read for the first time and referred to the Rules Committee                   | 87       |
| Assigned to standing committee  | 106      |
| Read the second time  | 139      |
| Read the third time   | 181      |
| Circled   | 182      |
| Uncircled   | 190, 287 |
| Failed  | 191      |
| Reconsideration   | 194      |
| Circled   | 194      |
| Uncircled   | 287      |
| Amendments  | 287      |
| Transmitted to the Senate   | 288      |
| Signed by the Speaker and transmitted to the Governor                         | 488      |
| <br>  |          |
| <b>H.B. 179</b> — IMPOUNDING UNINSURED MOTORIST VEHICLE ( <i>C. Bennion</i> ) |          |
| Read for the first time and referred to the Rules Committee                   | 87       |
| Assigned to standing committee  | 133      |
| Amendments  | 150      |
| Read the second time  | 150      |
| Read the third time   | 212      |
| Circled   | 212, 217 |
| Uncircled   | 216, 668 |
| Amendments  | 216, 668 |
| Transmitted to the Senate   | 670      |
| Enacting Clause Stricken  | 1098     |
| <br>  |          |
| <b>H.B. 180</b> — TRAUMA REGISTRY DATA ( <i>S. Allen</i> )                    |          |
| Read for the first time and referred to the Rules Committee                   | 87       |
| Assigned to standing committee  | 105      |
| Read the second time  | 131      |
| Read the third time   | 143      |
| Transmitted to the Senate   | 144      |
| Signed by the Speaker and transmitted to the Governor                         | 414      |

**H.B. 181** — SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS*(S. Allen)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 88  |
| Assigned to standing committee                              | 105 |
| Read the second time  | 131 |
| Read the third time   | 144 |
| Circled   | 144 |
| Uncircled   | 156 |
| Amendments  | 156 |
| Transmitted to the Senate                                   | 158 |
| Placed on Concurrence Calendar                              | 298 |
| Concurrence   | 337 |
| Signed by the Speaker and transmitted to the Governor       | 352 |

**H.B. 182** — AIR CONSERVATION ACT AMENDMENTS *(M. Morley)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 88  |
| Assigned to standing committee                              | 106 |
| Read the second time  | 137 |
| Read the third time   | 160 |
| Transmitted to the Senate                                   | 161 |
| Signed by the Speaker and transmitted to the Governor       | 414 |

**H.B. 183** — INDIVIDUAL INCOME TAX AMENDMENTS *(P. Jones)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 88  |
| Assigned to standing committee                              | 133 |
| Substituted   | 849 |

**1st Sub. H.B. 183** — INDIVIDUAL INCOME TAX AMENDMENTS *(P. Jones)*

|                             |      |
|-----------------------------|------|
| Returned to Rules Committee | 849  |
| Enacting Clause Stricken    | 1102 |

**H.B. 184** — SCHOOL CONTRACTS OF EMPLOYMENT *(J. Ferrin)*

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 88   |
| Assigned to standing committee                              | 105  |
| Read the second time  | 150  |
| Read the third time   | 211  |
| Circled   | 211  |
| Returned to Rules Committee                                 | 697  |
| Enacting Clause Stricken                                    | 1102 |

**H.B. 185** — USE OF PUBLIC EDUCATION MONIES *(P. Jones)*

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 89   |
| Assigned to standing committee                              | 133  |
| Returned to Rules Committee                                 | 849  |
| Enacting Clause Stricken                                    | 1102 |

**H.B. 186** — ELEMENTARY SCHOOL VENDING MACHINE SALES (*P. Jones*)

- Read for the first time and referred to the Rules Committee . . . . . 89
- Assigned to standing committee . . . . . 133
- Substituted . . . . . 623

**4th Sub. H.B. 186** — ELEMENTARY SCHOOL VENDING MACHINE SALES (*P. Jones*)

- Read the second time . . . . . 623
- Returned to Rules Committee . . . . . 697
- Placed on calendar . . . . . 697
- Read the third time . . . . . 703
- Amendments . . . . . 704
- Transmitted to the Senate . . . . . 705
- Enacting Clause Stricken . . . . . 1098

**H.B. 187** — CAMPAIGN CONTRIBUTION RESTRICTIONS (*N. Hansen*)

- Read for the first time and referred to the Rules Committee . . . . . 89
- Assigned to standing committee . . . . . 105
- Read the second time . . . . . 139
- Read the third time . . . . . 162
- Amendments . . . . . 162
- Transmitted to the Senate . . . . . 163, 180
- Reconsideration . . . . . 179
- Amendments . . . . . 179
- Placed on Concurrence Calendar . . . . . 618
- Concurrence . . . . . 654
- Signed by the Speaker and transmitted to the Governor . . . . . 686

**H.B. 188** — STATE PARK FEE AMENDMENTS (*B. Johnson*)

- Read for the first time and referred to the Rules Committee . . . . . 89
- Assigned to standing committee . . . . . 106
- Read the second time . . . . . 220
- Read the third time . . . . . 283
- Transmitted to the Senate . . . . . 284
- Signed by the Speaker and transmitted to the Governor . . . . . 510

**H.B. 189** — LENDING LAW AMENDMENTS (*W. Harper*)

- Read for the first time and referred to the Rules Committee . . . . . 90
- Assigned to standing committee . . . . . 166
- Substituted . . . . . 416

**2nd Sub. H.B. 189** — LENDING LAW AMENDMENTS (*W. Harper*)

- Read the second time . . . . . 416
- Read the third time . . . . . 453
- Amendments . . . . . 453
- Transmitted to the Senate . . . . . 454

|  |          |
|--|----------|
| <b>3rd Sub. H.B. 189</b> — LENDING LAW AMENDMENTS ( <i>W. Harper</i> )                             |          |
| Placed on Concurrence Calendar   | 951      |
| Concurrence  | 957      |
| Signed by the Speaker and transmitted to the Governor  | 991      |
| <b>H.B. 190</b> — GUN SHOW BACKGROUND CHECK ( <i>S. Daniels</i> )                                  |          |
| Read for the first time and referred to the Rules Committee  | 90       |
| Enacting Clause Stricken   | 1102     |
| <b>H.B. 191</b> — AMENDMENTS TO RACIAL PROFILING PROVISIONS ( <i>D. Bourdeaux</i> )                |          |
| Read for the first time and referred to the Rules Committee  | 90       |
| Assigned to standing committee   | 166      |
| Read the second time   | 267      |
| Read the third time  | 341      |
| Failed   | 342      |
| Reconsideration  | 386      |
| Circled  | 386      |
| Returned to Rules Committee  | 697      |
| Enacting Clause Stricken   | 1102     |
| <b>H.B. 192</b> — OVERSIGHT OF UTAH CLIMATE CENTER BY UTAH STATE UNIVERSITY<br>( <i>B. Ferry</i> ) |          |
| Read for the first time and referred to the Rules Committee  | 91       |
| Assigned to standing committee   | 133      |
| Read the second time   | 268      |
| Read the third time  | 378      |
| Circled  | 378, 404 |
| Uncircled  | 404      |
| Transmitted to the Senate  | 405      |
| Signed by the Speaker and transmitted to the Governor  | 621      |
| <b>H.B. 193</b> — HISTORIC BUILDING REHABILITATION TAX CREDITS ( <i>C. Bennion</i> )               |          |
| Read for the first time and referred to the Rules Committee  | 91       |
| Assigned to standing committee   | 147      |
| Amendments   | 848      |
| Returned to Rules Committee  | 849      |
| Enacting Clause Stricken   | 1102     |
| <b>H.B. 194</b> — SHERIFF CERTIFICATION REQUIREMENTS ( <i>J. Murray</i> )                          |          |
| Read for the first time and referred to the Rules Committee  | 91       |
| Assigned to standing committee   | 200      |
| Amendments   | 266      |
| Read the second time   | 267      |
| Amendments   | 344      |
| Read the third time  | 344      |
| Circled  | 345, 383 |
| Uncircled  | 383, 556 |
| Substituted  | 556      |

|   |      |
|---|------|
| <b>2nd Sub. H.B. 194</b> — SHERIFF CERTIFICATION REQUIREMENTS ( <i>J. Murray</i> )                  |      |
| Transmitted to the Senate . . . . .   | 558  |
| Signed by the Speaker and transmitted to the Governor . . . . .                                     | 897  |
| <br>  |      |
| <b>H.B. 195</b> — ELECTION PROCESS FOR NONBINDING STATEWIDE OPINION QUESTION<br>( <i>S. Allen</i> ) |      |
| Read for the first time and referred to the Rules Committee . . . . .                               | 92   |
| Assigned to standing committee . . . . .  | 183  |
| Read the second time . . . . .  | 275  |
| Read the third time . . . . .   | 379  |
| Circled . . . . .   | 379  |
| Uncircled . . . . .   | 439  |
| Transmitted to the Senate . . . . .   | 440  |
| Enacting Clause Stricken . . . . .  | 1098 |
| <br>  |      |
| <b>H.B. 196</b> — BICYCLE FACILITY STANDARDS ( <i>C. Bennion</i> )                                  |      |
| Read for the first time and referred to the Rules Committee . . . . .                               | 92   |
| Assigned to standing committee . . . . .  | 201  |
| Read the second time . . . . .  | 268  |
| Read the third time . . . . .   | 378  |
| Circled . . . . .   | 378  |
| Uncircled . . . . .   | 380  |
| Failed . . . . .  | 381  |
| Enacting Clause Stricken . . . . .  | 1102 |
| <br>  |      |
| <b>H.B. 197</b> — LICENSE PLATE FOR BOYS AND GIRLS CLUBS ( <i>C. Bennion</i> )                      |      |
| Read for the first time and referred to the Rules Committee . . . . .                               | 92   |
| Assigned to standing committee . . . . .  | 147  |
| Amendments . . . . .  | 169  |
| Read the second time . . . . .  | 170  |
| Read the third time . . . . .   | 223  |
| Transmitted to the Senate . . . . .   | 224  |
| <br>  |      |
| <b>1st Sub. H.B. 197</b> — LICENSE PLATE FOR BOYS AND GIRLS CLUBS ( <i>C. Bennion</i> )             |      |
| Placed on Concurrence Calendar . . . . .  | 471  |
| Concurrence . . . . .   | 501  |
| Signed by the Speaker and transmitted to the Governor . . . . .                                     | 531  |
| <br>  |      |
| <b>H.B. 198</b> — EXPANSION OF ACCESS TO FISH AND GAME OPPORTUNITIES ( <i>S. Clark</i> )            |      |
| Read for the first time and referred to the Rules Committee . . . . .                               | 114  |
| Assigned to standing committee . . . . .  | 166  |
| Read the second time . . . . .  | 268  |
| Read the third time . . . . .   | 327  |
| Circled . . . . .   | 328  |
| Uncircled . . . . .   | 342  |
| Transmitted to the Senate . . . . .   | 343  |
| Signed by the Speaker and transmitted to the Governor . . . . .                                     | 510  |

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| <b>H.B. 199</b> — LINE-OF-DUTY DEATH BENEFIT ( <i>R. Bigelow</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 114      |
| Assigned to standing committee   | 166      |
| Read the second time   | 300      |
| Read the third time  | 380      |
| Circled  | 380      |
| Uncircled  | 382      |
| Transmitted to the Senate  | 382      |
| Signed by the Speaker and transmitted to the Governor  | 897      |
| <br>   |          |
| <b>H.B. 200</b> — PROPERTY TAX – INTEREST RATE ON DEFERRED TAXES ( <i>L. Christensen</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 115      |
| Assigned to standing committee   | 184      |
| Amendments   | 275      |
| Read the second time   | 276      |
| Read the third time  | 379      |
| Circled  | 380, 424 |
| Uncircled  | 423, 448 |
| Substituted  | 449      |
| <br>   |          |
| <b>1st Sub. H.B. 200</b> — PROPERTY TAX – INTEREST RATE ON DEFERRED TAXES<br>( <i>L. Christensen</i> )                                   |          |
| Transmitted to the Senate  | 449      |
| <br>   |          |
| <b>1st Sub. H.B. 200</b> — PROPERTY TAXES AND UNIFORM FEES – INTEREST RATES ON<br>DEFERRED OR DELINQUENT TAXES ( <i>L. Christensen</i> ) |          |
| Signed by the Speaker and transmitted to the Governor  | 621      |
| <br>   |          |
| <b>H.B. 201</b> — JUDICIARY AMENDMENTS ( <i>M. S. Lawrence</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 115      |
| Substituted  | 367      |
| <br>   |          |
| <b>1st Sub. H.B. 201</b> — JUDICIARY AMENDMENTS ( <i>M. S. Lawrence</i> )  |          |
| Assigned to standing committee   | 367      |
| Read the second time   | 472      |
| Amendments   | 615      |
| Read the third time  | 615      |
| Transmitted to the Senate  | 616      |
| Placed on Concurrence Calendar   | 951      |
| Concurrence  | 958      |
| Signed by the Speaker and transmitted to the Governor  | 991      |

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| <b>H.B. 202</b> — UTAH ENERGY OFFICE AMENDMENTS ( <i>S. Urquhart</i> )                                   |      |
| Read for the first time and referred to the Rules Committee  | 142  |
| Assigned to standing committee   | 200  |
| Read the second time   | 268  |
| Read the third time  | 328  |
| Transmitted to the Senate  | 328  |
| Signed by the Speaker and transmitted to the Governor  | 510  |
| <br>   |      |
| <b>H.B. 203</b> — RESIDENTIAL MORTGAGE REGULATORY COMMISSION ( <i>G. Snow</i> )                          |      |
| Read for the first time and referred to the Rules Committee  | 142  |
| Assigned to standing committee   | 183  |
| Read the second time   | 203  |
| Read the third time  | 280  |
| Transmitted to the Senate  | 281  |
| Placed on Concurrence Calendar   | 508  |
| Concurrence  | 549  |
| Signed by the Speaker and transmitted to the Governor  | 574  |
| <br>   |      |
| <b>H.B. 204</b> — FELONY MURDER AMENDMENTS ( <i>K. Morgan</i> )  |      |
| Read for the first time and referred to the Rules Committee  | 154  |
| Assigned to standing committee   | 299  |
| Read the second time   | 389  |
| Read the third time  | 421  |
| Transmitted to the Senate  | 422  |
| Signed by the Speaker and transmitted to the Governor  | 686  |
| <br>   |      |
| <b>H.B. 205</b> — COUNTY BOARDS OF EQUALIZATION – HEARING OFFICERS ( <i>D. G. Buxton</i> )               |      |
| Read for the first time and referred to the Rules Committee  | 154  |
| Assigned to standing committee   | 369  |
| Returned to Rules Committee  | 840  |
| Enacting Clause Stricken   | 1102 |
| <br>   |      |
| <b>H.B. 206</b> — COUNTY RESPONSIBILITY FOR VOTING PRECINCTS AND POLLING PLACES<br>( <i>R. Bigelow</i> ) |      |
| Read for the first time and referred to the Rules Committee  | 154  |
| Assigned to standing committee   | 200  |
| Amendments   | 249  |
| Read the second time   | 249  |
| Read the third time  | 293  |
| Transmitted to the Senate  | 294  |
| Signed by the Speaker and transmitted to the Governor  | 621  |
| <br>   |      |
| <b>H.B. 207</b> — GIFT CERTIFICATES – ELIMINATING EXPIRATION DATE ( <i>T. McCartney</i> )                |      |
| Read for the first time and referred to the Rules Committee  | 155  |
| Assigned to standing committee   | 552  |
| Returned to Rules Committee  | 841  |
| Enacting Clause Stricken   | 1102 |

**H.B. 208** — EARNED INCOME TAX CREDIT (*J. Biskupski*)

Read for the first time and referred to the Rules Committee . . . . . 155

Assigned to standing committee . . . . . 201

Returned to Rules Committee . . . . . 849

Enacting Clause Stricken . . . . . 1102

  

**H.B. 209** — SENTENCING FOR USE OF DANGEROUS WEAPON (*G. Hughes*)

Read for the first time and referred to the Rules Committee . . . . . 173

Assigned to standing committee . . . . . 263

Amendments . . . . . 336

Read the second time . . . . . 336

Read the third time . . . . . 384

Transmitted to the Senate . . . . . 384

Signed by the Speaker and transmitted to the Governor . . . . . 647

  

**H.B. 210** — SEXUAL ABUSE OF A CHILD AMENDMENTS (*M. Thompson*)

Read for the first time and referred to the Rules Committee . . . . . 173

Assigned to standing committee . . . . . 263

Read the second time . . . . . 336

Read the third time . . . . . 384

Transmitted to the Senate . . . . . 385

Signed by the Speaker and transmitted to the Governor . . . . . 621

  

**H.B. 211** — DISABILITIES APPROPRIATIONS NONLAPSING (*R. Lockhart*)

Read for the first time and referred to the Rules Committee . . . . . 173

Assigned to standing committee . . . . . 263

Read the second time . . . . . 334

Read the third time . . . . . 400

Transmitted to the Senate . . . . . 400

Signed by the Speaker and transmitted to the Governor . . . . . 792

  

**H.B. 212** — PRIMARY CARE NETWORK AMENDMENTS FOR GENERAL ASSISTANCE  
 RECIPIENTS (*K. Holdaway*)

Read for the first time and referred to the Rules Committee . . . . . 174

Assigned to standing committee . . . . . 263

Read the second time . . . . . 372

Read the third time . . . . . 408

Circled . . . . . 408

Uncircled . . . . . 609

Transmitted to the Senate . . . . . 610

Signed by the Speaker and transmitted to the Governor . . . . . 944

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|---|------|
| <b>H.B. 213</b> — COVENANT MARRIAGE OPTION ( <i>D. Aagard</i> )                       |      |
| Read for the first time and referred to the Rules Committee                           | 174  |
| Assigned to standing committee  | 410  |
| Amendments  | 518  |
| Read the second time  | 518  |
| Read the third time   | 676  |
| Transmitted to the Senate   | 676  |
| Failed  | 919  |
| Enacting Clause Stricken  | 1102 |
| <br>  |      |
| <b>H.B. 214</b> — REGULATIONS OF RESTRAINTS AND SECLUSION ( <i>M. Thompson</i> )      |      |
| Read for the first time and referred to the Rules Committee                           | 174  |
| Enacting Clause Stricken  | 1102 |
| <br>  |      |
| <b>H.B. 215</b> — STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS ( <i>W. Harper</i> ) |      |
| Read for the first time and referred to the Rules Committee                           | 175  |
| Assigned to standing committee  | 263  |
| Substituted   | 354  |
| <br>  |      |
| <b>1st Sub. H.B. 215</b> — STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS             |      |
| ( <i>W. Harper</i> )  |      |
| Read the second time  | 355  |
| Read the third time   | 407  |
| Circled   | 407  |
| Uncircled   | 558  |
| Substituted   | 558  |
| <br>  |      |
| <b>2nd Sub. H.B. 215</b> — STATE AGENCY – LOBBYIST RESTRICTION AMENDMENTS             |      |
| ( <i>W. Harper</i> )  |      |
| Transmitted to the Senate   | 559  |
| Enacting Clause Stricken  | 1098 |
| <br>  |      |
| <b>H.B. 216</b> — USE OF CREDIT RELATED INSTRUMENTS ( <i>D. Hogue</i> )               |      |
| Read for the first time and referred to the Rules Committee                           | 175  |
| Assigned to standing committee  | 299  |
| Substituted   | 841  |
| <br>  |      |
| <b>1st Sub. H.B. 216</b> — USE OF CREDIT RELATED INSTRUMENTS ( <i>D. Hogue</i> )      |      |
| Returned to Rules Committee   | 841  |
| Enacting Clause Stricken  | 1102 |

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|--|----------|
| <b>H.B. 217</b> — PRIVATE INVESTIGATOR LICENSURE AMENDMENTS ( <i>M. Dayton</i> )                               |          |
| Read for the first time and referred to the Rules Committee  | 188      |
| Assigned to standing committee   | 299      |
| Read the second time   | 416      |
| Read the third time  | 450      |
| Amendments   | 450      |
| Transmitted to the Senate  | 452      |
| Placed on Concurrence Calendar   | 909      |
| Concurrence  | 936      |
| Signed by the Speaker and transmitted to the Governor  | 979      |
| <br>   |          |
| <b>H.B. 218</b> — PROVISION FOR EMERGENCY MEDICAL SERVICES ( <i>P. Wallace</i> )                               |          |
| Read for the first time and referred to the Rules Committee  | 189      |
| Assigned to standing committee   | 346      |
| Amendments   | 623      |
| Read the second time   | 624, 812 |
| Returned to Rules Committee  | 697, 932 |
| Enacting Clause Stricken   | 1102     |
| <br>   |          |
| <b>H.B. 219</b> — WAGES FOR TIPPED EMPLOYEES ( <i>D. Ure</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 189      |
| Assigned to standing committee   | 262      |
| Read the second time   | 416      |
| Read the third time  | 454      |
| Circled  | 454      |
| Uncircled  | 631      |
| Transmitted to the Senate  | 632      |
| Signed by the Speaker and transmitted to the Governor  | 897      |
| <br>   |          |
| <b>H.B. 220</b> — ITEMIZING SALES AND USE TAX RATES ( <i>G. Donnelson</i> )                                    |          |
| Read for the first time and referred to the Rules Committee  | 205      |
| Assigned to standing committee   | 262      |
| Returned to Rules Committee  | 841      |
| Enacting Clause Stricken   | 1103     |
| <br>   |          |
| <b>H.B. 221</b> — EXTENDING THE SALES AND USE TAX EXEMPTION FOR POLLUTION CONTROL FACILITIES ( <i>D. Ure</i> ) |          |
| Read for the first time and referred to the Rules Committee  | 205      |
| Assigned to standing committee   | 263      |
| Read the second time   | 350      |
| Read the third time  | 390      |
| Circled  | 390      |
| Uncircled  | 405      |
| Transmitted to the Senate  | 406      |
| Signed by the Speaker and transmitted to the Governor  | 897      |

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| <b>H.B. 222</b> — CHILD WELFARE PROCEEDINGS AMENDMENTS ( <i>G. Curtis</i> )              |      |
| Read for the first time and referred to the Rules Committee                              | 205  |
| Assigned to standing committee   | 368  |
| Read the second time   | 472  |
| Read the third time  | 614  |
| Transmitted to the Senate  | 615  |
| Signed by the Speaker and transmitted to the Governor                                    | 1009 |
| <b>H.B. 223</b> — CHANGING STATE SONG ( <i>D. Love</i> )                                 |      |
| Read for the first time and referred to the Rules Committee                              | 206  |
| Assigned to standing committee   | 247  |
| Read the second time   | 398  |
| Time Certain   | 409  |
| Read the third time  | 463  |
| Amendments   | 463  |
| Transmitted to the Senate  | 464  |
| Placed on Concurrence Calendar   | 817  |
| Concurrence  | 872  |
| Signed by the Speaker and transmitted to the Governor                                    | 884  |
| <b>H.B. 224</b> — STATE RECORDS COMMITTEE – MEMBERSHIP AMENDMENTS ( <i>J. Dunnigan</i> ) |      |
| Read for the first time and referred to the Rules Committee                              | 206  |
| Assigned to standing committee   | 247  |
| Read the second time   | 275  |
| Read the third time  | 328  |
| Transmitted to the Senate  | 329  |
| Signed by the Speaker and transmitted to the Governor                                    | 621  |
| <b>H.B. 225</b> — RETIREMENT SYSTEMS MEMBERSHIP EXCLUSIONS ( <i>B. Dee</i> )             |      |
| Read for the first time and referred to the Rules Committee                              | 206  |
| Assigned to standing committee   | 264  |
| Read the second time   | 436  |
| Read the third time  | 500  |
| Transmitted to the Senate  | 501  |
| Signed by the Speaker and transmitted to the Governor                                    | 817  |
| <b>H.B. 226</b> — NONFORFEITURE INTEREST RATE FOR CERTAIN ANNUITIES ( <i>B. Parker</i> ) |      |
| Read for the first time and referred to the Rules Committee                              | 206  |
| Assigned to standing committee   | 333  |
| Returned to Rules Committee  | 841  |
| Enacting Clause Stricken   | 1103 |
| <b>H.B. 227</b> — SAFE DRINKING WATER ACT AMENDMENTS ( <i>G. Donnelson</i> )             |      |
| Read for the first time and referred to the Rules Committee                              | 220  |
| Assigned to standing committee   | 369  |
| Amendments   | 840  |
| Returned to Rules Committee  | 840  |
| Enacting Clause Stricken   | 1103 |

|   |          |
|---|----------|
| <b>H.B. 228</b> — LOCAL GOVERNMENT OFFICIALS AMENDMENTS ( <i>M. Thompson</i> )  |          |
| Read for the first time and referred to the Rules Committee   | 220      |
| Assigned to standing committee  | 264      |
| Read the second time  | 354      |
| Read the third time   | 393      |
| Transmitted to the Senate   | 394      |
| Signed by the Speaker and transmitted to the Governor   | 897      |
| <br>  |          |
| <b>H.B. 229</b> — PROVIDING LOCATION INFORMATION TO NONCUSTODIAL PARENTS<br>WITH VISITATION RIGHTS ( <i>M. Thompson</i> ) |          |
| Read for the first time and referred to the Rules Committee   | 221      |
| Assigned to standing committee  | 368      |
| Read the second time  | 417      |
| Read the third time   | 474      |
| Transmitted to the Senate   | 475      |
| Signed by the Speaker and transmitted to the Governor   | 869      |
| <br>  |          |
| <b>H.B. 230</b> — PARENTAL RELOCATION AMENDMENTS ( <i>M. Thompson</i> )   |          |
| Read for the first time and referred to the Rules Committee   | 221      |
| Assigned to standing committee  | 584      |
| Substituted   | 680      |
| <br>  |          |
| <b>1st Sub. H.B. 230</b> — PARENTAL RELOCATION AMENDMENTS ( <i>M. Thompson</i> )  |          |
| Amendments  | 680      |
| Read the second time  | 680, 717 |
| Returned to Rules Committee   | 697      |
| Read the third time   | 776      |
| Transmitted to the Senate   | 777      |
| Amendments  | 1091     |
| Concurrence   | 1091     |
| Signed by the Speaker and transmitted to the Governor   | 1097     |
| <br>  |          |
| <b>H.B. 231</b> — HEALTH CARE FACILITY LICENSURE AMENDMENTS ( <i>R. McGee</i> )   |          |
| Read for the first time and referred to the Rules Committee   | 236      |
| Assigned to standing committee  | 346      |
| Read the second time  | 417      |
| Read the third time   | 474      |
| Transmitted to the Senate   | 474      |
| Signed by the Speaker and transmitted to the Governor   | 869      |
| <br>  |          |
| <b>H.B. 232</b> — UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS ( <i>R. Bigelow</i> )                                     |          |
| Read for the first time and referred to the Rules Committee   | 236      |
| Assigned to standing committee  | 346, 386 |
| Substituted   | 489      |

**1st Sub. H.B. 232** — UTAH COLLEGE OF APPLIED TECHNOLOGY AMENDMENTS

*(R. Bigelow)*

|   |     |
|---|-----|
| Amendments  | 489 |
| Read the second time                                  | 490 |
| Read the third time                                   | 638 |
| Amendments  | 638 |
| Transmitted to the Senate                             | 639 |
| Placed on Concurrence Calendar                        | 895 |
| Concurrence   | 935 |
| Signed by the Speaker and transmitted to the Governor | 979 |

**H.B. 233** — USE OF EDUCATION REVENUES *(M. Styler)*

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 236  |
| Assigned to standing committee                              | 346  |
| Read the second time  | 461  |
| Read the third time   | 613  |
| Transmitted to the Senate                                   | 614  |
| Enacting Clause Stricken                                    | 1098 |

**H.B. 234** — ADMINISTRATIVE TREATMENT OF TRAFFIC VIOLATIONS – TECHNICAL AMENDMENTS *(D. Cox)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 237 |
| Assigned to standing committee                              | 369 |
| Read the second time  | 417 |
| Read the third time   | 455 |
| Amendments  | 455 |
| Transmitted to the Senate                                   | 456 |
| Signed by the Speaker and transmitted to the Governor       | 621 |

**H.B. 235** — FALSIFICATION OR ALTERATION OF GOVERNMENT RECORD *(K. Bryson)*

|   |     |
|---|-----|
| Read for the first time and referred to the Rules Committee | 256 |
| Assigned to standing committee                              | 369 |
| Read the second time  | 418 |
| Read the third time   | 456 |
| Transmitted to the Senate                                   | 457 |
| Placed on Concurrence Calendar                              | 870 |
| Concurrence   | 898 |
| Signed by the Speaker and transmitted to the Governor       | 944 |

**H.B. 236** — CIVIL ANTITRUST EXEMPTIONS *(J. Dougall)*

|   |      |
|---|------|
| Read for the first time and referred to the Rules Committee | 237  |
| Assigned to standing committee                              | 369  |
| Returned to Rules Committee                                 | 840  |
| Enacting Clause Stricken                                    | 1103 |

|  |          |
|--|----------|
| <b>H.B. 237</b> — RADIOACTIVE WASTE – PROHIBITION OF B AND C WASTE ( <i>K. Holdaway</i> )                          |          |
| Read for the first time and referred to the Rules Committee  | 237      |
| Assigned to standing committee   | 299      |
| Read the second time   | 396      |
| Read the third time  | 424      |
| Circled  | 424      |
| Uncircled  | 550      |
| Amendments   | 550      |
| Substituted  | 550      |
| <br>   |          |
| <b>1st Sub. H.B. 237</b> — LEGISLATIVE EVALUATION OF APPROVAL OF RADIOACTIVE WASTE FACILITY ( <i>K. Holdaway</i> ) |          |
| Circled  | 551      |
| Uncircled  | 643      |
| Amendments   | 643      |
| Transmitted to the Senate  | 645      |
| Enacting Clause Stricken   | 1098     |
| <br>   |          |
| <b>1st Sub. H.B. 237</b> — RADIOACTIVE WASTE – PROHIBITION OF B AND C WASTE ( <i>K. Holdaway</i> )                 |          |
| Circled  | 551      |
| <br>   |          |
| <b>H.B. 238</b> — UTAH CODE OF CRIMINAL PROCEDURE AMENDMENTS ( <i>K. Bryson</i> )                                  |          |
| Read for the first time and referred to the Rules Committee  | 256      |
| Assigned to standing committee   | 387      |
| Read the second time   | 555, 812 |
| Amendments   | 555      |
| Returned to Rules Committee  | 697      |
| Read the third time  | 860      |
| Transmitted to the Senate  | 860      |
| Signed by the Speaker and transmitted to the Governor  | 1009     |
| <br>   |          |
| <b>H.B. 239</b> — PARENT-TIME ASSISTANCE OFFICE ( <i>C. Bennion</i> )  |          |
| Read for the first time and referred to the Rules Committee  | 279      |
| Assigned to standing committee   | 386      |
| Amendments   | 517      |
| Read the second time   | 518, 717 |
| Read the third time  | 674, 785 |
| Circled  | 674, 785 |
| Returned to Rules Committee  | 697, 932 |
| Enacting Clause Stricken   | 1103     |

|  |          |
|--|----------|
| <b>H.B. 240</b> — VENTURE CAPITAL ENHANCEMENT ACT ( <i>P. Wallace</i> )                  |          |
| Read for the first time and referred to the Rules Committee                              | 306      |
| Assigned to standing committee   | 618      |
| Read the second time   | 678, 717 |
| Returned to Rules Committee  | 697      |
| Read the third time  | 737      |
| Amendments   | 737      |
| Transmitted to the Senate  | 739      |
| <br>   |          |
| <b>1st Sub. H.B. 240</b> — VENTURE CAPITAL ENHANCEMENT ACT ( <i>P. Wallace</i> )         |          |
| Placed on Concurrence Calendar   | 1030     |
| Concurrence  | 1032     |
| Signed by the Speaker and transmitted to the Governor                                    | 1061     |
| <br>   |          |
| <b>H.B. 241</b> — PARTIAL BIRTH ABORTION AMENDMENTS ( <i>M. Thompson</i> )               |          |
| Read for the first time and referred to the Rules Committee                              | 306      |
| Assigned to standing committee   | 444      |
| Read the second time   | 533      |
| Read the third time  | 693      |
| Amendments   | 693      |
| Transmitted to the Senate  | 695      |
| Enacting Clause Stricken   | 1098     |
| <br>   |          |
| <b>H.B. 242</b> — PROTECTION OF RIGHTS-OF-WAY – GATES ON COUNTY ROADS ( <i>M. Noel</i> ) |          |
| Read for the first time and referred to the Rules Committee                              | 306      |
| Assigned to standing committee   | 445      |
| Amendments   | 511      |
| Read the second time   | 511      |
| Read the third time  | 658      |
| Transmitted to the Senate  | 658      |
| Signed by the Speaker and transmitted to the Governor                                    | 1009     |
| <br>   |          |
| <b>H.B. 243</b> — AMENDMENTS TO EDUCATION ( <i>W. Harper</i> )                           |          |
| Read for the first time and referred to the Rules Committee                              | 306      |
| Assigned to standing committee   | 467      |
| Amendments   | 841      |
| Returned to Rules Committee  | 842      |
| Enacting Clause Stricken   | 1103     |
| <br>   |          |
| <b>H.B. 244</b> — MUNICIPAL GOVERNMENT AMENDMENTS ( <i>W. Harper</i> )                   |          |
| Read for the first time and referred to the Rules Committee                              | 306      |
| Assigned to standing committee   | 432      |
| Read the second time   | 488      |
| Read the third time  | 635      |
| Amendments   | 635      |
| Transmitted to the Senate  | 637      |
| Signed by the Speaker and transmitted to the Governor                                    | 944      |

|   |      |
|---|------|
| <b>H.B. 245</b> — REGULATION OF TELECOMMUNICATIONS CARRIERS ( <i>C. Bennion</i> ) |      |
| Read for the first time and referred to the Rules Committee                       | 306  |
| Assigned to standing committee  | 617  |
| Returned to Rules Committee   | 848  |
| Enacting Clause Stricken  | 1103 |
| <br>  |      |
| <b>H.B. 246</b> — RETIREMENT OFFICE AMENDMENTS ( <i>R. Bigelow</i> )              |      |
| Read for the first time and referred to the Rules Committee                       | 306  |
| Assigned to standing committee  | 410  |
| Read the second time  | 437  |
| Read the third time   | 600  |
| Circled   | 600  |
| Uncircled   | 630  |
| Transmitted to the Senate   | 631  |
| Other Action  | 631  |
| Signed by the Speaker and transmitted to the Governor                             | 1009 |
| <br>  |      |
| <b>H.B. 247</b> — POWER OF ATTORNEY IN RELATION TO A TRUST ( <i>M. Newbold</i> )  |      |
| Read for the first time and referred to the Rules Committee                       | 307  |
| Assigned to standing committee  | 444  |
| Read the second time  | 554  |
| Returned to Rules Committee   | 697  |
| Placed on calendar  | 697  |
| Read the third time   | 723  |
| Transmitted to the Senate   | 724  |
| Placed on Concurrence Calendar  | 1008 |
| Concurrence   | 1009 |
| Signed by the Speaker and transmitted to the Governor                             | 1032 |
| <br>  |      |
| <b>H.B. 248</b> — PRIVACY OF STATE DATABASE HEALTH RECORDS ( <i>C. Bennion</i> )  |      |
| Read for the first time and referred to the Rules Committee                       | 307  |
| Assigned to standing committee  | 486  |
| Amendments  | 624  |
| Read the second time  | 625  |
| Read the third time   | 689  |
| Transmitted to the Senate   | 690  |
| Signed by the Speaker and transmitted to the Governor                             | 1061 |
| <br>  |      |
| <b>H.B. 249</b> — LICENSING MORTGAGE LOAN OFFICERS ( <i>B. Parker</i> )           |      |
| Read for the first time and referred to the Rules Committee                       | 307  |
| Assigned to standing committee  | 467  |
| Substituted   | 709  |

**2nd Sub. H.B. 249** — LICENSING MORTGAGE LOAN OFFICERS (*B. Parker*)

- Read the second time . . . . . 710, 717
- Returned to Rules Committee . . . . . 710
- Read the third time . . . . . 777
- Amendments . . . . . 777
- Transmitted to the Senate . . . . . 778
- Failed . . . . . 1079
- Enacting Clause Stricken . . . . . 1103

**H.B. 250** — LONG-TERM CARE – FACILITIES REIMBURSEMENT (*J. Seitz*)

- Read for the first time and referred to the Rules Committee . . . . . 307
- Enacting Clause Stricken . . . . . 1103

**H.B. 251** — AMENDMENTS RELATED TO PUBLIC UTILITIES (*C. Bennion*)

- Read for the first time and referred to the Rules Committee . . . . . 307
- Assigned to standing committee . . . . . 432
- Substituted . . . . . 844

**1st Sub. H.B. 251** — AMENDMENTS RELATED TO ELECTRIC PUBLIC UTILITIES  
(*C. Bennion*)

- Amendments . . . . . 844
- Returned to Rules Committee . . . . . 848
- Enacting Clause Stricken . . . . . 1103

**H.B. 252** — MATERIALS HARMFUL TO MINORS AMENDMENTS (*D. Hogue*)

- Read for the first time and referred to the Rules Committee . . . . . 307
- Enacting Clause Stricken . . . . . 1103

**H.B. 253** — POWERSPORT DEALER ASSOCIATION AMENDMENTS (*B. Goodfellow*)

- Read for the first time and referred to the Rules Committee . . . . . 307
- Assigned to standing committee . . . . . 487
- Read the second time . . . . . 556
- Read the third time . . . . . 652
- Transmitted to the Senate . . . . . 652
- Signed by the Speaker and transmitted to the Governor . . . . . 897

**H.B. 254** — MOTOR VEHICLE REGISTRATION – RESIDENT EXEMPTION (*R. Lockhart*)

- Read for the first time and referred to the Rules Committee . . . . . 308
- Assigned to standing committee . . . . . 410
- Read the second time . . . . . 473
- Read the third time . . . . . 520
- Transmitted to the Senate . . . . . 521
- Signed by the Speaker and transmitted to the Governor . . . . . 869

**H.B. 255** — REGISTERING FOR PRIMARY ELECTIONS (*S. Allen*)

- Read for the first time and referred to the Rules Committee . . . . . 308
- Assigned to standing committee . . . . . 386
- Read the second time . . . . . 514
- Read the third time . . . . . 660
- Substituted . . . . . 660

**1st Sub. H.B. 255** — REGISTERING FOR PRIMARY ELECTIONS (*S. Allen*)

- Transmitted to the Senate . . . . . 661
- Signed by the Speaker and transmitted to the Governor . . . . . 897

**H.B. 256** — INDIVIDUAL INCOME TAX – SUBTRACTION FOR FEDERAL INCOME TAX  
(*P. Jones*)

- Read for the first time and referred to the Rules Committee . . . . . 308
- Assigned to standing committee . . . . . 410
- Returned to Rules Committee . . . . . 849
- Enacting Clause Stricken . . . . . 1103

**H.B. 257** — STATE SYSTEM OF PUBLIC EDUCATION AMENDMENTS (*K. Holdaway*)

- Read for the first time and referred to the Rules Committee . . . . . 308

**H.B. 257** — PUBLIC EDUCATION LEGISLATIVE TASK FORCE (*K. Holdaway*)

- Read the first time by short title and referred to Rules Committee . . . . . 473
- Assigned to standing committee . . . . . 531
- Amendments . . . . . 648
- Read the second time . . . . . 649, 867
- Returned to Rules Committee . . . . . 697
- Read the third time . . . . . 873
- Amendments . . . . . 873
- Transmitted to the Senate . . . . . 874
- Signed by the Speaker and transmitted to the Governor . . . . . 952

**H.B. 258** — MOTOR VEHICLE BUSINESS REGULATION – PENALTIES (*D. Clark*)

- Read for the first time and referred to the Rules Committee . . . . . 308
- Assigned to standing committee . . . . . 444
- Read the second time . . . . . 500
- Read the third time . . . . . 641
- Transmitted to the Senate . . . . . 642
- Signed by the Speaker and transmitted to the Governor . . . . . 897

**H.B. 259** — DISCLOSURE OF COMMERCIAL PESTICIDE APPLICATOR FINANCIAL RESPONSIBILITY (*D. Clark*)  
 Read for the first time and referred to the Rules Committee . . . . . 308

**H.B. 259** — DISCLOSURE OF COMMERCIAL PEST CONTROL BUSINESS FINANCIAL RESPONSIBILITY (*D. Clark*)  
 Read the first time by short title and referred to Rules Committee . . . . . 589  
 Assigned to standing committee . . . . . 664  
 Read the second time . . . . . 712, 864  
 Returned to Rules Committee . . . . . 712, 932  
 Enacting Clause Stricken . . . . . 1103

**H.B. 260** — STATE ROAD BOND BILL (*W. Harper*)  
 Read for the first time and referred to the Rules Committee . . . . . 308

**H.B. 260** — 2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS (*W. Harper*)  
 Read the first time by short title and referred to Rules Committee . . . . . 500  
 Assigned to standing committee . . . . . 532  
 Read the second time . . . . . 587  
 Read the third time . . . . . 686  
 Transmitted to the Senate . . . . . 687

**1st Sub. H.B. 260** — 2002 HIGHWAY GENERAL OBLIGATION BOND AMENDMENTS (*W. Harper*)  
 Placed on Concurrence Calendar . . . . . 1008  
 Concurrence . . . . . 1011  
 Signed by the Speaker and transmitted to the Governor . . . . . 1032

**H.B. 261** — CREATION OF DEPENDENT SPECIAL DISTRICTS (*D. Hogue*)  
 Read for the first time and referred to the Rules Committee . . . . . 309  
 Enacting Clause Stricken . . . . . 1103

**H.B. 262** — RADIOACTIVE WASTE TAX INCREASE (*K. Holdaway*)  
 Read for the first time and referred to the Rules Committee . . . . . 309  
 Enacting Clause Stricken . . . . . 1103

**H.B. 263** — PROFITS FROM SALE OF CRIME MEMORABILIA (*S. Daniels*)  
 Read for the first time and referred to the Rules Committee . . . . . 309  
 Enacting Clause Stricken . . . . . 1103

- H.B. 264** — DIVISION OF PARKS AND RECREATION – RESTRICTED ACCOUNT (*M. Styer*)
- Read for the first time and referred to the Rules Committee . . . . . 309
  - Assigned to standing committee . . . . . 553
  - Read the second time . . . . . 625, 730
  - Returned to Rules Committee . . . . . 697
  - Read the third time . . . . . 785
  - Transmitted to the Senate . . . . . 786
  - Signed by the Speaker and transmitted to the Governor . . . . . 979
- H.B. 265** — INDIVIDUAL INCOME TAX CREDIT – EXPENSES FOR CARE OF ELDERLY  
(*D. Hogue*)
- Read for the first time and referred to the Rules Committee . . . . . 309
- H.B. 265** — INDIVIDUAL INCOME TAX CREDIT – AMOUNTS PAID FOR CARE OF  
ELDERLY (*D. Hogue*)
- Enacting Clause Stricken . . . . . 1103
- H.B. 266** — SIGNATURE PROCESS ON INITIATIVE PETITIONS (*D. Hogue*)
- Read for the first time and referred to the Rules Committee . . . . . 309
- H.B. 266** — POLITICAL ISSUES REPORTING AMENDMENTS (*D. Hogue*)
- Read the first time by short title and referred to Rules Committee . . . . . 418
  - Assigned to standing committee . . . . . 444
  - Read the second time . . . . . 514
  - Read the third time . . . . . 605
  - Transmitted to the Senate . . . . . 606
  - Signed by the Speaker and transmitted to the Governor . . . . . 897
- H.B. 267** — OVERSIGHT OF HIGH SCHOOL ACTIVITIES ASSOCIATION (*D. Bourdeaux*)
- Read for the first time and referred to the Rules Committee . . . . . 309
  - Enacting Clause Stricken . . . . . 1103
- H.B. 268** — TAX REDUCTIONS (*J. M. Philpot*)
- Read for the first time and referred to the Rules Committee . . . . . 310
  - Enacting Clause Stricken . . . . . 1103
- H.B. 269** — CONDITIONS FOR RELEASE AFTER RELEASE FOR DOMESTIC  
VIOLENCE (*P. Wallace*)
- Read for the first time and referred to the Rules Committee . . . . . 310
- H.B. 269** — CONDITIONS FOR RELEASE AFTER NOTICE REGARDING ARREST FOR  
DOMESTIC VIOLENCE (*P. Wallace*)
- Assigned to standing committee . . . . . 663
  - Read the second time . . . . . 797, 864
  - Returned to Rules Committee . . . . . 797, 932
  - Enacting Clause Stricken . . . . . 1103

**H.B. 270** — PROTECTIVE ORDERS AS INDEPENDENT CIVIL ACTIONS (*P. Wallace*)

    Read for the first time and referred to the Rules Committee . . . . . 310

    Enacting Clause Stricken . . . . . 1103

**H.B. 271** — AIRPORT TO UNIVERSITY OF UTAH LIGHT RAIL RESTRICTED

    ACCOUNT AMENDMENTS (*D. Ure*)

    Read for the first time and referred to the Rules Committee . . . . . 310

    Assigned to standing committee . . . . . 467

    Returned to Rules Committee . . . . . 840

    Tabled . . . . . 840

    Placed on Calendar . . . . . 858

    Time Certain . . . . . 858

    Read the second and third times . . . . . 863

    Transmitted to the Senate . . . . . 864

    Signed by the Speaker and transmitted to the Governor . . . . . 1075

**H.B. 272** — TELECOMMUNICATIONS INFRASTRUCTURE AMENDMENT (*G. Curtis*)

    Read for the first time and referred to the Rules Committee . . . . . 310

**H.B. 272** — REDEVELOPMENT AGENCIES – TAX INCREMENT AMENDMENTS (*G. Curtis*)

    Read the first time by short title and referred to Rules Committee . . . . . 473

    Assigned to standing committee . . . . . 532

    Amendments . . . . . 588

    Read the second time . . . . . 589

    Returned to Rules Committee . . . . . 697

    Placed on calendar . . . . . 697

    Read the third time . . . . . 723

    Circled . . . . . 723

    Uncircled . . . . . 733

    Amendments . . . . . 733

    Transmitted to the Senate . . . . . 735

    Placed on Concurrence Calendar . . . . . 1008

    Concurrence . . . . . 1010

    Signed by the Speaker and transmitted to the Governor . . . . . 1032

**H.B. 273** — UTILITY COSTS TO HOMEOWNER (*S. Mascaro*)

    Read for the first time and referred to the Rules Committee . . . . . 310

    Assigned to standing committee . . . . . 532

    Read the second time . . . . . 603

    Returned to Rules Committee . . . . . 697

    Placed on calendar . . . . . 697

    Read the third time . . . . . 705

    Amendments . . . . . 705

    Transmitted to the Senate . . . . . 707

    Signed by the Speaker and transmitted to the Governor . . . . . 1061

|   |          |
|---|----------|
| <b>H.B. 274</b> — RIGHTS-OF-WAY ACROSS FEDERAL LAND ( <i>M. Noel</i> )                        |          |
| Read for the first time and referred to the Rules Committee                                   | 310      |
| Assigned to standing committee  | 584      |
| Amendments  | 666      |
| Read the second time  | 666, 717 |
| Returned to Rules Committee   | 697      |
| Read the third time   | 739      |
| Amendments  | 739      |
| Transmitted to the Senate   | 740      |
| Signed by the Speaker and transmitted to the Governor   | 1009     |
| <br>  |          |
| <b>H.B. 275</b> — DAM SAFETY AMENDMENTS ( <i>M. Styler</i> )                                  |          |
| Read for the first time and referred to the Rules Committee                                   | 311      |
| Enacting Clause Stricken  | 1103     |
| <br>  |          |
| <b>H.B. 276</b> — TAX AMNESTY PROVISIONS ( <i>K. Morgan</i> )                                 |          |
| Read for the first time and referred to the Rules Committee                                   | 311      |
| <br>  |          |
| <b>H.B. 276</b> — TAX REVISIONS ( <i>K. Morgan</i> )  |          |
| Read the first time by short title and referred to Rules Committee                            | 720      |
| Read the second time  | 864      |
| Returned to Rules Committee   | 932      |
| Enacting Clause Stricken  | 1103     |
| <br>  |          |
| <b>H.B. 277</b> — RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS ( <i>J. M. Philpot</i> )          |          |
| Read for the first time and referred to the Rules Committee                                   | 311      |
| Assigned to standing committee  | 468      |
| Read the second time  | 516      |
| Read the third time   | 672      |
| Transmitted to the Senate   | 673      |
| <br>  |          |
| <b>1st Sub. H.B. 277</b> — RESIDENTIAL MORTGAGE PRACTICES AMENDMENTS ( <i>J. M. Philpot</i> ) |          |
| Placed on Concurrence Calendar  | 1060     |
| Concurrence   | 1064     |
| Signed by the Speaker and transmitted to the Governor   | 1093     |

**H.B. 278** — REVIEW OF SUBDIVISIONS CROSSING OR AFFECTING COUNTY BOUNDARIES (*D. Buxton*)  
 Read for the first time and referred to the Rules Committee . . . . . 311

**H.B. 278** — MUNICIPAL ANNEXATIONS ACROSS COUNTY LINES (*D. G. Buxton*)  
 Read the first time by short title and referred to Rules Committee . . . . . 547  
 Assigned to standing committee . . . . . 617  
 Read the second time . . . . . 679, 730  
 Returned to Rules Committee . . . . . 697  
 Read the third time . . . . . 786  
 Amendments . . . . . 786  
 Transmitted to the Senate . . . . . 788  
 Signed by the Speaker and transmitted to the Governor . . . . . 952

**H.B. 279** — THEFT OF GASOLINE (*G. Curtis*)  
 Read for the first time and referred to the Rules Committee . . . . . 311  
 Assigned to standing committee . . . . . 584  
 Amendments . . . . . 707  
 Read the second time . . . . . 708, 730, 811  
 Returned to Rules Committee . . . . . 708  
 Read the third time . . . . . 832  
 Amendments . . . . . 832  
 Failed . . . . . 833  
 Enacting Clause Stricken . . . . . 1103

**H.B. 280** — MOTOR VEHICLE ACCIDENTS – ACCESS TO POLICE REPORTS (*L. Christensen*)  
 Read for the first time and referred to the Rules Committee . . . . . 311  
 Assigned to standing committee . . . . . 468  
 Amendments . . . . . 511  
 Read the second time . . . . . 511  
 Amendments . . . . . 655  
 Read the third time . . . . . 655  
 Transmitted to the Senate . . . . . 657  
 Signed by the Speaker and transmitted to the Governor . . . . . 952

**H.B. 281** — BREADTH OF APPLICATION OF MUNICIPAL ORDINANCES (*E. Hutchings*)  
 Read for the first time and referred to the Rules Committee . . . . . 311  
 Enacting Clause Stricken . . . . . 1103

**H.B. 282** — CONTROLLED SUBSTANCES AMENDMENTS (*E. Hutchings*)  
 Read for the first time and referred to the Rules Committee . . . . . 312  
 Enacting Clause Stricken . . . . . 1103

**H.B. 283** — HOMEBUYERS RIGHTS (*E. Hutchings*)  
 Read for the first time and referred to the Rules Committee . . . . . 312  
 Enacting Clause Stricken . . . . . 1103

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| <b>H.B. 284</b> — TRAFFIC ACCIDENT RESPONSE ( <i>E. Hutchings</i> )   |          |
| Read for the first time and referred to the Rules Committee   | 312      |
| Assigned to standing committee  | 663      |
| Read the second time  | 797      |
| Returned to Rules Committee   | 797, 932 |
| Placed on calendar  | 918      |
| Enacting Clause Stricken  | 1103     |
| <br>  |          |
| <b>H.B. 285</b> — FALSE ALLEGATIONS IN DIVORCE PROCEEDINGS ( <i>N. Hendrickson</i> )                                  |          |
| Read for the first time and referred to the Rules Committee   | 312      |
| Assigned to standing committee  | 531      |
| Substituted   | 718      |
| <br>  |          |
| <b>1st Sub. H.B. 285</b> — FALSE ALLEGATIONS IN DIVORCE PROCEEDINGS ( <i>N. Hendrickson</i> )                         |          |
| Amendments  | 718      |
| Read the second time  | 720, 730 |
| Returned to Rules Committee   | 720      |
| Read the third time   | 819      |
| Amendments  | 820      |
| Failed  | 820      |
| Enacting Clause Stricken  | 1103     |
| <br>  |          |
| <b>H.B. 286</b> — RADIOACTIVE AND HAZARDOUS WASTE TAX AND FEE AMENDMENTS<br>( <i>D. Ure</i> )                         |          |
| Read for the first time and referred to the Rules Committee   | 312      |
| <br>  |          |
| <b>H.B. 286</b> — WASTE TAX AND FEE AMENDMENTS ( <i>D. Ure</i> )  |          |
| Read the first time by short title and referred to Rules Committee  | 651      |
| Assigned to standing committee  | 664      |
| Read the second time  | 743, 811 |
| Returned to Rules Committee   | 743      |
| Read the third time   | 826      |
| Circled   | 826, 852 |
| Uncircled   | 852, 885 |
| Substituted   | 852      |
| <br>  |          |
| <b>1st Sub. H.B. 286</b> — WASTE TAX AND FEE AMENDMENTS ( <i>D. Ure</i> )   |          |
| Amendments  | 885      |
| Transmitted to the Senate   | 887      |
| Placed on Concurrence Calendar  | 956      |
| Concurrence   | 979      |
| Signed by the Speaker and transmitted to the Governor   | 991      |
| <br>  |          |
| <b>H.B. 287</b> — TASK FORCE REGARDING REGULATION AND TAXATION OF LOW-LEVEL<br>RADIOACTIVE WASTE ( <i>K. Morgan</i> ) |          |
| Read for the first time and referred to the Rules Committee   | 312      |
| Enacting Clause Stricken  | 1104     |

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| <b>H.B. 288</b> — PENALTIES FOR VIOLATING HOUSE ARREST ( <i>E. Hutchings</i> )                       |          |
| Read for the first time and referred to the Rules Committee  | 312      |
| Enacting Clause Stricken   | 1104     |
| <b>H.B. 289</b> — HUMAN RESOURCE MANAGEMENT AMENDMENTS ( <i>J. M. Philpot</i> )                      |          |
| Read for the first time and referred to the Rules Committee  | 313      |
| Assigned to standing committee   | 696      |
| Amendments   | 799      |
| Read the second time   | 800, 812 |
| Returned to Rules Committee  | 800      |
| Read the third time  | 861      |
| Circled  | 861      |
| Uncircled  | 862      |
| Amendments   | 862      |
| Transmitted to the Senate  | 863      |
| Enacting Clause Stricken   | 1104     |
| <b>H.B. 290</b> — EXEMPTIONS RELATED TO EXCHANGE OF SECURITIES ( <i>C. Bennion</i> )                 |          |
| Read for the first time and referred to the Rules Committee  | 313      |
| Assigned to standing committee   | 467      |
| Substituted  | 602      |
| <b>1st Sub. H.B. 290</b> — EXEMPTIONS RELATED TO EXCHANGE OF SECURITIES ( <i>C. Bennion</i> )        |          |
| Read the second time   | 603      |
| Returned to Rules Committee  | 697      |
| Placed on calendar   | 698      |
| Read the third time  | 736      |
| Transmitted to the Senate  | 737      |
| Signed by the Speaker and transmitted to the Governor  | 952      |
| <b>H.B. 291</b> — SPECIAL GROUP LICENSE PLATES AMENDMENTS ( <i>J. Dougall</i> )                      |          |
| Read for the first time and referred to the Rules Committee  | 313      |
| Assigned to standing committee   | 617      |
| Returned to Rules Committee  | 843      |
| Enacting Clause Stricken   | 1104     |
| <b>H.B. 292</b> — RESTRICTIONS ON STATE AGENCY EMPLOYEES BECOMING LOBBYISTS<br>( <i>S. Daniels</i> ) |          |
| Read for the first time and referred to the Rules Committee  | 313      |
| <b>H.B. 292</b> — EMPLOYMENT RESTRICTIONS ON STATE AGENCY EMPLOYEES ( <i>S. Daniels</i> )            |          |
| Read the first time by short title and referred to Rules Committee                                   | 603      |
| Enacting Clause Stricken   | 1104     |

**H.B. 293** — DISCLOSURE OF METH LABS ON RENTAL PROPERTY (*D. Litvack*)

Read for the first time and referred to the Rules Committee . . . . . 313

Assigned to standing committee . . . . . 677

Returned to Rules Committee . . . . . 843

Enacting Clause Stricken . . . . . 1104

  

**H.B. 294** — COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL, RECREATIONAL,  
AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS  
(*S. Allen*)

Read for the first time and referred to the Rules Committee . . . . . 313

Assigned to standing committee . . . . . 663

Amendments . . . . . 743

Read the second time . . . . . 744, 811

Returned to Rules Committee . . . . . 744

Read the third time . . . . . 855

Amendments . . . . . 855

Transmitted to the Senate . . . . . 858

  

**3rd Sub. H.B. 294** — COUNTY OPTION FUNDING FOR BOTANICAL, CULTURAL,  
RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES  
AMENDMENTS (*S. Allen*)

Amendments . . . . . 1059

Placed on Concurrence Calendar . . . . . 1060

Concurrence . . . . . 1061

Signed by the Speaker and transmitted to the Governor . . . . . 1094

  

**H.B. 295** — LOCAL GOVERNMENT’S RESPONSIBILITIES TOWARD ROADS ON TRUST  
LANDS (*M. Noel*)

Read for the first time and referred to the Rules Committee . . . . . 314

  

**H.B. 295** — STATE LANDS AMENDMENTS (*M. Noel*)

Read the first time by short title and referred to Rules Committee . . . . . 519

Assigned to standing committee . . . . . 584

Read the second time . . . . . 666

Returned to Rules Committee . . . . . 697

Placed on calendar . . . . . 698

Read the third time . . . . . 735

Transmitted to the Senate . . . . . 736

Signed by the Speaker and transmitted to the Governor . . . . . 1061

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| <b>H.B. 296</b> — MUNICIPAL ANNEXATION AMENDMENTS ( <i>M. S. Lawrence</i> )  |          |
| Read for the first time and referred to the Rules Committee                  | 314      |
| Assigned to standing committee   | 553      |
| Amendments   | 633      |
| Read the second time   | 634, 730 |
| Returned to Rules Committee  | 697      |
| Read the third time  | 808      |
| Amendments   | 808      |
| Transmitted to the Senate  | 810      |
| Signed by the Speaker and transmitted to the Governor                        | 1093     |
| <br>   |          |
| <b>H.B. 297</b> — SPECIAL EDUCATION AMENDMENTS ( <i>K. Holdaway</i> )        |          |
| Read for the first time and referred to the Rules Committee                  | 314      |
| Assigned to standing committee   | 663      |
| Read the second time   | 708, 812 |
| Returned to Rules Committee  | 708, 932 |
| Enacting Clause Stricken   | 1104     |
| <br>   |          |
| <b>H.B. 298</b> — AUTOMATED TELLER MACHINE AMENDMENTS ( <i>D. Clark</i> )    |          |
| Read for the first time and referred to the Rules Committee                  | 314      |
| Enacting Clause Stricken   | 1104     |
| <br>   |          |
| <b>H.B. 299</b> — TRUST LAW AMENDMENTS ( <i>D. Clark</i> )                   |          |
| Read for the first time and referred to the Rules Committee                  | 314      |
| Assigned to standing committee   | 663      |
| Substituted  | 710      |
| <br>   |          |
| <b>1st Sub. H.B. 299</b> — TRUST LAW AMENDMENTS ( <i>D. Clark</i> )          |          |
| Read the second time   | 710, 717 |
| Amendments   | 710      |
| Returned to Rules Committee  | 710      |
| Read the third time  | 784      |
| Amendments   | 784      |
| Circled  | 785      |
| Uncircled  | 852      |
| Amendments   | 852      |
| Transmitted to the Senate  | 855      |
| Amendments   | 1094     |
| Concurrence  | 1095     |
| Signed by the Speaker and transmitted to the Governor                        | 1097     |
| <br>   |          |
| <b>H.B. 300</b> — TAX OF SEXUALLY EXPLICIT MATERIALS ( <i>D. Bourdeaux</i> ) |          |
| Read for the first time and referred to the Rules Committee                  | 314      |
| Assigned to standing committee   | 664      |
| Amendments   | 677      |
| Read the second time   | 678, 864 |
| Returned to Rules Committee  | 697, 932 |
| Enacting Clause Stricken   | 1104     |

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| <b>H.B. 301</b> — MOTOR VEHICLE PURCHASE AMENDMENTS ( <i>D. Bush</i> )                 |      |
| Read for the first time and referred to the Rules Committee                            | 314  |
| Assigned to standing committee   | 487  |
| Read the second time   | 556  |
| Returned to Rules Committee  | 697  |
| Placed on calendar   | 697  |
| Read the third time  | 712  |
| Transmitted to the Senate  | 713  |
| Enacting Clause Stricken   | 1098 |
| <br>   |      |
| <b>H.B. 302</b> — PRIVATIZATION POLICY BOARD AMENDMENTS ( <i>R. Bigelow</i> )          |      |
| Read for the first time and referred to the Rules Committee                            | 315  |
| Assigned to standing committee   | 444  |
| Substituted  | 515  |
| <br>   |      |
| <b>1st Sub. H.B. 302</b> — PRIVATIZATION POLICY BOARD AMENDMENTS ( <i>R. Bigelow</i> ) |      |
| Amendments   | 515  |
| Read the second time   | 516  |
| Read the third time  | 673  |
| Transmitted to the Senate  | 674  |
| Signed by the Speaker and transmitted to the Governor                                  | 1075 |
| <br>   |      |
| <b>H.B. 303</b> — LOANS – DEBT CANCELLATION CLAUSE ( <i>D. Clark</i> )                 |      |
| Read for the first time and referred to the Rules Committee                            | 315  |
| <br>   |      |
| <b>H.B. 303</b> — DEBT CANCELLATION CLAUSE ( <i>D. Clark</i> )                         |      |
| Assigned to standing committee   | 531  |
| Returned to Rules Committee  | 841  |
| Enacting Clause Stricken   | 1104 |
| <br>   |      |
| <b>H.B. 304</b> — BOND ELECTION DATES ( <i>J. M. Philpot</i> )                         |      |
| Read for the first time and referred to the Rules Committee                            | 315  |
| Assigned to standing committee   | 617  |
| Returned to Rules Committee  | 842  |
| Enacting Clause Stricken   | 1104 |

**H.B. 305** — INDIVIDUAL INCOME TAX – CONTRIBUTION FOR WOLF MITIGATION AND MANAGEMENT (*D. Peterson*)  
 Read for the first time and referred to the Rules Committee . . . . . 315

**H.B. 305** — INDIVIDUAL INCOME TAX CONTRIBUTION – WOLF DEPREDATION AND MANAGEMENT RESTRICTED ACCOUNT (*D. Peterson*)  
 Read the first time by short title and referred to Rules Committee . . . . . 518  
 Assigned to standing committee . . . . . 664  
 Read the second time . . . . . 712, 730  
 Returned to Rules Committee . . . . . 712  
 Read the third time . . . . . 810  
 Transmitted to the Senate . . . . . 811  
 Failed . . . . . 919  
 Returned to the Senate . . . . . 943  
 Signed by the Speaker and transmitted to the Governor . . . . . 1041

**H.B. 306** — CONSTRUCTION LIEN AMENDMENTS (*S. Clark*)  
 Read for the first time and referred to the Rules Committee . . . . . 315  
 Assigned to standing committee . . . . . 531  
 Substituted . . . . . 709

**1st Sub. H.B. 306** — CONSTRUCTION LIEN AMENDMENTS (*S. Clark*)  
 Read the second time . . . . . 710, 812  
 Returned to Rules Committee . . . . . 710  
 Read the third time . . . . . 877  
 Substituted . . . . . 877

**2nd Sub. H.B. 306** — CONSTRUCTION LIEN AMENDMENTS (*S. Clark*)  
 Transmitted to the Senate . . . . . 877  
 Enacting Clause Stricken . . . . . 1098

**H.B. 307** — CHILD BIGAMY AMENDMENT (*M. S. Lawrence*)  
 Read for the first time and referred to the Rules Committee . . . . . 315  
 Assigned to standing committee . . . . . 531  
 Substituted . . . . . 622  
 Transmitted to the Senate . . . . . 790

**1st Sub. H.B. 307** — CHILD BIGAMY AMENDMENT (*M. S. Lawrence*)  
 Read the second time . . . . . 622  
 Returned to Rules Committee . . . . . 697  
 Placed on calendar . . . . . 697  
 Read the third time . . . . . 724  
 Held . . . . . 725  
 Transmitted to the Senate . . . . . 790  
 Signed by the Speaker and transmitted to the Governor . . . . . 1061

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| <b>H.B. 308</b> — HEALTH AND HUMAN SERVICES BOARDS AND COMMISSION  |      |
| AMENDMENT ( <i>J. Seitz</i> )  |      |
| Read for the first time and referred to the Rules Committee  | 315  |
| Assigned to standing committee   | 486  |
| Read the second time   | 651  |
| Read the third time  | 691  |
| Transmitted to the Senate  | 691  |
| Signed by the Speaker and transmitted to the Governor  | 1009 |
| <br>   |      |
| <b>H.B. 309</b> — SPECIAL FUNCTION OFFICERS FOR DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ( <i>J. M. Philpot</i> ) |      |
| Read for the first time and referred to the Rules Committee  | 316  |
| Assigned to standing committee   | 444  |
| Read the second time   | 513  |
| Read the third time  | 659  |
| Held   | 660  |
| Enacting Clause Stricken   | 1098 |
| <br>   |      |
| <b>H.B. 310</b> — TRANSPORTATION PLANNING TASK FORCE ( <i>J. Dougall</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 316  |
| Assigned to standing committee   | 468  |
| Read the second time   | 511  |
| Read the third time  | 642  |
| Amendments   | 642  |
| Transmitted to the Senate  | 643  |
| Placed on Concurrence Calendar   | 951  |
| Concurrence  | 958  |
| Signed by the Speaker and transmitted to the Governor  | 991  |
| <br>   |      |
| <b>H.B. 311</b> — REDEVELOPMENT AGENCIES BONDING AUTHORITY ( <i>D. Clark</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 316  |
| Enacting Clause Stricken   | 1104 |
| <br>   |      |
| <b>H.B. 312</b> — EMAIL MARKETING ( <i>K. Bryson</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 316  |
| Assigned to standing committee   | 663  |
| Returned to Rules Committee  | 841  |
| Enacting Clause Stricken   | 1104 |
| <br>   |      |
| <b>H.B. 313</b> — TAX EVASION AMENDMENTS ( <i>M. S. Lawrence</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 316  |
| Enacting Clause Stricken   | 1104 |
| <br>   |      |
| <b>H.B. 314</b> — MARRIAGE PREPARATION CLASSES ( <i>R. McGee</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 316  |
| Enacting Clause Stricken   | 1104 |

- H.B. 315** — EXPUNGING FALSE CRIMINAL CHARGES FOR IDENTITY THEFT (*R. Bigelow*)  
 Read for the first time and referred to the Rules Committee . . . . . 316  
 Enacting Clause Stricken . . . . . 1104
- H.B. 316** — AEROSPACE AND AVIATION DEVELOPMENT ZONE (*B. Dee*)  
 Read for the first time and referred to the Rules Committee . . . . . 317  
 Assigned to standing committee . . . . . 677  
 Amendments . . . . . 742  
 Read the second time . . . . . 742, 811  
 Returned to Rules Committee . . . . . 742  
 Read the third time . . . . . 830  
 Amendments . . . . . 830  
 Transmitted to the Senate . . . . . 831  
 Amendments . . . . . 1049  
 Concurrence . . . . . 1050  
 Signed by the Speaker and transmitted to the Governor . . . . . 1075, 1096
- H.B. 317** — REDEVELOPMENT ACT – BONDING AMENDMENTS (*D. Clark*)  
 Read for the first time and referred to the Rules Committee . . . . . 317  
 Enacting Clause Stricken . . . . . 1104
- H.B. 318** — AMENDMENT TO VETERINARY PRACTICE ACT (*P. Wallace*)  
 Read for the first time and referred to the Rules Committee . . . . . 317  
 Enacting Clause Stricken . . . . . 1104
- H.B. 319** — FAMILY EMPLOYMENT PROGRAM WORK INCENTIVES (*D. Litvack*)  
 Read for the first time and referred to the Rules Committee . . . . . 317  
 Assigned to standing committee . . . . . 553  
 Amendments . . . . . 635  
 Read the second time . . . . . 635  
 Returned to Rules Committee . . . . . 697, 932  
 Placed on calendar . . . . . 697  
 Read the third time . . . . . 723  
 Circled . . . . . 723  
 Enacting Clause Stricken . . . . . 1104
- H.B. 320** — SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS (*C. Bennion*)  
 Read for the first time and referred to the Rules Committee . . . . . 317  
 Enacting Clause Stricken . . . . . 1104
- H.B. 321** — GENERAL GOVERNMENT AMENDMENTS (*B. King*)  
 Read for the first time and referred to the Rules Committee . . . . . 317  
 Enacting Clause Stricken . . . . . 1104
- H.B. 322** — TASK FORCE ON AIR QUALITY AND MOTOR VEHICLE EMISSION  
 STANDARDS (*R. McGee*)  
 Read for the first time and referred to the Rules Committee . . . . . 317  
 Enacting Clause Stricken . . . . . 1104

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| <b>H.B. 323</b> — DONATION OF SURPLUS COMPUTERS TO PERSONS WITH A DISABILITY |          |
| <i>(C. Bird)</i>   |          |
| Read for the first time and referred to the Rules Committee                  | 318      |
| Assigned to standing committee   | 553      |
| Amendments   | 650      |
| Read the second time   | 651, 812 |
| Returned to Rules Committee  | 697, 932 |
| Enacting Clause Stricken   | 1104     |
| <br>   |          |
| <b>H.B. 324</b> — JURY SYSTEM AMENDMENTS <i>(G. Curtis)</i>                  |          |
| Read for the first time and referred to the Rules Committee                  | 318      |
| Assigned to standing committee   | 663      |
| Read the second time   | 800, 812 |
| Returned to Rules Committee  | 800      |
| Read the third time  | 860      |
| Circled  | 860, 864 |
| Uncircled  | 864, 878 |
| Substituted  | 864      |
| <br>   |          |
| <b>1st Sub. H.B. 324</b> — JURY SYSTEM AMENDMENTS <i>(G. Curtis)</i>         |          |
| Transmitted to the Senate  | 879      |
| Signed by the Speaker and transmitted to the Governor                        | 1075     |
| <br>   |          |
| <b>H.B. 325</b> — COURT-ORDERED COUNSELING <i>(G. Donnelson)</i>             |          |
| Read for the first time and referred to the Rules Committee                  | 318      |
| Assigned to standing committee   | 531      |
| Read the second time   | 680, 730 |
| Returned to Rules Committee  | 697      |
| Read the third time  | 820      |
| <br>   |          |
| <b>1st Sub. H.B. 325</b> — COURT-ORDERED COUNSELING <i>(G. Donnelson)</i>    |          |
| Substituted  | 821      |
| Transmitted to the Senate  | 821      |
| Enacting Clause Stricken   | 1099     |
| <br>   |          |
| <b>H.B. 326</b> — PARENT TIME AMENDMENTS <i>(S. Daniels)</i>                 |          |
| Read for the first time and referred to the Rules Committee                  | 318      |
| <br>   |          |
| <b>H.B. 326</b> — PARENT-TIME SCHEDULE AMENDMENTS <i>(S. Daniels)</i>        |          |
| Assigned to standing committee   | 677      |
| Read the second time   | 800, 812 |
| Returned to Rules Committee  | 800      |
| Read the third time  | 859      |
| Transmitted to the Senate  | 859      |
| Enacting Clause Stricken   | 1099     |

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| <b>H.B. 327</b> — AMENDMENTS TO EMAIL SPAM LAW ( <i>M. Newbold</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 318      |
| Enacting Clause Stricken   | 1104     |
| <b>H.B. 328</b> — RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE ( <i>R. Lockhart</i> )          |          |
| Read for the first time and referred to the Rules Committee  | 318      |
| Assigned to standing committee   | 664      |
| Substituted  | 803      |
| <b>1st Sub. H.B. 328</b> — RECOVERY OF ADMINISTRATIVE FEE FOR DAMAGES SUSTAINED TO A RENTAL MOTOR VEHICLE ( <i>R. Lockhart</i> ) |          |
| Amended  | 803      |
| Read the second time   | 803, 864 |
| Returned to Rules Committee  | 803, 932 |
| Enacting Clause Stricken   | 1103     |
| <b>H.B. 329</b> — PRESIDENTIAL PRIMARY ( <i>N. Hansen</i> )  |          |
| Read for the first time and referred to the Rules Committee  | 318      |
| Enacting Clause Stricken   | 1104     |
| <b>H.B. 330</b> — VETERANS GROUP LICENSE PLATE REVISIONS ( <i>S. Mascaro</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 319      |
| Assigned to standing committee   | 553      |
| Amendments   | 665      |
| Read the second time   | 666, 717 |
| Returned to Rules Committee  | 697      |
| Read the third time  | 778      |
| Transmitted to the Senate  | 779      |
| Enacting Clause Stricken   | 1099     |
| <b>H.B. 331</b> — MUNICIPAL ANNEXATIONS ( <i>T. Kiser</i> )  |          |
| Read for the first time and referred to the Rules Committee  | 319      |
| Enacting Clause Stricken   | 1104     |
| <b>H.B. 332</b> — INSURANCE COVERAGE OF HEALTH CARE PROFESSIONALS ( <i>J. Dunnigan</i> )   |          |
| Read for the first time and referred to the Rules Committee  | 319      |
| Assigned to standing committee   | 552      |
| Read the second time   | 603      |
| Returned to Rules Committee  | 697      |
| Placed on calendar   | 698      |
| Read the third time  | 732      |
| Transmitted to the Senate  | 733      |
| Signed by the Speaker and transmitted to the Governor  | 1009     |

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| <b>H.B. 333</b> — GENERAL GOVERNMENT REVISIONS ( <i>B. Goodfellow</i> )                  |      |
| Read for the first time and referred to the Rules Committee                              | 319  |
| <b>H.B. 333</b> — GOVERNMENT INVESTMENT STANDARDS AMENDMENTS ( <i>B. Goodfellow</i> )    |      |
| Read the first time by short title and referred to Rules Committee                       | 603  |
| Assigned to standing committee   | 663  |
| Read the second time   | 679  |
| Read the third time  | 804  |
| Transmitted to the Senate  | 805  |
| Signed by the Speaker and transmitted to the Governor                                    | 1041 |
| <b>H.B. 334</b> — ENTICING MINORS OVER INTERNET AMENDMENTS ( <i>D. Bourdeaux</i> )       |      |
| Read for the first time and referred to the Rules Committee                              | 319  |
| Assigned to standing committee   | 432  |
| Amendments   | 513  |
| Read the second time   | 513  |
| Read the third time  | 604  |
| Transmitted to the Senate  | 605  |
| Signed by the Speaker and transmitted to the Governor                                    | 1041 |
| <b>H.B. 335</b> — REDISTRIBUTION OF TOBACCO FUND AMENDMENTS ( <i>R. McGee</i> )          |      |
| Read for the first time and referred to the Rules Committee                              | 319  |
| Assigned to standing committee   | 531  |
| Substituted  | 650  |
| <b>1st Sub. H.B. 335</b> — REDISTRIBUTION OF TOBACCO FUND AMENDMENTS ( <i>R. McGee</i> ) |      |
| Read the second time   | 651  |
| Returned to Rules Committee  | 697  |
| Enacting Clause Stricken   | 1104 |
| <b>H.B. 336</b> — COMMERCIAL LEASES – SECURITY DEPOSIT REQUIREMENT ( <i>C. Moss</i> )    |      |
| Read for the first time and referred to the Rules Committee                              | 319  |
| <b>H.B. 336</b> — COMMERCIAL LESSEES' DEPOSITS ( <i>C. Moss</i> )                        |      |
| Read the first time by short title and referred to Rules Committee                       | 473  |
| Assigned to standing committee   | 552  |
| Returned to Rules Committee  | 841  |
| Enacting Clause Stricken   | 1104 |
| <b>H.B. 337</b> — GOVERNMENT LAW AMENDMENT ( <i>B. Ferry</i> )                           |      |
| Read for the first time and referred to the Rules Committee                              | 320  |
| Enacting Clause Stricken   | 1104 |
| <b>H.B. 338</b> — DONATION OF FOOD TO FOOD BANKS ( <i>D. Ure</i> )                       |      |
| Read for the first time and referred to the Rules Committee                              | 320  |
| Enacting Clause Stricken   | 1104 |

**H.B. 339** — CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES  
*(J. Seitz)*  
 Read for the first time and referred to the Rules Committee . . . . . 320  
 Enacting Clause Stricken . . . . . 1105

**H.B. 340** — TAX EXPENDITURE REPORT AMENDMENTS *(D. Clark)*  
 Read for the first time and referred to the Rules Committee . . . . . 320  
 Enacting Clause Stricken . . . . . 1105

**H.B. 341** — PROPERTY TAX LEVY FOR EDUCATION *(M. Styler)*  
 Read for the first time and referred to the Rules Committee . . . . . 320  
 Assigned to standing committee . . . . . 444  
 Substituted . . . . . 841

**1st Sub. H.B. 341** — PROPERTY TAX LEVY FOR EDUCATION *(M. Styler)*  
 Returned to Rules Committee . . . . . 842  
 Enacting Clause Stricken . . . . . 1105

**H.B. 342** — PRESIDENTIAL PRIMARY AMENDMENTS *(M. S. Lawrence)*  
 Read for the first time and referred to the Rules Committee . . . . . 320  
 Assigned to standing committee . . . . . 531  
 Read the second time . . . . . 588, 730  
 Returned to Rules Committee . . . . . 697  
 Read the third time . . . . . 818  
 Amendments . . . . . 819  
 Transmitted to the Senate . . . . . 819  
 Signed by the Speaker and transmitted to the Governor . . . . . 1075

**H.B. 343** — AMENDMENTS REGARDING ILLEGAL DRUGS IN CORRECTIONAL  
 FACILITIES *(L. Christensen)*  
 Read for the first time and referred to the Rules Committee . . . . . 320  
 Assigned to standing committee . . . . . 664  
 Substituted . . . . . 796

**1st Sub. H.B. 343** — AMENDMENTS REGARDING ILLEGAL DRUGS IN CORRECTIONAL  
 FACILITIES *(L. Christensen)*  
 Read the second time . . . . . 797, 865  
 Returned to Rules Committee . . . . . 797, 932  
 Enacting Clause Stricken . . . . . 1105

**H.B. 344** — CHANGING STATUTORY PRESUMPTION *(C. Bennion)*  
 Read for the first time and referred to the Rules Committee . . . . . 321  
 Assigned to standing committee . . . . . 696  
 Returned to Rules Committee . . . . . 839  
 Enacting Clause Stricken . . . . . 1105

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| <b>H.B. 345</b> — FINANCIAL SERVICES CHANGES ( <i>B. Parker</i> )          |      |
| Read for the first time and referred to the Rules Committee                | 321  |
| Enacting Clause Stricken   | 1105 |
| <b>H.B. 346</b> — OUTDOOR ADVERTISING AMENDMENTS ( <i>B. Goodfellow</i> )  |      |
| Read for the first time and referred to the Rules Committee                | 321  |
| Assigned to standing committee   | 664  |
| Amendments   | 711  |
| Read the second time   | 711  |
| Read the third time  | 849  |
| Transmitted to the Senate  | 850  |
| Signed by the Speaker and transmitted to the Governor                      | 1041 |
| <b>H.B. 347</b> — STATE GOVERNMENT AMENDMENTS ( <i>B. Dee</i> )            |      |
| Read for the first time and referred to the Rules Committee                | 321  |
| <b>H.B. 347</b> — STATE GOVERNMENT RETIREMENT AMENDMENTS ( <i>B. Dee</i> ) |      |
| Assigned to standing committee   | 677  |
| Amendments   | 743  |
| Read the second time   | 744  |
| Returned to Rules Committee  | 744  |
| Enacting Clause Stricken   | 1105 |
| <b>H.B. 348</b> — LIMITATION ON ALIMONY ( <i>W. Harper</i> )               |      |
| Read for the first time and referred to the Rules Committee                | 321  |
| Assigned to standing committee   | 531  |
| Amendments   | 649  |
| Read the second time   | 651  |
| Returned to Rules Committee  | 697  |
| Placed on calendar   | 698  |
| Read the third time  | 725  |
| Amendments   | 725  |
| Transmitted to the Senate  | 726  |
| Enacting Clause Stricken   | 1099 |
| <b>H.B. 349</b> — PRACTICE OF LAW AMENDMENTS ( <i>S. Urquhart</i> )        |      |
| Read for the first time and referred to the Rules Committee                | 321  |
| Assigned to standing committee   | 617  |
| Amendments   | 680  |
| Read the second time   | 680  |
| Returned to Rules Committee  | 697  |
| Placed on calendar   | 698  |
| Read the third time  | 737  |
| Circled  | 737  |
| Uncircled  | 740  |
| Substituted  | 740  |

**1st Sub. H.B. 349** — PRACTICE OF LAW AMENDMENTS (*S. Urquhart*)

    Transmitted to the Senate . . . . . 741

    Signed by the Speaker and transmitted to the Governor . . . . . 1079

**H.B. 350** — FISCAL YEAR APPROPRIATION LIMIT (*J. Ferrin*)

    Read for the first time and referred to the Rules Committee . . . . . 321

    Assigned to standing committee . . . . . 486

    Read the second time . . . . . 514

    Read the third time . . . . . 667

    Transmitted to the Senate . . . . . 668

    Enacting Clause Stricken . . . . . 1099

**H.B. 351** — BUDGET REFORMS (*R. Bigelow*)

    Read for the first time and referred to the Rules Committee . . . . . 322

    Enacting Clause Stricken . . . . . 1105

**H.B. 352** — GOVERNMENT OPERATIONS AMENDMENTS (*D. Aagard*)

    Read for the first time and referred to the Rules Committee . . . . . 322

**H.B. 352** — ELECTION LAW VOTER REGISTRATION AND ELECTION NOTICE AMENDMENTS (*D. Aagard*)

    Read the first time by short title and referred to Rules Committee . . . . . 535

    Assigned to standing committee . . . . . 617

    Read the second time . . . . . 679

    Read the third time . . . . . 803

    Transmitted to the Senate . . . . . 804

    Signed by the Speaker and transmitted to the Governor . . . . . 1009

**H.B. 353** — VEHICLE DISCLOSURE REQUIREMENTS (*D. Bowman*)

    Read for the first time and referred to the Rules Committee . . . . . 322

    Assigned to standing committee . . . . . 617

    Read the second time . . . . . 666, 717

    Returned to Rules Committee . . . . . 697

    Read the third time . . . . . 775

    Transmitted to the Senate . . . . . 776

    Signed by the Speaker and transmitted to the Governor . . . . . 952

**H.B. 354** — FINANCIAL SERVICES AMENDMENTS (*J. Gowans*)

    Read for the first time and referred to the Rules Committee . . . . . 322

    Enacting Clause Stricken . . . . . 1105

**H.B. 355** — FINANCIAL INSTITUTION AMENDMENTS (*D. Ure*)

    Read for the first time and referred to the Rules Committee . . . . . 322

    Enacting Clause Stricken . . . . . 1105

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| <b>H.B. 356</b> — GENERAL GOVERNMENT CHANGES ( <i>D. Ure</i> )                              |          |
| Read for the first time and referred to the Rules Committee                                 | 322      |
| Enacting Clause Stricken  | 1105     |
| <b>H.B. 357</b> — AMENDMENTS TO UTAH ARBITRATION STATUTE ( <i>L. Christensen</i> )          |          |
| Read for the first time and referred to the Rules Committee                                 | 322      |
| Assigned to standing committee  | 696      |
| Substituted   | 799      |
| <b>1st Sub. H.B. 357</b> — AMENDMENTS TO UTAH ARBITRATION STATUTE ( <i>L. Christensen</i> ) |          |
| Read the second time  | 800, 812 |
| Amendments  | 799      |
| Returned to Rules Committee   | 800, 932 |
| Enacting Clause Stricken  | 1105     |
| <b>H.B. 358</b> — COUNTY FUND BALANCES ( <i>B. Johnson</i> )                                |          |
| Read for the first time and referred to the Rules Committee                                 | 323      |
| Assigned to standing committee  | 617      |
| Read the second time  | 679, 717 |
| Returned to Rules Committee   | 697      |
| Read the third time   | 776      |
| Transmitted to the Senate   | 776      |
| Signed by the Speaker and transmitted to the Governor                                       | 1079     |
| <b>H.B. 359</b> — CHANGES TO STATE GOVERNMENT LAW ( <i>S. Mascaro</i> )                     |          |
| Read for the first time and referred to the Rules Committee                                 | 323      |
| Enacting Clause Stricken  | 1105     |
| <b>H.B. 360</b> — CHILD SUPPORT OBLIGATIONS – USE OF UTAH DATA ( <i>E. Hutchings</i> )      |          |
| Read for the first time and referred to the Rules Committee                                 | 323      |
| Assigned to standing committee  | 663      |
| Read the second time  | 720, 812 |
| Returned to Rules Committee   | 720      |
| Read the third time   | 861      |
| Amendments  | 861      |
| Transmitted to the Senate   | 862      |
| Enacting Clause Stricken  | 1099     |
| <b>H.B. 361</b> — VERIFICATION OF PATERNITY ( <i>E. Hutchings</i> )                         |          |
| Read for the first time and referred to the Rules Committee                                 | 323      |
| Enacting Clause Stricken  | 1105     |

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| <b>H.B. 362</b> — AMENDMENTS TO CONSTRUCTION CONTRACTS REGARDING<br>UNREASONABLE DELAYS ( <i>E. Hutchings</i> )          |                |
| Read for the first time and referred to the Rules Committee  | 323            |
| Assigned to standing committee   | 663            |
| Read the second time   | 710, 730       |
| Returned to Rules Committee  | 710            |
| Read the third time  | 822            |
| Substituted  | 822            |
| <br>   |                |
| <b>1st Sub. H.B. 362</b> — AMENDMENTS TO CONSTRUCTION CONTRACTS REGARDING<br>UNREASONABLE DELAYS ( <i>E. Hutchings</i> ) |                |
| Failed   | 823            |
| Enacting Clause Stricken   | 1105           |
| <br>   |                |
| <b>H.B. 363</b> — TASK FORCE ON LEGISLATIVE REFORM ( <i>J. M. Philpot</i> )  |                |
| Read for the first time and referred to the Rules Committee  | 323            |
| Assigned to standing committee   | 584            |
| Read the second time   | 635            |
| Returned to Rules Committee  | 697            |
| Enacting Clause Stricken   | 1105           |
| <br>   |                |
| <b>H.B. 364</b> — RENTAL CAR COMPANIES AMENDMENTS ( <i>K. Bryson</i> )   |                |
| Read for the first time and referred to the Rules Committee  | 323            |
| Enacting Clause Stricken   | 1105           |
| <br>   |                |
| <b>H.B. 365</b> — INSURANCE AMENDMENTS ( <i>R. Lockhart</i> )  |                |
| Read for the first time and referred to the Rules Committee  | 324            |
| Enacting Clause Stricken   | 1105           |
| <br>   |                |
| <b>H.B. 366</b> — SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION<br>REVENUE ENHANCEMENT ( <i>S. Urquhart</i> )      |                |
| Read for the first time and referred to the Rules Committee  | 324            |
| Enacting Clause Stricken   | 1105           |
| <br>   |                |
| <b>H.B. 367</b> — REVISIONS TO GOVERNMENT OPERATIONS ( <i>E. Hutchings</i> )   |                |
| Read for the first time and referred to the Rules Committee  | 324            |
| <br>   |                |
| <b>H.B. 367</b> — DELIVERY SALES OF CIGARETTES ( <i>E. Hutchings</i> )   |                |
| Read the first time by short title and referred to Rules Committee   | 720            |
| Assigned to standing committee   | 730            |
| Read the second time   | 803, 812, 1034 |
| Returned to Rules  | 803            |
| Read the third time  | 860, 1046      |
| Circled  | 861            |
| Returned to Rules Committee  | 932            |
| Substituted  | 1046           |

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| <b>1st Sub. H.B. 367</b> — DELIVERY SALES OF CIGARETTES ( <i>E. Hutchings</i> )            |          |
| Transmitted to the Senate  | 1047     |
| Recalled   | 1076     |
| Enacting Clause Stricken   | 1099     |
| <b>H.B. 368</b> — BOTTLING AMENDMENTS ( <i>T. McCartney</i> )                              |          |
| Read for the first time and referred to the Rules Committee                                | 324      |
| Assigned to standing committee   | 677      |
| Returned to Rules Committee  | 841      |
| Enacting Clause Stricken   | 1105     |
| <b>H.B. 369</b> — RIGHT TO DISPLAY U.S. FLAG AT PERSON'S RESIDENCE ( <i>C. Duckworth</i> ) |          |
| Read for the first time and referred to the Rules Committee                                | 324      |
| Enacting Clause Stricken   | 1105     |
| <b>H.B. 370</b> — CERTIFICATION OF JUDGES ( <i>K. Bryson</i> )                             |          |
| Read for the first time and referred to the Rules Committee                                | 324      |
| Read the second time   | 811      |
| Read the third time  | 831      |
| Circled  | 831      |
| Returned to Rules Committee  | 932      |
| Enacting Clause Stricken   | 1105     |
| <b>H.B. 371</b> — COURT SECURITY FEE ( <i>D. Hogue</i> )                                   |          |
| Read the first time by short title and referred to Rules Committee                         | 437      |
| Assigned to standing committee   | 531      |
| Amendments   | 621      |
| Read the second time   | 622      |
| Returned to Rules Committee  | 697      |
| Placed on calendar   | 697      |
| Read the third time  | 713      |
| Circled  | 713, 721 |
| Uncircled  | 721, 881 |
| Substituted  | 721      |
| <b>2nd Sub. H.B. 371</b> — COURT SECURITY FEE ( <i>D. Hogue</i> )                          |          |
| Substituted  | 881      |
| <b>3rd Sub. H.B. 371</b> — COURT SECURITY FEE ( <i>D. Hogue</i> )                          |          |
| Amendments   | 881      |
| Transmitted to the Senate  | 882      |
| Placed on Concurrence Calendar   | 951      |
| Refuse to Concur   | 961      |
| Conference Committee Report  | 1022     |
| Amendments   | 1022     |
| Signed by the Speaker and transmitted to the Governor                                      | 1041     |

**H.B. 372** — CAPTIVE INSURERS ACT (*J. Dunnigan*)

- Read the first time by short title and referred to Rules Committee . . . . . 604
- Assigned to standing committee . . . . . 663
- Read the second time . . . . . 710, 717
- Returned to Rules Committee . . . . . 710
- Read the third time . . . . . 783
- Amendments . . . . . 783
- Transmitted to the Senate . . . . . 784
- Signed by the Speaker and transmitted to the Governor . . . . . 952

**H.B. 373** — INSURANCE LAW REVISIONS (*J. Ferrin*)

- Read the first time by short title and referred to Rules Committee . . . . . 662
- Assigned to standing committee . . . . . 663
- Read the second time . . . . . 679, 717
- Returned to Rules Committee . . . . . 697
- Read the third time . . . . . 779
- Transmitted to the Senate . . . . . 780, 782
- Reconsideration . . . . . 781
- Amendments . . . . . 781

**1st Sub. H.B. 373** — INSURANCE LAW REVISIONS (*J. Ferrin*)

- Placed on Concurrence Calendar . . . . . 1040
- Concurrence . . . . . 1042
- Signed by the Speaker and transmitted to the Governor . . . . . 1075

**H.B. 374** — INSURANCE PRODUCERS AMENDMENTS (*J. Dunnigan*)

- Read the first time by short title and referred to Rules Committee . . . . . 667
- Assigned to standing committee . . . . . 677
- Amendments . . . . . 708
- Read the second time . . . . . 710, 717
- Returned to Rules Committee . . . . . 710
- Read the third time . . . . . 780
- Amendments . . . . . 780
- Transmitted to the Senate . . . . . 781
- Signed by the Speaker and transmitted to the Governor . . . . . 1009

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| <b>H.C.R. 1</b> — RESOLUTION URGING REWORKING OF CENSUS DATA COLLECTION  |      |
| PROCEDURES ( <i>M. Stephens</i> )  |      |
| Read for the first time and referred to the Rules Committee . . . . .  | 93   |
| Read the second time . . . . .   | 104  |
| Read the third time . . . . .  | 127  |
| Circled . . . . .  | 127  |
| Uncircled . . . . .  | 130  |
| Transmitted to the Senate . . . . .  | 131  |
| Signed by the Speaker and transmitted to the Governor . . . . .  | 265  |
| <br>   |      |
| <b>H.C.R. 2</b> — RESOLUTION RECOGNIZING RESOURCEFUL USE OF TECHNOLOGY IN THE CLASSROOM ( <i>G. Hughes</i> )               |      |
| Read for the first time and referred to the Rules Committee . . . . .  | 93   |
| Assigned to standing committee . . . . .   | 105  |
| Amendments . . . . .   | 149  |
| Read the second time . . . . .   | 150  |
| Read the third time . . . . .  | 210  |
| Transmitted to the Senate . . . . .  | 211  |
| Signed by the Speaker and transmitted to the Governor . . . . .  | 510  |
| <br>   |      |
| <b>H.C.R. 3</b> — RESOLUTION ON TUITION TAX CREDIT BALLOT OPINION QUESTION ( <i>S. Allen</i> )                             |      |
| Read for the first time and referred to the Rules Committee . . . . .  | 93   |
| Assigned to standing committee . . . . .   | 166  |
| Read the second time . . . . .   | 353  |
| Read the third time . . . . .  | 393  |
| Circled . . . . .  | 393  |
| Uncircled . . . . .  | 437  |
| Amendments . . . . .   | 437  |
| Transmitted to the Senate . . . . .  | 439  |
| Enacting Clause Stricken . . . . .   | 1099 |
| <br>   |      |
| <b>H.C.R. 4</b> — RESOLUTION URGING FEDERAL AND STATE ACTION AGAINST INTERNET ABUSES ( <i>D. Love</i> )                    |      |
| Read for the first time and referred to the Rules Committee . . . . .  | 189  |
| Assigned to standing committee . . . . .   | 218  |
| Read the second time . . . . .   | 335  |
| Read the third time . . . . .  | 400  |
| Transmitted to the Senate . . . . .  | 401  |
| Signed by the Speaker and transmitted to the Governor . . . . .  | 817  |
| <br>   |      |
| <b>H.C.R. 5</b> — RESOLUTION URGING LIMITED USE OF SCHOOL AND INSTITUTIONAL TRUST LAND PRINCIPAL ( <i>L. Christensen</i> ) |      |
| Read for the first time and referred to the Rules Committee . . . . .  | 237  |
| Assigned to standing committee . . . . .   | 346  |
| Returned to Rules Committee . . . . .  | 842  |
| Enacting Clause Stricken . . . . .   | 1105 |

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| <b>H.C.R. 6</b> — RESOLUTION URGING APPROVAL PROCESS REQUIRED BEFORE FEDERAL WILD AND SCENIC RIVER DESIGNATION ( <i>B. Johnson</i> ) |      |
| Read for the first time and referred to the Rules Committee  | 115  |
| Assigned to standing committee   | 133  |
| Read the second time   | 220  |
| Amendments   | 220  |
| Read the third time  | 285  |
| Transmitted to the Senate  | 285  |
| Signed by the Speaker and transmitted to the Governor  | 510  |
| <br>   |      |
| <b>H.C.R. 7</b> — RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION ( <i>K. Morgan</i> )                                      |      |
| Read for the first time and referred to the Rules Committee  | 190  |
| Assigned to standing committee   | 218  |
| Read the second time   | 499  |
| Time Certain   | 591  |
| Read the third time  | 722  |
| Substituted  | 722  |
| <br>   |      |
| <b>2nd Sub. H.C.R. 7</b> — RESOLUTION PROMOTING CHARACTER AND CITIZENSHIP EDUCATION ( <i>K. Morgan</i> )                             |      |
| Transmitted to the Senate  | 723  |
| Signed by the Speaker and transmitted to the Governor  | 1041 |
| <br>   |      |
| <b>H.C.R. 8</b> — RESOLUTION SUPPORTING HILL AIR FORCE BASE ( <i>M. Stephens</i> )   |      |
| Read for the first time and referred to the Rules Committee  | 207  |
| Assigned to standing committee   | 263  |
| Read the second time   | 336  |
| Read the third time  | 385  |
| Circled  | 385  |
| Uncircled  | 457  |
| Amendments   | 457  |
| Transmitted to the Senate  | 458  |
| Signed by the Speaker and returned to the Senate   | 586  |
| <br>   |      |
| <b>H.C.R. 9</b> — RESOLUTION RECOGNIZING POSITIVE INFLUENCE OF LOCAL BUSINESSES ON STATE ECONOMY ( <i>J. Dougall</i> )               |      |
| Read for the first time and referred to the Rules Committee  | 221  |
| Assigned to standing committee   | 346  |
| Read the second time   | 416  |
| Read the third time  | 452  |
| Transmitted to the Senate  | 452  |
| Signed by the Speaker and returned to the Senate   | 586  |

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| <b>H.C.R. 10</b> — RESOLUTION APPROVING DEEP CREEK – TENDER OF JUDGMENT  |          |
| <i>(G. Curtis)</i>   |          |
| Read for the first time and referred to the Rules Committee  | 256      |
| Assigned to standing committee   | 444      |
| Read the second time   | 554, 717 |
| Returned to Rules Committee  | 697, 698 |
| Placed on calendar   | 697      |
| Read the third time  | 777      |
| Circled  | 777      |
| Uncircled  | 930      |
| Transmitted to the Senate  | 931      |
| Signed by the Speaker and transmitted to the Governor  | 1041     |
| <br>   |          |
| <b>H.C.R. 11</b> — RESOLUTION PROMOTING MODERATELY SIZED SCHOOLS <i>(D. Cox)</i>   |          |
| Read for the first time and referred to the Rules Committee  | 324      |
| Assigned to standing committee   | 444      |
| Read the second time   | 649, 730 |
| Returned to Rules Committee  | 697      |
| Read the third time  | 821      |
| Transmitted to the Senate  | 822      |
| Enacting Clause Stricken   | 1099     |
| <br>   |          |
| <b>H.C.R. 12</b> — RESOLUTION HONORING CREW OF SPACE SHUTTLE COLUMBIA  |          |
| <i>(J. Dougall)</i>  |          |
| Read for the first time and referred to the Rules Committee  | 399      |
| Read the second time   | 410      |
| Read the third time  | 442      |
| Transmitted to the Senate  | 443      |
| Signed by the Speaker and transmitted to the Governor  | 574      |
| <br>   |          |
| <b>H.C.R. 13</b> — RESOLUTION HONORING SENATOR FRANK MOSS <i>(J. Buffmire)</i>   |          |
| Read the first time by short title and referred to Rules Committee   | 461      |
| Read the second time   | 467      |
| Read the third time  | 567      |
| Circled  | 567      |
| Returned to Rules Committee  | 697      |
| Enacting Clause Stricken   | 1105     |
| <br>   |          |
| <b>H.C.R. 14</b> — RESOLUTION ENCOURAGING CONGRESSIONAL FUNDING OF<br>INDIVIDUALS WITH DISABILITIES EDUCATION ACT <i>(K. Holdaway)</i> |          |
| Read the first time by short title and referred to Rules Committee   | 604      |
| Assigned to standing committee   | 663      |
| Read the second time   | 708      |
| Read the third time  | 850      |
| Transmitted to the Senate  | 851      |
| Enacting Clause Stricken   | 1099     |

**H.C.R. 15** — RESOLUTION SUPPORTING PRESIDENT AND ADMINISTRATION

REGARDING IRAQ (*C. Bennion*)

|  |                |
|--|----------------|
| Read the first time by short title and referred to Rules Committee . . . . . | 695            |
| Assigned to standing committee . . . . .                                     | 696            |
| Read the second time . . . . .   | 800, 865, 1034 |
| Returned to Rules Committee . . . . .  | 800, 932       |
| Read the third time . . . . .  | 1048           |
| Amendments . . . . .   | 1048           |
| Transmitted to the Senate . . . . .  | 1049           |
| Enacting Clause Stricken . . . . .   | 1099           |

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| <i>(J. Ferrin)</i>  |          |
| Read for the first time and referred to the Rules Committee                         | 110      |
| Assigned to standing committee  | 166      |
| Read the second time  | 514      |
| Read the third time   | 661      |
| Amendments  | 661      |
| Transmitted to the Senate   | 662      |
| Enacting Clause Stricken  | 1099     |
| <br>  |          |
| <b>H.J.R. 2 — RESOLUTION REQUESTING STATE AGENCIES TO KEEP LEGISLATORS INFORMED</b> |          |
| <i>(D. Hogue)</i>   |          |
| Read for the first time and referred to the Rules Committee                         | 115      |
| Assigned to standing committee  | 147, 166 |
| Read the second time  | 186      |
| Read the third time   | 246      |
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| Signed by the Speaker and transmitted to the Lt. Governor                           | 621      |
| <br>  |          |
| <b>H.J.R. 3 — OFFER OF JUDGMENT IN SETTLEMENT OF CASES RESOLUTION</b>               |          |
| <i>(J. Dougall)</i>   |          |
| Read for the first time and referred to the Rules Committee                         | 257      |
| Assigned to standing committee  | 368      |
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| <br>  |          |
| <b>1st Sub. H.J.R. 3 — RESOLUTION ON OFFERS FOR SETTLEMENT OF CASES</b>             |          |
| <i>(J. Dougall)</i>   |          |
| Read the second time  | 518      |
| Read the third time   | 674      |
| Amendments  | 674      |
| Transmitted to the Senate   | 676      |
| Enacting Clause Stricken  | 1099     |
| <br>  |          |
| <b>H.J.R. 4 — RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES</b>         |          |
| <i>(M. Newbold)</i>   |          |
| Read for the first time and referred to the Rules Committee                         | 93       |
| Read the second time  | 104      |
| Read the third time   | 112      |
| Transmitted to the Senate   | 113      |
| Signed by the Speaker and transmitted to the Lt. Governor                           | 146      |
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| Read the third time   | 127      |
| Transmitted to the Senate   | 128      |
| Signed by the Speaker and transmitted to the Lt. Governor                           | 203      |
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| Read the third time   | 129      |
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| Read the third time   | 130      |
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| Read the second time  | 232      |
| Read the third time   | 286      |
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| Assigned to standing committee  | 248      |
| Returned to Rules Committee   | 849      |
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| Amendments  | 349 |
| Read the second time  | 350 |
| Amendments  | 389 |
| Read the third time   | 389 |
| Transmitted to the Senate   | 390 |
| Signed by the Speaker and transmitted to the Lt. Governor   | 510 |
| <br>  |     |
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| Read for the first time and referred to the Rules Committee   | 207 |
| Assigned to standing committee  | 264 |
| Read the second time  | 353 |
| Read the third time   | 391 |
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| Assigned to standing committee  | 263 |
| Read the second time  | 350 |
| Read the third time   | 350 |
| Amendments  | 350 |
| Transmitted to the Senate   | 351 |
| Signed by the Speaker and transmitted to the Lt. Governor   | 510 |
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| Assigned to standing committee  | 346 |
| Read the second time  | 389 |
| Read the third time   | 408 |
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| Assigned to standing committee  | 299 |
| Amendments  | 354 |
| Read the second time  | 355 |
| Read the third time   | 407 |
| Circled   | 408 |
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| Read the second time . . . . .  | 514        |
| Read the third time . . . . .   | 668        |
| Substituted . . . . .   | 668        |
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| Read the third time . . . . .   | 824        |
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| Read the second time . . . . .  | 800, 865   |
| Returned to Rules Committee . . . . .   | 800, 932   |
| Enacting Clause Stricken . . . . .  | 1105       |
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| Read the third time . . . . .   | 1043       |
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| Read the third time  | 258 |
| Circled  | 258 |
| Uncircled  | 355 |
| Amendments   | 355 |
| Returned to the Senate   | 356 |
| Signed by the Speaker and returned to the Senate   | 419 |
| <br>   |     |
| <b>S.B. 12</b> — INDUSTRIAL ASSISTANCE FUND AMENDMENTS ( <i>B. Evans</i> )                                 |     |
| Read the first time by short title and referred to Rules Committee   | 298 |
| Assigned to standing committee   | 333 |
| Read the second time   | 397 |
| Read the third time  | 478 |
| Signed by the Speaker and returned to the Senate   | 479 |
| <br>   |     |
| <b>S.B. 13</b> — DUI PLEA RESTRICTIONS ( <i>D. C. Buttars</i> )  |     |
| Read the first time by short title and referred to Rules Committee   | 146 |
| Assigned to standing committee   | 166 |
| Read the second time   | 266 |
| Read the third time  | 361 |
| Amendments   | 361 |
| Returned to the Senate   | 362 |
| Signed by the Speaker and returned to the Senate   | 415 |
| <br>   |     |
| <b>S.B. 14</b> — GOVERNOR'S OFFICE OF PLANNING AND BUDGET RECODIFICATION AND REVISIONS ( <i>R. Allen</i> ) |     |
| Read the first time by short title and referred to Rules Committee   | 186 |
| Assigned to standing committee   | 200 |
| Amendments   | 275 |
| Read the second time   | 275 |
| Read the third time  | 362 |
| Returned to the Senate   | 363 |
| Signed by the Speaker and returned to the Senate   | 413 |
| <br>   |     |
| <b>S.B. 15</b> — WORKFORCE SERVICES AMENDMENTS ( <i>S. Jenkins</i> )                                       |     |
| Read the first time by short title and referred to Rules Committee   | 136 |
| Assigned to standing committee   | 167 |
| Read the second time   | 232 |
| Returned to Rules Committee  | 232 |
| Placed on calendar   | 368 |
| Read the third time  | 377 |
| Signed by the Speaker and returned to the Senate   | 378 |

|   |     |
|---|-----|
| <b>S.B. 16</b> — MASTER STATE HIGHWAYS AMENDMENTS ( <i>D. Steele</i> )  |     |
| Read the first time by short title and referred to Rules Committee  | 219 |
| Assigned to standing committee  | 248 |
| Read the second time  | 348 |
| Read the third time   | 402 |
| Signed by the Speaker   | 403 |
| <br>  |     |
| <b>S.B. 17</b> — SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS ( <i>C. Bramble</i> )                                  |     |
| Read the first time by short title and referred to Rules Committee  | 146 |
| Assigned to standing committee  | 167 |
| Read the second time  | 249 |
| Read the third time   | 357 |
| Signed by the Speaker and returned to the Senate  | 358 |
| <br>  |     |
| <b>S.B. 18</b> — LIEUTENANT GOVERNOR CERTIFICATION OF SPECIAL DISTRICT AND LOCAL DISTRICT ANNEXATIONS, WITHDRAWALS, AND DISSOLUTIONS ( <i>D. Gladwell</i> ) |     |
| Read the first time by short title and referred to Rules Committee  | 168 |
| Assigned to standing committee  | 184 |
| Read the second time  | 232 |
| Read the third time   | 257 |
| Signed by the Speaker and returned to the Senate  | 258 |
| <br>  |     |
| <b>S.B. 19</b> — VEHICLE HISTORY INFORMATION ( <i>D. Eastman</i> )  |     |
| Read the first time by short title and referred to Rules Committee  | 231 |
| Assigned to standing committee  | 248 |
| Read the second time  | 389 |
| Read the third time   | 475 |
| Signed by the Speaker and returned to the Senate  | 476 |
| <br>  |     |
| <b>S.B. 20</b> — FACILITATION OF E-GOVERNMENT ( <i>D. Steele</i> )  |     |
| Read the first time by short title and referred to Rules Committee  | 186 |
| Assigned to standing committee  | 201 |
| Read the second time  | 335 |
| Read the third time   | 365 |
| Signed by the Speaker and returned to the Senate  | 366 |
| <br>  |     |
| <b>S.B. 21</b> — AMENDMENTS TO THE INTERLOCAL COOPERATION ACT ( <i>L. Blackham</i> )  |     |
| Read the first time by short title and referred to Rules Committee  | 219 |
| Assigned to standing committee  | 247 |
| Amendments  | 373 |
| Read the second time  | 373 |
| Read the third time   | 464 |
| Returned to the Senate  | 465 |
| Signed by the Speaker and returned to the Senate  | 509 |

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| <b>1st Sub. S.B. 23</b> — STATE AND LOCAL TAXES, FEES, AND CHARGES RELATED TO TELECOMMUNICATIONS<br>( <i>C. Bramble</i> ) |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 231      |
| Assigned to standing committee . . . . .  | 247      |
| Read the second time . . . . .  | 335      |
| Read the third time . . . . .   | 366      |
| Signed by the Speaker and returned to the Senate . . . . .  | 367      |
| <br>  |          |
| <b>S.B. 24</b> — LOCAL HUMAN SERVICES AUTHORITIES AMENDMENTS ( <i>S. Jenkins</i> )  |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 168      |
| Assigned to standing committee . . . . .  | 183      |
| Read the second time . . . . .  | 187      |
| Read the third time . . . . .   | 239      |
| Signed by the Speaker and returned to the Senate . . . . .  | 239      |
| <br>  |          |
| <b>S.B. 25</b> — COMMITMENT AND CUSTODY OF ADULTS AND MINORS AMENDMENTS<br>( <i>S. Jenkins</i> )                          |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 168, 273 |
| Assigned to standing committee . . . . .  | 183      |
| Amendments . . . . .  | 187      |
| Read the second time . . . . .  | 187      |
| Returned to Rules Committee . . . . .   | 187      |
| Placed on calendar . . . . .  | 217      |
| Read the third time . . . . .   | 240      |
| Returned to the Senate . . . . .  | 241      |
| Signed by the Speaker and returned to the Senate . . . . .  | 273      |
| <br>  |          |
| <b>S.B. 26</b> — SUNSET ACT REAUTHORIZATIONS ( <i>P. Arent</i> )  |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 219      |
| Assigned to standing committee . . . . .  | 247      |
| Read the second time . . . . .  | 275      |
| Read the third time . . . . .   | 363      |
| Circled . . . . .   | 363      |
| Uncircled . . . . .   | 476      |
| Amendments . . . . .  | 476      |
| Returned to the Senate . . . . .  | 477      |
| Signed by the Speaker and returned to the Senate . . . . .  | 509      |
| <br>  |          |
| <b>3rd Sub. S.B. 27</b> — SUSAN GALL INVOLUNTARY COMMITMENT AMENDMENTS<br>( <i>L. Blackham</i> )                          |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 546      |
| Assigned to standing committee . . . . .  | 553      |
| Read the second time . . . . .  | 651, 880 |
| Read the third time . . . . .   | 891      |
| Circled . . . . .   | 891      |
| Uncircled . . . . .   | 892      |
| Signed by the Speaker and returned to the Senate . . . . .  | 893      |

|   |          |
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| <b>1st Sub. S.B. 28</b> — INITIATIVE AMENDMENTS ( <i>J. Hickman</i> )                   |          |
| Read the first time by short title and referred to Rules Committee                      | 433      |
| Assigned to standing committee  | 444      |
| Read the second time  | 587, 880 |
| Returned to Rules Committee   | 587      |
| Read the third time   | 891      |
| Circled   | 891      |
| Uncircled   | 920      |
| Amendments  | 920      |
| Returned to the Senate  | 925      |
| Refuse to Recede  | 943      |
| Conference Committee  | 962      |
| <br>  |          |
| <b>3rd Sub. S.B. 28</b> — INITIATIVE AMENDMENTS ( <i>J. Hickman</i> )                   |          |
| Signed by the Speaker and returned to the Senate  | 991      |
| <br>  |          |
| <b>1st Sub. S.B. 29</b> — LEGISLATIVE REPORTING AND ACCESS TO CERTAIN INFORMATION       |          |
| ( <i>M. Dmitrich</i> )  |          |
| Read the first time by short title and referred to Rules Committee                      | 529      |
| Assigned to standing committee  | 553      |
| Read the second time  | 622      |
| Read the third time   | 747      |
| Signed by the Speaker and returned to the Senate  | 748      |
| <br>  |          |
| <b>S.B. 30</b> — UTAH ADMINISTRATIVE RULEMAKING ACT AMENDMENTS ( <i>H. Stephenson</i> ) |          |
| Read the first time by short title and referred to Rules Committee                      | 775      |
| Read the second time  | 963      |
| Read the third time   | 965      |
| Circled   | 965      |
| Uncircled   | 1001     |
| Signed by the Speaker and returned to the Senate  | 1002     |
| <br>  |          |
| <b>S.B. 32</b> — DRIVER EDUCATION COURSES ( <i>C. Walker</i> )                          |          |
| Read the first time by short title and referred to Rules Committee                      | 488      |
| Assigned to standing committee  | 531      |
| Amendments  | 708      |
| Read the second time  | 708      |
| Read the third time   | 761      |
| Returned to the Senate  | 761      |
| Signed by the Speaker and returned to the Senate  | 817      |
| <br>  |          |
| <b>S.B. 33</b> — FEES FOR SHERIFF ( <i>M. Dmitrich</i> )                                |          |
| Read the first time by short title and referred to Rules Committee                      | 203      |
| Assigned to standing committee  | 218      |
| Read the second time  | 354      |
| Read the third time   | 374      |
| Signed by the Speaker and returned to the Senate  | 375      |

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| <b>2nd Sub. S.B. 34</b> — TUITION TAX CREDITS ( <i>D. C. Buttars</i> )           |          |
| Read the first time by short title and referred to Rules Committee               | 352      |
| Read the second time   | 917      |
| Read the third time  | 946      |
| Circled  | 946      |
| Enacting Clause Stricken   | 1099     |
| <br>   |          |
| <b>S.B. 35</b> — REDEVELOPMENT OF SUPERFUND SITES ( <i>D. C. Buttars</i> )       |          |
| Read the first time by short title and referred to Rules Committee               | 203      |
| Assigned to standing committee   | 218      |
| Amendments   | 353      |
| Read the second time   | 354      |
| Read the third time  | 374      |
| Circled  | 374, 574 |
| Uncircled  | 574, 576 |
| Returned to the Senate   | 577      |
| Signed by the Speaker and returned to the Senate                                 | 619      |
| <br>   |          |
| <b>S.B. 36</b> — MINERAL LEASE FUND AMENDMENTS ( <i>B. Evans</i> )               |          |
| Read the first time by short title and referred to Rules Committee               | 168      |
| Assigned to standing committee   | 184      |
| Read the second time   | 220      |
| Read the third time  | 241      |
| Signed by the Speaker and returned to the Senate                                 | 242      |
| <br>   |          |
| <b>S.B. 37</b> — TASK FORCE STUDY OF IMPACT OF GRAVEL PITS ( <i>P. Knudson</i> ) |          |
| Read the first time by short title and referred to Rules Committee               | 433      |
| Assigned to standing committee   | 444      |
| Read the second time   | 512, 880 |
| Returned to Rules Committee  | 512      |
| Read the third time  | 890      |
| Circled  | 890      |
| Uncircled  | 893      |
| Amendments   | 893      |
| Returned to the Senate   | 894      |
| Signed by the Speaker and returned to the Senate                                 | 952      |
| <br>   |          |
| <b>S.B. 40</b> — PAY PLAN – SALARY SURVEY AMENDMENTS ( <i>M. Dmitrich</i> )      |          |
| Read the first time by short title and referred to Rules Committee               | 251      |
| Assigned to standing committee   | 263      |
| Read the second time   | 446      |
| Read the third time  | 491      |
| Amendments   | 491      |
| Returned to the Senate   | 493      |
| Recede   | 529      |
| Signed by the Speaker and returned to the Senate                                 | 530      |
| <br>   |          |
| <b>S.B. 41</b> — CLANDESTINE LAB RACKETEERING AMENDMENT ( <i>P. Arent</i> )      |          |
| Read the first time by short title and referred to Rules Committee               | 219      |
| Assigned to standing committee   | 247      |
| Read the second time   | 389      |
| Read the third time  | 418      |
| Signed by the Speaker and returned to the Senate                                 | 419      |

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|--|----------|
| <b>S.B. 42</b> — FRAUDULENT USE OF CREDIT CARD NUMBER ( <i>C. Walker</i> )                                   |          |
| Read the first time by short title and referred to Rules Committee   | 186      |
| Assigned to standing committee   | 200      |
| Read the second time   | 253, 880 |
| Returned to Rules Committee  | 253      |
| Read the third time  | 937      |
| Signed by the Speaker and returned to the Senate   | 938      |
| <br>   |          |
| <b>S.B. 43</b> — PROVIDING INFORMATION RELATING TO TAX CREDITS AND TAX FILING DUE DATES ( <i>D. Steele</i> ) |          |
| Read the first time by short title and referred to Rules Committee   | 203      |
| Assigned to standing committee   | 218      |
| Read the second time   | 276      |
| Read the third time  | 363      |
| Signed by the Speaker and returned to the Senate   | 364      |
| <br>   |          |
| <b>S.B. 45</b> — LOBBYIST REPORTING REQUIREMENTS ( <i>P. Arent</i> )   |          |
| Read the first time by short title and referred to Rules Committee   | 298      |
| Assigned to standing committee   | 333      |
| Read the second time   | 518      |
| Read the third time  | 593      |
| Amendments   | 593      |
| Returned to the Senate   | 594      |
| Signed by the Speaker and returned to the Senate   | 646      |
| <br>   |          |
| <b>S.B. 46</b> — RESIDENTIAL PROPERTY TAX EXEMPTIONS ( <i>E. Mayne</i> )                                     |          |
| Read the first time by short title and referred to Rules Committee   | 507      |
| Enacting Clause Stricken   | 1099     |
| <br>   |          |
| <b>S.B. 47</b> — LABOR COMMISSION – APPEALS BOARD ( <i>J. Valentine</i> )                                    |          |
| Read the first time by short title and referred to Rules Committee   | 298      |
| Assigned to standing committee   | 333      |
| Read the second time   | 461      |
| Read the third time  | 496      |
| Signed by the Speaker and returned to the Senate   | 497      |
| <br>   |          |
| <b>S.B. 48</b> — FORCED ENTRY TO MAKE ARREST ( <i>D. Thomas</i> )  |          |
| Read the first time by short title and referred to Rules Committee   | 371      |
| Assigned to standing committee   | 387      |
| Read the second time   | 418      |
| Read the third time  | 480      |
| Signed by the Speaker and returned to the Senate   | 481      |
| <br>   |          |
| <b>S.B. 49</b> — DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS ( <i>P. Hellewell</i> )                   |          |
| Read the first time by short title and referred to Rules Committee   | 347      |
| Assigned to standing committee   | 369      |
| Read the second time   | 417      |
| Read the third time  | 480      |
| Circled  | 480      |
| Uncircled  | 484      |
| Amendments   | 484      |
| Returned to the Senate   | 485      |
| Signed by the Speaker and returned to the Senate   | 509      |

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| <b>S.B. 51</b> — PLANETARIUM AMENDMENTS ( <i>G. Davis</i> )                            |          |
| Read the first time by short title and referred to Rules Committee                     | 265      |
| Assigned to standing committee   | 299      |
| Read the second time   | 354      |
| Read the third time  | 375      |
| Signed by the Speaker and returned to the Senate                                       | 376      |
| <br>   |          |
| <b>S.B. 52</b> — ACCESS TO UNINSURED MOTORIST INFORMATION ( <i>D. Steele</i> )         |          |
| Read the first time by short title and referred to Rules Committee                     | 471      |
| Assigned to standing committee   | 487      |
| Read the second time   | 556      |
| Read the third time  | 598      |
| Circled  | 598      |
| Uncircled  | 606      |
| Signed by the Speaker and returned to the Senate                                       | 607      |
| <br>   |          |
| <b>S.B. 53</b> — AMENDMENTS TO CONTROLLED SUBSTANCE ACT ( <i>P. Knudson</i> )          |          |
| Read the first time by short title and referred to Rules Committee                     | 471      |
| Assigned to standing committee   | 486      |
| Substituted  | 622      |
| <br>   |          |
| <b>1st Sub. S.B. 53</b> — AMENDMENTS TO CONTROLLED SUBSTANCE ACT ( <i>P. Knudson</i> ) |          |
| Read the second time   | 622      |
| Read the third time  | 749      |
| Circled  | 749      |
| Uncircled  | 754      |
| Amendments   | 754      |
| Returned to the Senate   | 755      |
| Signed by the Speaker and returned to the Senate                                       | 817      |
| <br>   |          |
| <b>S.B. 55</b> — PROVISIONAL BALLOT AMENDMENTS ( <i>D. Eastman</i> )                   |          |
| Read the first time by short title and referred to Rules Committee                     | 471      |
| Assigned to standing committee   | 486      |
| Read the second time   | 514      |
| Read the third time  | 582      |
| Signed by the Speaker and returned to the Senate                                       | 583      |
| <br>   |          |
| <b>S.B. 57</b> — CHARTER SCHOOL AMENDMENTS ( <i>H. Stephenson</i> )                    |          |
| Read the first time by short title and referred to Rules Committee                     | 471      |
| Assigned to standing committee   | 486      |
| Read the second time   | 623, 963 |
| Returned to Rules Committee  | 745      |
| Read the third time  | 995      |
| Substituted  | 995      |
| <br>   |          |
| <b>1st Sub. S.B. 57</b> — CHARTER SCHOOL AMENDMENTS ( <i>H. Stephenson</i> )           |          |
| Amendments   | 995      |
| Returned to the Senate   | 996      |
| Signed by the Speaker and returned to the Senate                                       | 1025     |

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| <b>2nd Sub. S.B. 58</b> — YOUTH CORRECTIONS – DIVISION NAME AMENDMENT ( <i>P. Hellewell</i> )                      |          |
| Read the first time by short title and referred to Rules Committee   | 529      |
| Assigned to standing committee   | 553      |
| Read the second time   | 622      |
| Placed on calendar   | 687      |
| Read the third time  | 687, 747 |
| Circled  | 747      |
| Uncircled  | 748      |
| Amendments   | 748      |
| Returned to the Senate   | 749      |
| Signed by the Speaker and returned to the Senate   | 817      |
| <br>   |          |
| <b>2nd Sub. S.B. 59</b> — AMENDMENTS TO UNSOLICITED COMMERCIAL AND SEXUALLY EXPLICIT EMAIL ACT ( <i>P. Arent</i> ) |          |
| Read the first time by short title and referred to Rules Committee   | 685      |
| Assigned to standing committee   | 696      |
| Amendments   | 767      |
| Read the second time   | 768      |
| Read the third time  | 1096     |
| Enacting Clause Stricken   | 1100     |
| <br>   |          |
| <b>S.B. 61</b> — PUBLIC UTILITY RELATED AMENDMENTS ( <i>J. Valentine</i> )   |          |
| Read the first time by short title and referred to Rules Committee   | 552      |
| Assigned to standing committee   | 584      |
| Returned to Rules Committee  | 848      |
| Read the second time   | 917      |
| Read the third time  | 946      |
| Circled  | 946      |
| Uncircled  | 960      |
| Signed by the Speaker and returned to the Senate   | 961      |
| Intent Language  | 961      |
| <br>   |          |
| <b>2nd Sub. S.B. 62</b> — UTAH HOUSE INSPECTION STANDARD OF PRACTICE ( <i>P. Julander</i> )                        |          |
| Read the first time by short title and referred to Rules Committee   | 602      |
| Assigned to standing committee   | 617      |
| Read the second time   | 766      |
| Read the third time  | 954      |
| Amendments   | 954      |
| Failed   | 955      |
| Returned to the Senate   | 955      |
| Recalled   | 962      |
| <br>   |          |
| <b>S.B. 65</b> — RECLAMATION SURETY FOR MINING OPERATIONS ( <i>M. Dmitrich</i> )                                   |          |
| Read the first time by short title and referred to Rules Committee   | 471      |
| Assigned to standing committee   | 486      |
| Read the second time   | 625      |
| Read the third time  | 751      |
| Signed by the Speaker and returned to the Senate   | 752      |

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| <b>S.B. 66</b> — ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT ( <i>M. Waddoups</i> )   |     |
| Read the first time by short title and referred to Rules Committee   | 573 |
| Assigned to standing committee   | 584 |
| Read the second time   | 766 |
| Read the third time  | 891 |
| Circled  | 891 |
| Uncircled  | 911 |
| Amendments   | 911 |
| Returned to the Senate   | 912 |
| Signed by the Speaker and returned to the Senate   | 944 |
| <br>   |     |
| <b>1st Sub. S.B. 67</b> — REVISIONS TO BOARDS AND COMMISSIONS ( <i>H. Stephenson</i> )   |     |
| Read the first time by short title and referred to Rules Committee   | 552 |
| Assigned to standing committee   | 584 |
| Substituted  | 634 |
| <br>   |     |
| <b>2nd Sub. S.B. 67</b> — REVISIONS TO BOARDS AND COMMISSIONS ( <i>H. Stephenson</i> )   |     |
| Read the second time   | 635 |
| Read the third time  | 757 |
| Circled  | 757 |
| Uncircled  | 762 |
| Amendments   | 762 |
| Returned to the Senate   | 763 |
| Refuse to Recede   | 815 |
| Amendments   | 838 |
| Joint Conference Committee Report  | 838 |
| Signed by the Speaker and returned to the Senate   | 884 |
| <br>   |     |
| <b>S.B. 68</b> — VOTER IDENTIFICATION REQUIREMENTS ( <i>D. Eastman</i> )   |     |
| Read the first time by short title and referred to Rules Committee   | 529 |
| Assigned to standing committee   | 552 |
| Read the second time   | 635 |
| Read the third time  | 757 |
| Signed by the Speaker and returned to the Senate   | 758 |
| <br>   |     |
| <b>1st Sub. S.B. 72</b> — AMENDMENTS TO SPECIAL DISTRICTS AND LOCAL DISTRICTS FOR EXPANDED FIRE PROTECTION SERVICES ( <i>D. Thomas</i> ) |     |
| Read the first time by short title and referred to Rules Committee   | 633 |
| Assigned to standing committee   | 664 |
| Amendments   | 678 |
| Read the second time   | 679 |
| Read the third time  | 760 |
| Circled  | 760 |
| Uncircled  | 925 |
| Amendments   | 925 |
| Returned to the Senate   | 930 |
| Signed by the Speaker and returned to the Senate   | 944 |
| <br>   |     |
| <b>1st Sub. S.B. 74</b> — AMENDMENTS TO INTERLOCAL COOPERATION ACT ( <i>D. Gladwell</i> )  |     |
| Read the first time by short title and referred to Rules Committee   | 471 |
| Assigned to standing committee   | 486 |
| Read the second time   | 589 |
| Read the third time  | 607 |
| Signed by the Speaker and returned to the Senate   | 607 |

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|---|----------|
| <b>S.B. 75 — CRIMINAL BACKGROUND CHECKS BY POLITICAL SUBDIVISIONS</b>         |          |
| OPERATING WATER SYSTEMS ( <i>C. Walker</i> )                                  |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 471      |
| Assigned to standing committee . . . . .                                      | 486      |
| Read the second time . . . . .  | 516      |
| Read the third time . . . . .   | 590      |
| Circled . . . . .   | 590      |
| Amendments . . . . .  | 590, 596 |
| Uncircled . . . . .   | 596      |
| Returned to the Senate . . . . .  | 597      |
| Signed by the Speaker and returned to the Senate . . . . .                    | 646      |
| <br>  |          |
| <b>2nd Sub. S.B. 76 — UTAH FIREWORKS ACT AMENDMENTS (<i>D. Eastman</i>)</b>   |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 685      |
| Assigned to standing committee . . . . .                                      | 696      |
| Read the second time . . . . .  | 797      |
| Enacting Clause Stricken . . . . .  | 1100     |
| <br>  |          |
| <b>S.B. 78 — REPEAL OF TRADING STAMPS REGULATION (<i>S. Jenkins</i>)</b>      |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 168      |
| Assigned to standing committee . . . . .                                      | 183      |
| Read the second time . . . . .  | 203      |
| Read the third time . . . . .   | 281      |
| Signed by the Speaker and returned to the Senate . . . . .                    | 281      |
| <br>  |          |
| <b>1st Sub. S.B. 79 — DISABLED PARKING FINE (<i>D. C. Buttars</i>)</b>        |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 219      |
| Assigned to standing committee . . . . .                                      | 248      |
| Amendments . . . . .  | 348      |
| Read the second time . . . . .  | 348      |
| Read the third time . . . . .   | 367      |
| Circled . . . . .   | 367      |
| Uncircled . . . . .   | 745      |
| Substituted . . . . .   | 745      |
| <br>  |          |
| <b>2nd Sub. S.B. 79 — DISABLED PARKING FINE (<i>D. C. Buttars</i>)</b>        |          |
| Amendments . . . . .  | 746      |
| Transmitted to the Senate . . . . .   | 747      |
| Refuse to Recede . . . . .  | 814      |
| Conference Committee Report . . . . .   | 907      |
| Amendments . . . . .  | 907      |
| Signed by the Speaker and returned to the Senate . . . . .                    | 952      |
| <br>  |          |
| <b>S.B. 80 — ADVERSE BENEFIT DETERMINATION AMENDMENTS (<i>P. Knudson</i>)</b> |          |
| Read the first time by short title and referred to Rules Committee . . . . .  | 186      |
| Assigned to standing committee . . . . .                                      | 200      |
| Read the second time . . . . .  | 372      |
| Read the third time . . . . .   | 461      |
| Signed by the Speaker and returned to the Senate . . . . .                    | 462      |

**S.B. 82** — AUTHORIZED OVERSPENDING LIMIT IN FEDERAL MEDICAID BUDGET*(B. Evans)*

|  |      |
|--|------|
| Read the first time by short title and referred to Rules Committee . . . . . | 186  |
| Assigned to standing committee . . . . .                                     | 201  |
| Amendments . . . . .   | 446  |
| Read the second time . . . . .   | 447  |
| Read the third time . . . . .  | 493  |
| Circled . . . . .  | 493  |
| Enacting Clause Stricken . . . . .   | 1100 |

**S.B. 83** — OCCUPATIONAL AND PROFESSIONAL LICENSING MODIFICATIONS (*L. Hillyard*)

|  |     |
|--|-----|
| Read the first time by short title and referred to Rules Committee . . . . . | 168 |
| Assigned to standing committee . . . . .                                     | 183 |
| Read the second time . . . . .   | 253 |
| Read the third time . . . . .  | 359 |
| Circled . . . . .  | 359 |
| Uncircled . . . . .  | 364 |
| Signed by the Speaker and returned to the Senate . . . . .                   | 364 |

**S.B. 84** — REAL PROPERTY VOLUNTARY ENVIRONMENTAL RESTRICTIVE COVENANTS*(B. Wright)*

|  |     |
|--|-----|
| Read the first time by short title and referred to Rules Committee . . . . . | 298 |
| Assigned to standing committee . . . . .                                     | 333 |
| Read the second time . . . . .   | 434 |
| Read the third time . . . . .  | 485 |
| Signed by the Speaker and returned to the Senate . . . . .                   | 485 |

**S.B. 85** — UNDERGROUND STORAGE TANK AMENDMENT (*B. Wright*)

|  |     |
|--|-----|
| Read the first time by short title and referred to Rules Committee . . . . . | 298 |
| Assigned to standing committee . . . . .                                     | 333 |
| Read the second time . . . . .   | 434 |
| Read the third time . . . . .  | 490 |
| Signed by the Speaker and returned to the Senate . . . . .                   | 491 |

**S.B. 86** — PROHIBITION OF AUTOMATIC RENEWAL OF SERVICE CONTRACTS*(M. Waddoups)*

|  |     |
|--|-----|
| Read the first time by short title and referred to Rules Committee . . . . . | 251 |
| Assigned to standing committee . . . . .                                     | 263 |
| Amendments . . . . .   | 533 |
| Read the second time . . . . .   | 534 |
| Read the third time . . . . .  | 594 |
| Amendments . . . . .   | 594 |
| Returned to the Senate . . . . .   | 595 |
| Refuse to Recede . . . . .   | 685 |
| Joint Conference Committee Appointed . . . . .                               | 699 |
| Amendments . . . . .   | 744 |
| Conference Committee Report . . . . .  | 745 |
| Signed by the Speaker and returned to the Senate . . . . .                   | 792 |

|  |          |
|--|----------|
| <b>1st Sub. S.B. 87</b> — LIBRARY AMENDMENTS ( <i>M. Waddoups</i> )                                      |          |
| Read the first time by short title and referred to Rules Committee                                       | 529      |
| Assigned to standing committee   | 553      |
| Read the second time   | 634      |
| Read the third time  | 755      |
| Circled  | 755      |
| Uncircled  | 764      |
| Signed by the Speaker and returned to the Senate   | 765      |
| <br>   |          |
| <b>1st Sub. S.B. 88</b> — SECURITY PERSONNEL LICENSING ACT AMENDMENTS ( <i>D. Eastman</i> )              |          |
| Read the first time by short title and referred to Rules Committee                                       | 186      |
| Assigned to standing committee   | 200      |
| Read the second time   | 253, 409 |
| Returned to Rules Committee  | 253      |
| Read the third time  | 479      |
| Signed by the Speaker and returned to the Senate   | 480      |
| <br>   |          |
| <b>2nd Sub. S.B. 89</b> — MENTAL HEALTH PROFESSIONAL PRACTICE ACT AMENDMENTS<br>( <i>D. C. Buttars</i> ) |          |
| Read the first time by short title and referred to Rules Committee                                       | 546      |
| Assigned to standing committee   | 552      |
| Read the second time   | 766      |
| Read the third time  | 1027     |
| Signed by the Speaker and returned to the Senate   | 1028     |
| <br>   |          |
| <b>S.B. 90</b> — PRESCRIPTIVE PRACTICE PEER COMMITTEE REPEALER ( <i>P. Julander</i> )                    |          |
| Read the first time by short title and referred to Rules Committee                                       | 186      |
| Assigned to standing committee   | 200      |
| Read the second time   | 500      |
| Read the third time  | 575      |
| Signed by the Speaker and returned to the Senate   | 576      |
| <br>   |          |
| <b>2nd Sub. S.B. 91</b> — FUNERAL SERVICES AMENDMENTS ( <i>D. Gladwell</i> )                             |          |
| Read the first time by short title and referred to Rules Committee                                       | 371      |
| Assigned to standing committee   | 386      |
| Read the second time   | 461      |
| Read the third time  | 494      |
| Amendments   | 494      |
| Returned to the Senate   | 495      |
| Signed by the Speaker and returned to the Senate   | 529      |
| <br>   |          |
| <b>1st Sub. S.B. 92</b> — LAND SURVEYOR AMENDMENTS ( <i>H. Stephenson</i> )                              |          |
| Read the first time by short title and referred to Rules Committee                                       | 186      |
| Assigned to standing committee   | 200      |
| Read the second time   | 500      |
| Read the third time  | 578      |
| Signed by the Speaker and returned to the Senate   | 579      |

**1st Sub. S.B. 93** — JUSTICE COURT JUDGES AMENDMENTS (*T. Hatch*)

- Read the first time by short title and referred to Rules Committee . . . . . 347
- Assigned to standing committee . . . . . 368
- Read the second time . . . . . 554
- Read the third time . . . . . 597
- Signed by the Speaker and returned to the Senate . . . . . 598

**S.B. 94** — CERTIFIED PUBLIC ACCOUNTANT LICENSING ACT AMENDMENTS  
(*J. Valentine*)

- Read the first time by short title and referred to Rules Committee . . . . . 168
- Assigned to standing committee . . . . . 183
- Read the second time . . . . . 253
- Read the third time . . . . . 359
- Signed by the Speaker and returned to the Senate . . . . . 360

**S.B. 95** — STATE EMERGENCY MEDICAL SERVICES AMENDMENTS (*J. Valentine*)

- Read the first time by short title and referred to Rules Committee . . . . . 412
- Assigned to standing committee . . . . . 432
- Read the second time . . . . . 460
- Read the third time . . . . . 519
- Signed by the Speaker and returned to the Senate . . . . . 520

**S.B. 96** — DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT  
AMENDMENTS (*P. Julander*)

- Read the first time by short title and referred to Rules Committee . . . . . 251
- Assigned to standing committee . . . . . 263
- Read the second time . . . . . 461
- Read the third time . . . . . 495
- Signed by the Speaker and returned to the Senate . . . . . 496

**S.B. 97** — COUNTY ANNEXATION AMENDMENTS (*C. Walker*)

- Read the first time by short title and referred to Rules Committee . . . . . 251
- Assigned to standing committee . . . . . 264
- Read the second time . . . . . 447
- Amendments . . . . . 447
- Read the third time . . . . . 493
- Returned to the Senate . . . . . 494
- Signed by the Speaker and returned to the Senate . . . . . 529

**1st Sub. S.B. 98** — TAXATION OF MEDICALLY IMPLANTED DEVICES AND PROSTHETICS  
(*D. C. Buttars*)

- Read the first time by short title and referred to Rules Committee . . . . . 507
- Assigned to standing committee . . . . . 532
- Read the second time . . . . . 634
- Returned to Rules Committee . . . . . 634
- Enacting Clause Stricken . . . . . 1100

|   |          |
|---|----------|
| <b>S.B. 100</b> — INDIAN AFFAIRS AMENDMENTS ( <i>B. Evans</i> )                                 |          |
| Read the first time by short title and referred to Rules Committee                              | 251      |
| Assigned to standing committee  | 263      |
| Amendments  | 354      |
| Read the second time  | 355      |
| Read the third time   | 376      |
| Returned to the Senate  | 377      |
| Signed by the Speaker and returned to the Senate  | 413      |
| <br>  |          |
| <b>S.B. 103</b> — CONCEALED WEAPON PERMIT HOLDER AMENDMENTS ( <i>C. Bramble</i> )               |          |
| Read the first time by short title and referred to Rules Committee                              | 347      |
| Assigned to standing committee  | 368      |
| Read the second time  | 518      |
| Read the third time   | 592      |
| Circled   | 592      |
| Uncircled   | 595      |
| Signed by the Speaker and returned to the Senate  | 596      |
| <br>  |          |
| <b>S.B. 104</b> — DISCLOSURE OF VEHICLE INFORMATION FOR PRODUCT RECALL<br>( <i>D. Eastman</i> ) |          |
| Read the first time by short title and referred to Rules Committee                              | 265      |
| Assigned to standing committee  | 299      |
| Read the second time  | 389      |
| Read the third time   | 477      |
| Signed by the Speaker and returned to the Senate  | 478      |
| <br>  |          |
| <b>S.B. 105</b> — PLEDGE OF ALLEGIANCE IN PUBLIC SCHOOLS ( <i>D. C. Butters</i> )               |          |
| Read the first time by short title and referred to Rules Committee                              | 265      |
| Assigned to standing committee  | 299      |
| Read the second time  | 373      |
| Read the third time   | 465      |
| Amendments  | 465      |
| Circled   | 465      |
| Uncircled   | 465      |
| Signed by the Speaker and returned to the Senate  | 466      |
| <br>  |          |
| <b>S.B. 106</b> — HIGHWAY PATROL USE OF UNMARKED VEHICLES ( <i>C. Bramble</i> )                 |          |
| Read the first time by short title and referred to Rules Committee                              | 459      |
| Assigned to standing committee  | 467      |
| Read the second time  | 513      |
| Read the third time   | 581      |
| Failed  | 582      |
| Returned to the Senate  | 582, 627 |
| Recalled  | 613      |
| Reconsideration   | 625      |
| Amendments  | 625      |
| Returned to the Senate  | 627      |
| Signed by the Speaker and returned to the Senate  | 718      |

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|--|------|
| <b>S.B. 107</b> — CERTIFICATION OF MINES ( <i>M. Dmitrich</i> )                              |      |
| Read the first time by short title and referred to Rules Committee                           | 445  |
| Assigned to standing committee   | 467  |
| Read the second time   | 512  |
| Read the third time  | 580  |
| Signed by the Speaker and returned to the Senate   | 580  |
| <br>   |      |
| <b>S.B. 108</b> — DANGEROUS WEAPONS AMENDMENTS ( <i>M. Waddoups</i> )                        |      |
| Read the first time by short title and referred to Rules Committee                           | 552  |
| Assigned to standing committee   | 584  |
| Read the second time   | 708  |
| Read the third time  | 761  |
| Circled  | 761  |
| Uncircled  | 788  |
| Amendments   | 788  |
| Held   | 790  |
| Transmitted to the Senate  | 833  |
| Signed by the Speaker and returned to the Senate   | 897  |
| <br>   |      |
| <b>S.B. 109</b> — EDUCATION ASSISTANCE FOR NATIONAL GUARD MEMBERS ( <i>P. Knudson</i> )      |      |
| Read the first time by short title and referred to Rules Committee                           | 552  |
| Assigned to standing committee   | 584  |
| Read the second time   | 708  |
| Read the third time  | 760  |
| Circled  | 761  |
| Uncircled  | 918  |
| Signed by the Speaker and returned to the Senate   | 919  |
| <br>   |      |
| <b>S.B. 110</b> — INDIVIDUAL INCOME TAX – STATE EARNED INCOME TAX CREDIT ( <i>T. Hatch</i> ) |      |
| Read the first time by short title and referred to Rules Committee                           | 265  |
| Assigned to standing committee   | 299  |
| Read the second time   | 353  |
| Returned to Rules Committee  | 353  |
| Enacting Clause Stricken   | 1100 |
| <br>   |      |
| <b>S.B. 111</b> — PROCESS SERVERS ( <i>M. Waddoups</i> )                                     |      |
| Read the first time by short title and referred to Rules Committee                           | 371  |
| Assigned to standing committee   | 410  |
| Substituted  | 797  |
| <br>   |      |
| <b>1st Sub. S.B. 111</b> — PROCESS SERVERS ( <i>M. Waddoups</i> )                            |      |
| Amendments   | 797  |
| Read the second time   | 797  |
| Read the third time  | 1072 |
| Circled  | 1072 |
| Uncircled  | 1073 |
| Amendments   | 1073 |
| Substituted  | 1073 |

|   |      |
|---|------|
| <b>2nd Sub. S.B. 111</b> — PROCESS SERVERS ( <i>M. Waddoups</i> )   |      |
| Returned to the Senate . . . . .  | 1074 |
| Signed by the Speaker and returned to the Senate . . . . .  | 1094 |
| <br>  |      |
| <b>S.B. 112</b> — GOVERNMENT RECORDS PROTECTIONS FOR FEDERAL MISSION OF<br>NATIONAL GUARD ( <i>P. Knudson</i> ) |      |
| Read the first time by short title and referred to Rules Committee . . . . .                                    | 471  |
| Assigned to standing committee . . . . .  | 486  |
| Read the second time . . . . .  | 622  |
| Read the third time . . . . .   | 687  |
| Signed by the Speaker and returned to the Senate . . . . .  | 688  |
| <br>  |      |
| <b>S.B. 115</b> — THEFT DETECTION SHIELDING DEVICES AMENDMENTS ( <i>J. Hickman</i> )                            |      |
| Read the first time by short title and referred to Rules Committee . . . . .                                    | 387  |
| Assigned to standing committee . . . . .  | 410  |
| Read the second time . . . . .  | 472  |
| Read the third time . . . . .   | 574  |
| Signed by the Speaker and returned to the Senate . . . . .  | 575  |
| <br>  |      |
| <b>S.B. 116</b> — DNA – AMENDMENT REGARDING WARRANTS ( <i>L. Hillyard</i> )                                     |      |
| Read the first time by short title and referred to Rules Committee . . . . .                                    | 371  |
| Assigned to standing committee . . . . .  | 387  |
| Read the second time . . . . .  | 418  |
| Read the third time . . . . .   | 481  |
| Circled . . . . .   | 481  |
| Uncircled . . . . .   | 483  |
| Signed by the Speaker and returned to the Senate . . . . .  | 484  |
| <br>  |      |
| <b>S.B. 117</b> — AGGRAVATED ROBBERY AMENDMENTS ( <i>L. Hillyard</i> )  |      |
| Read the first time by short title and referred to Rules Committee . . . . .                                    | 371  |
| Assigned to standing committee . . . . .  | 387  |
| Read the second time . . . . .  | 418  |
| Read the third time . . . . .   | 481  |
| Signed by the Speaker and returned to the Senate . . . . .  | 481  |
| <br>  |      |
| <b>S.B. 118</b> — INDIVIDUAL INCOME TAX – ADOPTION EXPENSES ( <i>C. Walker</i> )                                |      |
| Read the first time by short title and referred to Rules Committee . . . . .                                    | 265  |
| Assigned to standing committee . . . . .  | 299  |
| Read the second time . . . . .  | 353  |
| Read the third time . . . . .   | 374  |
| Signed by the Speaker and returned to the Senate . . . . .  | 374  |
| <br>  |      |
| <b>S.B. 120</b> — PAYMENT OF WAGES AMENDMENTS ( <i>S. Jenkins</i> )   |      |
| Read the first time by short title and referred to Rules Committee . . . . .                                    | 488  |
| Assigned to standing committee . . . . .  | 531  |
| Read the second time . . . . .  | 766  |
| Read the third time . . . . .   | 959  |
| Signed by the Speaker and returned to the Senate . . . . .  | 960  |

|   |      |
|---|------|
| <b>S.B. 121</b> — FEDERAL HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT COMPLIANCE AMENDMENTS ( <i>P. Knudson</i> ) |      |
| Read the first time by short title and referred to Rules Committee  | 471  |
| Assigned to standing committee  | 486  |
| Read the second time  | 710  |
| Read the third time   | 763  |
| Signed by the Speaker and returned to the Senate  | 764  |
| <br>  |      |
| <b>S.B. 122</b> — UTAH ANTIDISCRIMINATION ACT AMENDMENTS ( <i>S. Jenkins</i> )  |      |
| Read the first time by short title and referred to Rules Committee  | 371  |
| Assigned to standing committee  | 386  |
| Amendments  | 460  |
| Read the second time  | 461  |
| Read the third time   | 574  |
| Circled   | 574  |
| Uncircled   | 579  |
| Returned to the Senate  | 579  |
| Signed by the Speaker and returned to the Senate  | 619  |
| <br>  |      |
| <b>1st Sub. S.B. 123</b> — INHERENT RISK OF LIVESTOCK ACTIVITIES ( <i>B. Evans</i> )                                      |      |
| Read the first time by short title and referred to Rules Committee  | 507  |
| Assigned to standing committee  | 531  |
| Read the second time  | 625  |
| Read the third time   | 752  |
| Amendments  | 752  |
| Held  | 754  |
| Reconsideration   | 828  |
| Amendments  | 828  |
| Transmitted to the Senate   | 829  |
| Signed by the Speaker and returned to the Senate  | 897  |
| <br>  |      |
| <b>1st Sub. S.B. 124</b> — CAPITOL ARTS PLACEMENT COMMISSION ( <i>K. Hale</i> )   |      |
| Read the first time by short title and referred to Rules Committee  | 347  |
| Assigned to standing committee  | 368  |
| Read the second time  | 514  |
| Read the third time   | 589  |
| Signed by the Speaker and returned to the Senate  | 590  |
| <br>  |      |
| <b>S.B. 125</b> — RESTRICTIONS ON PASSENGERS IN PICKUP TRUCKS ( <i>C. Bramble</i> )                                       |      |
| Read the first time by short title and referred to Rules Committee  | 619  |
| Assigned to standing committee  | 664  |
| Returned to Rules Committee   | 843  |
| Enacting Clause Stricken  | 1100 |
| <br>  |      |
| <b>S.B. 126</b> — WORKERS' COMPENSATION AMENDMENTS ( <i>E. Mayne</i> )  |      |
| Read the first time by short title and referred to Rules Committee  | 585  |
| Assigned to standing committee  | 618  |
| Read the second time  | 678  |
| Read the third time   | 759  |
| Signed by the Speaker and returned to the Senate  | 760  |

|  |          |
|--|----------|
| <b>S.B. 127</b> — APPEARANCE OF DRIVER LICENSE AMENDMENTS ( <i>J. Valentine</i> )                                    |          |
| Read the first time by short title and referred to Rules Committee   | 685      |
| Assigned to standing committee   | 696      |
| Read the second time   | 803, 880 |
| Returned to Rules  | 803      |
| Read the third time  | 939      |
| Circled  | 939      |
| Uncircled  | 941      |
| Signed by the Speaker and returned to the Senate   | 942      |
| <br>   |          |
| <b>S.B. 128</b> — PROTECTIVE ORDER AMENDMENTS ( <i>L. Hillyard</i> )   |          |
| Read the first time by short title and referred to Rules Committee   | 371      |
| Assigned to standing committee   | 387      |
| Amendments   | 516      |
| Read the second time   | 518      |
| Read the third time  | 591      |
| Substituted  | 591      |
| <br>   |          |
| <b>1st Sub. S.B. 128</b> — PROTECTIVE ORDER AMENDMENTS ( <i>L. Hillyard</i> )  |          |
| Amendments   | 592      |
| Circled  | 592      |
| Uncircled  | 628      |
| Returned to the Senate   | 629      |
| Signed by the Speaker and returned to the Senate   | 686      |
| <br>   |          |
| <b>1st Sub. S.B. 129</b> — STATE AND LOCAL AGENCIES CRITERIA IN AWARDING BIDS<br>( <i>J. Evans</i> )                 |          |
| Read the first time by short title and referred to Rules Committee   | 685      |
| Enacting Clause Stricken   | 1100     |
| <br>   |          |
| <b>S.B. 130</b> — REGULATIONS OF CHECK CASHERS ( <i>E. Mayne</i> )   |          |
| Read the first time by short title and referred to Rules Committee   | 445      |
| Read the second time   | 917      |
| Read the third time  | 953      |
| Signed by the Speaker and returned to the Senate   | 953      |
| <br>   |          |
| <b>1st Sub. S.B. 131</b> — INDIVIDUAL INCOME TAX – SUBTRACTIONS FROM FEDERAL<br>TAXABLE INCOME ( <i>C. Bramble</i> ) |          |
| Read the first time by short title and referred to Rules Committee   | 471      |
| Assigned to standing committee   | 487      |
| Read the second time   | 634      |
| Read the third time  | 756      |
| Signed by the Speaker and returned to the Senate   | 757      |
| <br>   |          |
| <b>1st Sub. S.B. 132</b> — CHILD SUPPORT AND PATERNITY AMENDMENTS ( <i>L. Hillyard</i> )                             |          |
| Read the first time by short title and referred to Rules Committee   | 552      |
| Assigned to standing committee   | 584      |
| Read the second time   | 680      |
| Read the third time  | 760      |
| Circled  | 760      |
| Uncircled  | 940      |
| Signed by the Speaker and returned to the Senate   | 941      |

|  |          |
|--|----------|
| <b>S.B. 133</b> — REAUTHORIZATION OF THE ENERGY POLICY TASK FORCE ( <i>L. Blackham</i> ) |          |
| Read the first time by short title and referred to Rules Committee                       | 585      |
| Assigned to standing committee   | 617      |
| Returned to Rules Committee  | 848      |
| Read the second time   | 917      |
| Read the third time  | 946      |
| Amendments   | 946      |
| Circled  | 946      |
| Uncircled  | 1052     |
| Returned to the Senate   | 1053     |
| Signed by the Speaker and returned to the Senate   | 1094     |
| <br>   |          |
| <b>S.B. 136</b> — GUILTY AND MENTALLY ILL SENTENCING AMENDMENTS ( <i>D. Gladwell</i> )   |          |
| Read the first time by short title and referred to Rules Committee                       | 552      |
| Assigned to standing committee   | 584      |
| Read the second time   | 708, 964 |
| Referred to Rules Committee due to fiscal impact   | 708      |
| Read the third time  | 1027     |
| Signed by the Speaker and returned to the Senate   | 1027     |
| <br>   |          |
| <b>S.B. 138</b> — MEDICAL MALPRACTICE AMENDMENTS ( <i>L. Blackham</i> )                  |          |
| Read the first time by short title and referred to Rules Committee                       | 665      |
| Assigned to standing committee   | 677      |
| Read the second time   | 767      |
| Read the third time  | 1028     |
| Signed by the Speaker and returned to the Senate   | 1029     |
| <br>   |          |
| <b>S.B. 140</b> — PRESCRIPTION DRUG ASSISTANCE PROGRAM ( <i>J. Evans</i> )               |          |
| Read the first time by short title and referred to Rules Committee                       | 775      |
| Read the second time   | 880      |
| Read the third time  | 939      |
| Signed by the Speaker and returned to the Senate   | 940      |
| <br>   |          |
| <b>1st Sub. S.B. 141</b> — LOCAL GOVERNMENT CAPITAL PROJECTS ( <i>H. Stephenson</i> )    |          |
| Read the first time by short title and referred to Rules Committee                       | 552      |
| Assigned to standing committee   | 584      |
| Read the second time   | 634      |
| Read the third time  | 755      |
| Signed by the Speaker and returned to the Senate   | 756      |
| <br>   |          |
| <b>S.B. 142</b> — AGRICULTURAL COOPERATIVES AMENDMENTS ( <i>L. Blackham</i> )            |          |
| Read the first time by short title and referred to Rules Committee                       | 602      |
| Assigned to standing committee   | 617      |
| Read the second time   | 666      |
| Read the third time  | 759      |
| Circled  | 759      |
| Uncircled  | 938      |
| Signed by the Speaker and returned to the Senate   | 939      |

**S.B. 143** — MOTOR VEHICLE DISCLOSURE REQUIREMENTS – PURCHASER’S RIGHTS*(D. Eastman)*

|  |     |
|--|-----|
| Read the first time by short title and referred to Rules Committee . . . . . | 471 |
| Assigned to standing committee . . . . .                                     | 487 |
| Read the second time . . . . .   | 556 |
| Read the third time . . . . .  | 598 |
| Circled . . . . .  | 598 |
| Uncircled . . . . .  | 749 |
| Signed by the Speaker and returned to the Senate . . . . .                   | 750 |

**S.B. 146** — WASTE FEE AMENDMENTS *(B. Wright)*

|  |          |
|--|----------|
| Read the first time by short title and referred to Rules Committee . . . . . | 894      |
| Read the second time . . . . .   | 917      |
| Read the third time . . . . .  | 953      |
| Circled . . . . .  | 953      |
| Uncircled . . . . .  | 992      |
| Amendments . . . . .   | 993, 998 |
| Returned to the Senate . . . . .   | 995, 999 |
| Failed . . . . .   | 995      |
| Reconsideration . . . . .  | 998      |
| Recede from amendments . . . . .   | 1023     |
| Signed by the Speaker and returned to the Senate . . . . .                   | 1024     |

**S.B. 147** — STREAMLINED SALES TAX PROJECT AMENDMENTS *(L. Hillyard)*

|  |      |
|--|------|
| Read the first time by short title and referred to Rules Committee . . . . . | 814  |
| Read the second time . . . . .   | 917  |
| Read the third time . . . . .  | 949  |
| Circled . . . . .  | 949  |
| Uncircled . . . . .  | 1005 |
| Substituted . . . . .  | 1005 |

**1st Sub. S.B. 147** — STREAMLINED SALES TAX PROJECT AMENDMENTS *(L. Hillyard)*

|  |      |
|--|------|
| Amendments . . . . .                                       | 1005 |
| Returned to the Senate . . . . .                           | 1006 |
| Signed by the Speaker and returned to the Senate . . . . . | 1032 |

**S.B. 148** — PROPERTY TAX – FARMLAND ASSESSMENT ACT *(T. Hatch)*

|  |      |
|--|------|
| Read the first time by short title and referred to Rules Committee . . . . . | 883  |
| Read the second time . . . . .   | 1033 |
| Read the third time . . . . .  | 1057 |
| Signed by the Speaker and returned to the Senate . . . . .                   | 1058 |

**S.B. 149** — BONDING LAW AMENDMENTS – STATE FINANCING CONSOLIDATION ACT*(L. Blackham)*

|  |      |
|--|------|
| Read the first time by short title and referred to Rules Committee . . . . . | 814  |
| Read the second time . . . . .   | 917  |
| Read the third time . . . . .  | 946  |
| Circled . . . . .  | 946  |
| Uncircled . . . . .  | 1051 |
| Signed by the Speaker and returned to the Senate . . . . .                   | 1052 |

|   |      |
|---|------|
| <b>S.B. 151</b> — AMENDMENTS RELATED TO INFORMATION TECHNOLOGY ( <i>D. Steele</i> )       |      |
| Read the first time by short title and referred to Rules Committee                        | 868  |
| Read the second time  | 964  |
| Read the third time   | 1014 |
| Amendments  | 1014 |
| Returned to the Senate  | 1016 |
| Signed by the Speaker and returned to the Senate  | 1032 |
| <br>  |      |
| <b>1st Sub. S.B. 153</b> — ALCOHOLIC BEVERAGE AMENDMENTS ( <i>J. Valentine</i> )          |      |
| Read the first time by short title and referred to Rules Committee                        | 685  |
| Assigned to standing committee  | 696  |
| Read the second time  | 766  |
| Read the third time   | 891  |
| Circled   | 891  |
| Uncircled   | 909  |
| Amendments  | 909  |
| Transmitted to the Senate   | 911  |
| Signed by the Speaker and returned to the Senate  | 952  |
| <br>  |      |
| <b>3rd Sub. S.B. 154</b> — PUBLIC EDUCATION AMENDMENTS ( <i>T. Hatch</i> )                |      |
| Read the first time by short title and referred to Rules Committee                        | 702  |
| Assigned to standing committee  | 716  |
| Returned to Rules Committee   | 796  |
| Substituted   | 917  |
| <br>  |      |
| <b>5th Sub. S.B. 154</b> — PUBLIC EDUCATION AMENDMENTS ( <i>T. Hatch</i> )                |      |
| Read the second time  | 917  |
| Read the third time   | 945  |
| Circled   | 945  |
| Uncircled   | 965  |
| Amendments  | 965  |
| Returned to the Senate  | 976  |
| Signed by the Speaker and returned to the Senate  | 1009 |
| <br>  |      |
| <b>S.B. 155</b> — PROFESSIONAL EMPLOYER ORGANIZATIONS ( <i>E. Mayne</i> )                 |      |
| Read the first time by short title and referred to Rules Committee                        | 775  |
| Read the second time  | 1033 |
| Read the third time   | 1056 |
| Amendments  | 1056 |
| Returned to the Senate  | 1057 |
| Signed by the Speaker and returned to the Senate  | 1075 |
| <br>  |      |
| <b>S.B. 157</b> — REGULATION OF CREDIT UNION SERVICE ORGANIZATIONS ( <i>L. Hillyard</i> ) |      |
| Read the first time by short title and referred to Rules Committee                        | 585  |
| Assigned to standing committee  | 696  |
| Read the second time  | 766  |
| Returned to the Senate  | 868  |

|  |                 |
|--|-----------------|
| <b>1st Sub. S.B. 157</b> — REGULATION OF CREDIT UNION SERVICE ORGANIZATIONS AND OTHER CREDIT UNION RELATED ENTITIES ( <i>L. Hillyard</i> ) |                 |
| Read the first time by short title and referred to Rules Committee   | 977             |
| Read the second time   | 1033            |
| Read the third time  | 1075            |
| Signed by the Speaker and returned to the Senate   | 1076            |
| <br>   |                 |
| <b>S.B. 158</b> — DIVISION OF CHILD AND FAMILY SERVICES MANAGEMENT INFORMATION SYSTEM AMENDMENTS ( <i>D. C. Buttars</i> )                  |                 |
| Read the first time by short title and referred to Rules Committee   | 585             |
| Assigned to standing committee   | 617             |
| Read the second time   | 767             |
| Read the third time  | 1029            |
| Signed by the Speaker and returned to the Senate   | 1030            |
| <br>   |                 |
| <b>S.B. 162</b> — MEDICAL BENEFITS RECOVERY ACT AMENDMENTS ( <i>D. Steele</i> )  |                 |
| Read the first time by short title and referred to Rules Committee   | 685             |
| Assigned to standing committee   | 696             |
| Read the second time   | 767             |
| Enacting Clause Stricken   | 1100            |
| <br>   |                 |
| <b>S.B. 163</b> — DRIVER LICENSE SUSPENSION REQUIREMENTS ( <i>R. Allen</i> )   |                 |
| Read the first time by short title and referred to Rules Committee   | 685             |
| Assigned to standing committee   | 696             |
| Read the second time   | 803             |
| Read the third time  | 884             |
| Signed by the Speaker and returned to the Senate   | 885             |
| <br>   |                 |
| <b>1st Sub. S.B. 164</b> — COUNTY AMENDMENTS ( <i>D. Gladwell</i> )  |                 |
| Read the first time by short title and referred to Rules Committee   | 699             |
| Assigned to standing committee   | 716             |
| Amendments   | 801, 1080, 1084 |
| Read the second time   | 803             |
| Read the third time  | 1079            |
| Uncircled  | 1084            |
| Returned to the Senate   | 1087            |
| Signed by the Speaker and returned to the Senate   | 1097            |
| <br>   |                 |
| <b>S.B. 165</b> — GUBERNATORIAL NOMINEE AMENDMENTS ( <i>L. Hillyard</i> )  |                 |
| Read the first time by short title and referred to Rules Committee   | 552             |
| Assigned to standing committee   | 584             |
| Read the second time   | 680             |
| Read the third time  | 760             |
| Circled  | 760             |
| Uncircled  | 765             |
| Amendments   | 765             |
| Returned to the Senate   | 766             |
| Signed by the Speaker and returned to the Senate   | 816             |

|  |          |
|--|----------|
| <b>S.B. 172</b> — HAZARDOUS WASTE REGULATION AND TAX POLICY TASK FORCE AND MORATORIUM ON ACCEPTANCE OF CLASS B AND C RADIOACTIVE WASTE ( <i>C. Bramble</i> ) |          |
| Read the first time by short title and referred to Rules Committee   | 731      |
| Read the second time   | 880      |
| Read the third time  | 890      |
| Amendments   | 890, 913 |
| Circled  | 891      |
| Uncircled  | 912      |
| Returned to the Senate   | 916      |
| Signed by the Speaker and returned to the Senate   | 944      |
| <br>   |          |
| <b>S.B. 173</b> — DEPARTMENT OF AGRICULTURE AMENDMENTS ( <i>L. Blackham</i> )  |          |
| Read the first time by short title and referred to Rules Committee   | 883      |
| Read the second time   | 917      |
| Read the third time  | 946      |
| Circled  | 947      |
| Uncircled  | 948      |
| Signed by the Speaker and returned to the Senate   | 949      |
| <br>   |          |
| <b>S.B. 175</b> — REVENUE PROCEDURES AND CONTROL ACT AMENDMENTS ( <i>C. Bramble</i> )  |          |
| Read the first time by short title and referred to Rules Committee   | 791      |
| Read the second time   | 964      |
| Read the third time  | 1017     |
| Signed by the Speaker and returned to the Senate   | 1017     |
| <br>   |          |
| <b>S.B. 176</b> — EDUCATION SUPPORT LICENSE PLATE ( <i>J. Evans</i> )  |          |
| Read the first time by short title and referred to Rules Committee   | 665      |
| Assigned to standing committee   | 677      |
| Read the second time   | 803      |
| Read the third time  | 1083     |
| Signed by the Speaker and returned to the Senate   | 1084     |
| <br>   |          |
| <b>S.B. 177</b> — REGULATION OF DEBT CANCELLATION AGREEMENTS AND DEBT SUSPENSION AGREEMENTS<br>( <i>J. Valentine</i> )                                       |          |
| Read the first time by short title and referred to Rules Committee   | 814      |
| Read the second time   | 917      |
| Read the third time  | 949      |
| Signed by the Speaker and returned to the Senate   | 950      |
| <br>   |          |
| <b>3rd Sub. S.B. 179</b> — NOTICE OF CLAIM OF GOVERNMENTAL IMMUNITY ( <i>D. Gladwell</i> )   |          |
| Read the first time by short title and referred to Rules Committee   | 718      |
| Assigned to standing committee   | 729      |
| Read the second time   | 800      |
| Enacting Clause Stricken   | 1100     |

|   |      |
|---|------|
| <b>2nd Sub. S.B. 180</b> — EMERGENCY MEDICAL SERVICES ( <i>C. Bramble</i> )                                 |      |
| Read the first time by short title and referred to Rules Committee  | 868  |
| Read the second time  | 917  |
| Read the third time   | 952  |
| Circled   | 952  |
| Uncircled   | 999  |
| Signed by the Speaker and returned to the Senate  | 1000 |
| <br>  |      |
| <b>S.B. 184</b> — MUNICIPAL IMPROVEMENT DISTRICT AMENDMENTS ( <i>C. Walker</i> )                            |      |
| Read the first time by short title and referred to Rules Committee  | 814  |
| Read the second time  | 963  |
| Read the third time   | 997  |
| Signed by the Speaker and returned to the Senate  | 998  |
| <br>  |      |
| <b>1st Sub. S.B. 186</b> — UNINSURED AND UNDERINSURED MOTORIST COVERAGE<br>( <i>D. Eastman</i> )            |      |
| Read the first time by short title and referred to Rules Committee  | 814  |
| Read the second time  | 917  |
| Read the third time   | 954  |
| Signed by the Speaker and returned to the Senate  | 954  |
| <br>  |      |
| <b>S.B. 187</b> — EMINENT DOMAIN AMENDMENTS ( <i>P. Hellewell</i> )   |      |
| Read the first time by short title and referred to Rules Committee  | 647  |
| Assigned to standing committee  | 677  |
| Read the second time  | 800  |
| Read the third time   | 1071 |
| Signed by the Speaker and returned to the Senate  | 1072 |
| <br>  |      |
| <b>S.B. 188</b> — FUEL TAX CREDIT ( <i>S. Jenkins</i> )   |      |
| Read the first time by short title and referred to Rules Committee  | 814  |
| Read the second time  | 1033 |
| Read the third time   | 1057 |
| Circled   | 1057 |
| Uncircled   | 1066 |
| Signed by the Speaker and returned to the Senate  | 1067 |
| <br>  |      |
| <b>1st Sub. S.B. 191</b> — COUNTY OVERSIGHT OF LOCAL AUTHORITIES FOR HUMAN<br>SERVICES ( <i>C. Walker</i> ) |      |
| Read the first time by short title and referred to Rules Committee  | 814  |
| Read the second time  | 963  |
| Read the third time   | 1002 |
| Amendments  | 1002 |
| Returned to the Senate  | 1005 |
| Signed by the Speaker and returned to the Senate  | 1025 |
| <br>  |      |
| <b>S.B. 193</b> — CERTIFICATION OF CANDIDATE DEADLINE AMENDMENTS ( <i>C. Bramble</i> )                      |      |
| Read the first time by short title and referred to Rules Committee  | 1031 |
| Read the second time  | 1033 |
| Read the third time   | 1053 |
| Signed by the Speaker and returned to the Senate  | 1053 |

|   |      |
|---|------|
| <b>S.B. 194</b> — COMMERCE AND TRADE – TELEPHONE AND FACSIMILE SOLICITATION ACT<br>( <i>D. Thomas</i> ) |      |
| Read the first time by short title and referred to Rules Committee . . . . .                            | 837  |
| Read the second time . . . . .  | 963  |
| Read the third time . . . . .   | 1012 |
| Amendments . . . . .  | 1012 |
| Returned to the Senate . . . . .  | 1014 |
| Signed by the Speaker and returned to the Senate . . . . .  | 1032 |
| <br>  |      |
| <b>S.B. 195</b> — OBSTRUCTION OF JUSTICE AND TAMPERING WITH EVIDENCE ( <i>D. Thomas</i> )               |      |
| Read the first time by short title and referred to Rules Committee . . . . .                            | 685  |
| Assigned to standing committee . . . . .  | 696  |
| Read the second time . . . . .  | 797  |
| Read the third time . . . . .   | 1089 |
| Signed by the Speaker and returned to the Senate . . . . .  | 1090 |
| <br>  |      |
| <b>S.B. 196</b> — ELECTION LAW – DISCLOSURE REQUIREMENTS ( <i>B. Evans</i> )                            |      |
| Read the first time by short title and referred to Rules Committee . . . . .                            | 718  |
| Assigned to standing committee . . . . .  | 730  |
| Read the second time . . . . .  | 797  |
| Read the third time . . . . .   | 1087 |
| Signed by the Speaker and returned to the Senate . . . . .  | 1088 |
| <br>  |      |
| <b>S.B. 198</b> — DIVISION OF REAL ESTATE – DEFINITIONS AMENDMENTS ( <i>J. Valentine</i> )              |      |
| Read the first time by short title and referred to Rules Committee . . . . .                            | 585  |
| Assigned to standing committee . . . . .  | 617  |
| Read the second time . . . . .  | 766  |
| Read the third time . . . . .   | 962  |
| Substituted . . . . .   | 962  |
| <br>  |      |
| <b>2nd Sub. S.B. 198</b> — DIVISION OF REAL ESTATE – DEFINITIONS AMENDMENTS<br>( <i>J. Valentine</i> )  |      |
| Returned to the Senate . . . . .  | 963  |
| Signed by the Speaker and returned to the Senate . . . . .  | 991  |
| <br>  |      |
| <b>S.B. 200</b> — STATE AUDITOR – EXPANSION OF DUTIES ( <i>M. Waddoups</i> )                            |      |
| Read the first time by short title and referred to Rules Committee . . . . .                            | 718  |
| Assigned to standing committee . . . . .  | 730  |
| Read the second time . . . . .  | 797  |
| Read the third time . . . . .   | 1069 |
| Amendments . . . . .  | 1069 |
| Returned to the Senate . . . . .  | 1071 |
| Signed by the Speaker and returned to the Senate . . . . .  | 1094 |
| <br>  |      |
| <b>S.B. 202</b> — PEACE OFFICER AMENDMENT ( <i>M. Waddoups</i> )  |      |
| Read the first time by short title and referred to Rules Committee . . . . .                            | 619  |
| Assigned to standing committee . . . . .  | 664  |
| Read the second time . . . . .  | 797  |
| Amendments . . . . .  | 1088 |
| Read the third time . . . . .   | 1088 |
| Signed by the Speaker and returned to the Senate . . . . .  | 1089 |

|   |           |
|---|-----------|
| <b>2nd Sub. S.B. 203</b> — CONDOMINIUM LAW AMENDMENTS ( <i>M. Waddoups</i> )  |           |
| Read the first time by short title and referred to Rules Committee  | 814       |
| Read the second time  | 963       |
| Read the third time   | 1014      |
| Circled   | 1014      |
| Uncircled   | 1021      |
| Substituted   | 1021      |
| <br>  |           |
| <b>4th Sub. S.B. 203</b> — CONDOMINIUM LAW AMENDMENTS ( <i>M. Waddoups</i> )  |           |
| Substituted   | 1021      |
| <br>  |           |
| <b>5th Sub. S.B. 203</b> — CONDOMINIUM LAW AMENDMENTS ( <i>M. Waddoups</i> )  |           |
| Returned to the Senate  | 1022      |
| Signed by the Speaker and returned to the Senate  | 1042      |
| <br>  |           |
| <b>1st Sub. S.B. 204</b> — GOVERNMENT EMPLOYEES – PAY FOR UNITED STATES ARMED FORCES OR NATIONAL GUARD SERVICE TIME ( <i>C. Bramble</i> ) |           |
| Read the first time by short title and referred to Rules Committee  | 775       |
| Read the second time  | 917       |
| Read the third time   | 952       |
| Circled   | 953, 962  |
| Uncircled   | 962, 1000 |
| Amendments  | 1000      |
| Returned to the Senate  | 1001      |
| Signed by the Speaker and returned to the Senate  | 1032      |
| <br>  |           |
| <b>S.B. 206</b> — VEHICLE SALE AND SECURITY INTEREST AMENDMENTS ( <i>D. Steele</i> )  |           |
| Read the first time by short title and referred to Rules Committee  | 814       |
| Read the second time  | 964       |
| Read the third time   | 1016      |
| Signed by the Speaker and returned to the Senate  | 1017      |
| <br>  |           |
| <b>1st Sub. S.B. 207</b> — IDENTITY FRAUD AMENDMENTS ( <i>P. Knudson</i> )  |           |
| Read the first time by short title and referred to Rules Committee  | 685       |
| Assigned to standing committee  | 696       |
| Amendments  | 797       |
| Read the second time  | 797       |
| Read the third time   | 945       |
| Returned to the Senate  | 945       |
| Signed by the Speaker and returned to the Senate  | 979       |
| <br>  |           |
| <b>2nd Sub. S.B. 208</b> — WARRANT FOR REMOVAL OF MINOR FROM HOME ( <i>B. Wright</i> )  |           |
| Read the first time by short title and referred to Rules Committee  | 814       |
| Read the second time  | 963       |
| Read the third time   | 1014      |
| Circled   | 1014      |
| Uncircled   | 1020      |
| Amendments  | 1020      |
| Returned to the Senate  | 1021      |
| Signed by the Speaker and returned to the Senate  | 1042      |

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|--|----------|
| <b>S.B. 209</b> — REGISTRATION FOR ATV'S AND NONAUTOMOBILES ( <i>C. Bramble</i> )        |          |
| Read the first time by short title and referred to Rules Committee                       | 837      |
| Read the second time   | 880      |
| Read the third time  | 942      |
| Signed by the Speaker and returned to the Senate   | 943      |
| <br>   |          |
| <b>S.B. 211</b> — CONSUMER SALES PRACTICES ACT AMENDMENTS ( <i>P. Arent</i> )            |          |
| Read the first time by short title and referred to Rules Committee                       | 814      |
| Enacting Clause Stricken   | 1100     |
| <br>   |          |
| <b>S.B. 213</b> — AMENDMENTS TO SALES AND USE TAX ( <i>E. Mayne</i> )                    |          |
| Read the first time by short title and referred to Rules Committee                       | 883      |
| <br>   |          |
| <b>2nd Sub. S.B. 213</b> — AMENDMENTS TO SALES AND USE TAX ( <i>E. Mayne</i> )           |          |
| Read the second time   | 964      |
| Read the third time  | 964      |
| Circled  | 964, 985 |
| Uncircled  | 984, 987 |
| Substituted  | 987      |
| <br>   |          |
| <b>3rd Sub. S.B. 213</b> — AMENDMENTS TO SALES AND USE TAX ( <i>E. Mayne</i> )           |          |
| Amendments   | 987      |
| Returned to the Senate   | 989      |
| Signed by the Speaker and returned to the Senate   | 1032     |
| <br>   |          |
| <b>S.B. 214</b> — UNINSURED AND UNDERINSURED MOTORIST AMENDMENTS ( <i>M. Waddoups</i> )  |          |
| Read the first time by short title and referred to Rules Committee                       | 775      |
| Read the second time   | 1033     |
| Read the third time  | 1053     |
| Signed by the Speaker and returned to the Senate   | 1054     |
| <br>   |          |
| <b>1st Sub. S.B. 216</b> — MOTOR CARRIER FEE AMENDMENTS ( <i>J. Hickman</i> )            |          |
| Read the first time by short title and referred to Rules Committee                       | 775      |
| Read the second time   | 964      |
| Read the third time  | 1025     |
| Signed by the Speaker and returned to the Senate   | 1025     |
| <br>   |          |
| <b>S.B. 217</b> — MOTOR VEHICLE – TITLE REQUIREMENTS ( <i>G. Bell</i> )                  |          |
| Read the first time by short title and referred to Rules Committee                       | 814      |
| Enacting Clause Stricken   | 1100     |
| <br>   |          |
| <b>1st Sub. S.B. 218</b> — UNLAWFUL SALE OR DISPLAY OF MOTOR VEHICLES ( <i>G. Bell</i> ) |          |
| Read the first time by short title and referred to Rules Committee                       | 814      |
| Read the second time   | 1033     |
| Read the third time  | 1054     |
| Failed   | 1054     |
| Returned to the Senate   | 1055     |

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|--|------|
| <b>S.B. 221</b> — UTAH NATIONAL PARKS LICENSE PLATES ( <i>T. Hatch</i> )                                 |      |
| Read the first time by short title and referred to Rules Committee                                       | 665  |
| Assigned to standing committee   | 677  |
| Read the second time   | 803  |
| Enacting Clause Stricken   | 1100 |
| <br>   |      |
| <b>S.B. 223</b> — REVISIONS TO PARENT TIME ( <i>L. Hillyard</i> )  |      |
| Read the first time by short title and referred to Rules Committee                                       | 814  |
| Read the second time   | 964  |
| Read the third time  | 1017 |
| Amendments   | 1018 |
| Returned to the Senate   | 1020 |
| Receded  | 1039 |
| Signed by the Speaker and returned to the Senate   | 1040 |
| <br>   |      |
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| Intent Language  | 948  |
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| Read the second time   | 963  |
| Read the third time  | 996  |
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| Read the second time   | 964  |
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| Read the third time  | 980  |
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| H.B. 180 | <b>Trauma Registry Data</b><br>Governor Signed on 3/15/2003<br>Effective Date: 5/5/2003                                    | S. Allen   |
| H.B. 181 | <b>Security Requirements in Use of Social Security Numbers</b><br>Governor Signed on 3/17/2003<br>Effective Date: 5/5/2003 | S. Allen   |
| H.B. 182 | <b>Air Conservation Act Amendments</b><br>Governor Signed on 3/15/2003<br>Effective Date: 5/5/2003                         | M. Morley  |
| H.B. 183 | <b>Individual Income Tax Amendments</b><br>House / Enacting Clause Struck on 3/5/2003                                      | P. Jones   |
| H.B. 184 | <b>School Contracts of Employment</b><br>House / Enacting Clause Struck on 3/5/2003  | J. Ferrin  |
| H.B. 185 | <b>Use of Public Education Monies</b><br>House / Enacting Clause Struck on 3/5/2003  | P. Jones   |
| H.B. 186 | <b>Elementary School Vending Machine Sales</b><br>House Filed on 3/5/2003  | P. Jones   |
| H.B. 187 | <b>Campaign Contribution Restrictions</b><br>Governor Signed on 3/21/2003<br>Effective Date: 5/5/2003                      | N. Hansen  |
| H.B. 188 | <b>State Park Fee Amendments</b><br>Governor Signed on 3/24/2003<br>Effective Date: 5/5/2003                               | B. Johnson |
| H.B. 189 | <b>Lending Law Amendments</b><br>Governor Signed on 3/19/2003<br>Effective Date: 5/5/2003                                  | W. Harper  |





- H.B. 212 **Primary Care Network Amendments for General Assistance Recipients** K. Holdaway  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003
- H.B. 213 **Covenant Marriage Option** D. Aagard  
House Filed on 3/3/2003
- H.B. 214 **Regulations of Restraints and Seclusion** M. Thompson  
House / Enacting Clause Struck on 3/5/2003
- H.B. 215 **State Agency Lobbyist Amendments** W. Harper  
House Filed on 3/5/2003
- H.B. 216 **Use of Credit Related Instruments** D. Hogue  
House / Enacting Clause Struck on 3/5/2003
- H.B. 217 **Private Investigator Licensure Amendments** M. Dayton  
Governor Signed on 3/24/2003  
Effective Date: 7/1/2003
- H.B. 218 **Provision for Emergency Medical Services** P. Wallace  
House / Enacting Clause Struck on 3/5/2003
- H.B. 219 **Wages for Tipped Employees** D. Ure  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 220 **Itemizing Sales and Use Tax Rates** G. Donnelson  
House / Enacting Clause Struck on 3/5/2003
- H.B. 221 **Extending the Sales and Use Tax Exemption for Pollution Control Facilities** D. Ure  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003
- H.B. 222 **Child Welfare Proceedings Amendments** G. Curtis  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003

- H.B. 223    **Changing State Song**    D. Love  
 Governor Signed on 3/15/2003  
 Effective Date: 5/5/2003
- H.B. 224    **State Records Committee – Membership Amendments**    J. Dunnigan  
 Governor Signed on 3/15/2003  
 Effective Date: 5/5/2003
- H.B. 225    **Retirement Systems Membership Exclusions**    B. Dee  
 Governor Signed on 3/15/2003  
 Effective Date: 7/1/2003
- H.B. 226    **Nonforfeiture Interest Rate for Certain Annuities**    B. Parker  
 House / Enacting Clause Struck on 3/5/2003
- H.B. 227    **Safe Drinking Water Act Amendments**    G. Donnelson  
 House / Enacting Clause Struck on 3/5/2003
- H.B. 228    **Local Government Officials Amendments**    M. Thompson  
 Governor Signed on 3/19/2003  
 Effective Date: 5/5/2003
- H.B. 229    **Providing Location Information to Noncustodial Parents with Visitation Rights**    M. Thompson  
 Governor Signed on 3/17/2003  
 Effective Date: 5/5/2003
- H.B. 230    **Parental Relocation Amendments**    M. Thompson  
 Governor Signed on 3/21/2003  
 Effective Date: 5/5/2003
- H.B. 231    **Health Care Facility Licensure Amendments**    R. McGee  
 Governor Signed on 3/15/2003  
 Effective Date: 5/5/2003
- H.B. 232    **Utah College of Applied Technology Amendments**    R. Bigelow  
 Governor Signed on 3/21/2003  
 Effective Date: 7/1/2003
- H.B. 233    **Use of Education Revenues**    M. Styler  
 Enroll Draft on 3/10/2003

- H.B. 234    **Administrative Treatment of Traffic Violations – Technical Amendments**    D. Cox  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 235    **Falsification or Alteration of Government Record**    K. Bryson  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 236    **Civil Antitrust Exemptions**    J. Dougall  
House / Enacting Clause Struck on 3/5/2003
- H.B. 237    **Legislative Evaluation of Approval of Radioactive Waste Facility**    K. Holdaway  
House Filed on 3/5/2003
- H.B. 238    **Utah Code of Criminal Procedure Amendments**    K. Bryson  
Governor Signed on 3/21/2003  
Effective Date: 5/5/2003
- H.B. 239    **Parent–time Assistance Office**    C. Bennion  
House / Enacting Clause Struck on 3/5/2003
- H.B. 240    **Venture Capital Enhancement Act**    P. Wallace  
Governor Signed on 3/21/2003  
Effective Date: 7/1/2003
- H.B. 241    **Partial Birth Abortion Amendments**    M. Thompson  
House Filed on 3/5/2003
- H.B. 242    **Protection of Rights–of–way – Gates on County Roads**    M. Noel  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 243    **Amendments to Education**    W. Harper  
House / Enacting Clause Struck on 3/5/2003
- H.B. 244    **Municipal Government Amendments**    W. Harper  
Governor Signed on 3/21/2003  
Effective Date: 5/5/2003

- H.B. 245 **Regulation of Telecommunications Carriers** C. Bennion  
House / Enacting Clause Struck on 3/5/2003
- H.B. 246 **Retirement Office Amendments** R. Bigelow  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 247 **Power of Attorney in Relation to a Trust** M. Newbold  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 248 **Privacy of State Database Health Records** C. Bennion  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 249 **Licensing Mortgage Loan Officers** B. Parker  
House Filed on 3/5/2003
- H.B. 250 **Long-term Care – Facilities Reimbursement** J. Seitz  
House / Enacting Clause Struck on 3/5/2003
- H.B. 251 **Amendments Related to Electric Public Utilities** C. Bennion  
House / Enacting Clause Struck on 3/5/2003
- H.B. 252 **Materials Harmful to Minors Amendments** D. Hogue  
House / Enacting Clause Struck on 3/5/2003
- H.B. 253 **Powersport Dealer Association Amendments** B. Goodfellow  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 254 **Motor Vehicle Registration – Resident Exemption** R. Lockhart  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 255 **Registering for Primary Elections** S. Allen  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 256 **Individual Income Tax – Subtraction for Federal Income Tax** P. Jones  
House / Enacting Clause Struck on 3/5/2003

- H.B. 257 **Public Education Legislative Task Force** K. Holdaway  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003
- H.B. 258 **Motor Vehicle Business Regulation – Penalties** D. Clark  
Governor Signed on 3/24/2003  
Effective Date: 7/1/2003
- H.B. 259 **Disclosure of Commercial Pest Control  
Business Financial Responsibility** D. Clark  
House / Enacting Clause Struck on 3/5/2003
- H.B. 260 **2002 Highway General Obligation  
Bond Amendments** W. Harper  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003
- H.B. 261 **Creation of Dependent Special Districts** D. Hogue  
House / Enacting Clause Struck on 3/5/2003
- H.B. 262 **Radioactive Waste Tax Increase** K. Holdaway  
House / Enacting Clause Struck on 3/5/2003
- H.B. 263 **Profits from Sale of Crime Memorabilia** S. Daniels  
House / Enacting Clause Struck on 3/5/2003
- H.B. 264 **Division of Parks and Recreation –  
Restricted Account** M. Styler  
Governor Signed on 3/24/2003  
Effective Date: 7/1/2003
- H.B. 265 **Individual Income Tax Credit – Amounts Paid for  
Care of Elderly** D. Hogue  
House / Enacting Clause Struck on 3/5/2003
- H.B. 266 **Political Issues Reporting Amendments** D. Hogue  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 267 **Oversight of High School Activities Association** D. Bourdeaux  
House / Enacting Clause Struck on 3/5/2003

- H.B. 268    **Tax Reductions**    J. Philpot  
House / Enacting Clause Struck on 3/5/2003
- H.B. 269    **Conditions for Release after Notice Regarding  
Arrest for Domestic Violence**    P. Wallace  
House / Enacting Clause Struck on 3/5/2003
- H.B. 270    **Protective Orders as Independent Civil Actions**    P. Wallace  
House / Enacting Clause Struck on 3/5/2003
- H.B. 271    **Airport to University of Utah Light Rail  
Restricted Account Amendments**    D. Ure  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003
- H.B. 272    **Redevelopment Agencies – Tax Increment  
Amendments**    G. Curtis  
Governor Signed on 3/17/2003  
Effective Date: 5/5/2003
- H.B. 273    **Utility Costs to Homeowner**    S. Mascaro  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 274    **Rights-of-way Across Federal Land**    M. Noel  
Governor Signed on 3/21/2003  
Effective Date: 3/21/2003
- H.B. 275    **Dam Safety Amendments**    M. Styler  
House / Enacting Clause Struck on 3/5/2003
- H.B. 276    **Tax Revisions**    K. Morgan  
House / Enacting Clause Struck on 3/5/2003
- H.B. 277    **Residential Mortgage Practices Amendments**    J. Philpot  
Governor Signed on 3/19/2003  
Effective Date: 1/1/2004
- H.B. 278    **Municipal Annexations Across County Lines**    D. Buxton  
Governor Signed on 3/21/2003  
Effective Date: 5/5/2003

- H.B. 279    **Theft of Gasoline**    G. Curtis  
House Failed on 2/27/2003
- H.B. 280    **Motor Vehicle Accidents –  
Access to Police Reports**    L. Christensen  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 281    **Breadth of Application of Municipal Ordinances**    E. Hutchings  
House / Enacting Clause Struck on 3/5/2003
- H.B. 282    **Controlled Substances Amendments**    E. Hutchings  
House / Enacting Clause Struck on 3/5/2003
- H.B. 283    **Homebuyers Rights**    E. Hutchings  
House / Enacting Clause Struck on 3/5/2003
- H.B. 284    **Traffic Accident Response**    E. Hutchings  
House / Enacting Clause Struck on 3/5/2003
- H.B. 285    **False Allegations in Divorce Proceedings**    N. Hendrickson  
House Failed on 2/27/2003
- H.B. 286    **Waste Tax and Fee Amendments**    D. Ure  
Governor Signed on 3/21/2003  
Effective Date: 5/5/2003
- H.B. 287    **Task Force Regarding Regulation and Taxation of  
Low-Level Radioactive Waste**    K. Morgan  
House / Enacting Clause Struck on 3/5/2003
- H.B. 288    **Penalties for Violating House Arrest**    E. Hutchings  
House / Enacting Clause Struck on 3/5/2003
- H.B. 289    **Human Resource Management Amendments**    J. Philpot  
House Filed on 3/5/2003
- H.B. 290    **Exemptions Related to Exchange of Securities**    C. Bennion  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003

- H.B. 291 **Special Group License Plates Amendments** J. Dougall  
House / Enacting Clause Struck on 3/5/2003
- H.B. 292 **Employment Restrictions on State Agency Employees** S. Daniels  
House / Enacting Clause Struck on 3/5/2003
- H.B. 293 **Disclosure of Meth Labs on Rental Property** D. Litvack  
House / Enacting Clause Struck on 3/5/2003
- H.B. 294 **County Option Funding for Botanical, Cultural,  
Recreational, and Zoological Organizations  
or Facilities Amendments** S. Allen  
Governor Signed on 3/21/2003  
Effective Date: 7/1/2003
- H.B. 295 **State Lands Amendments** M. Noel  
Governor Signed on 3/17/2003  
Effective Date: 5/5/2003
- H.B. 296 **Municipal Annexation Amendments** M. Lawrence  
Governor Signed on 3/21/2003  
Effective Date: 5/5/2003
- H.B. 297 **Special Education Amendments** K. Holdaway  
House / Enacting Clause Struck on 3/5/2003
- H.B. 298 **Automated Teller Machine Amendments** D. Clark  
House / Enacting Clause Struck on 3/5/2003
- H.B. 299 **Trust Law Amendments** D. Clark  
Governor Signed on 3/22/2003  
Effective Date: 12/31/2003
- H.B. 300 **Tax of Sexually Explicit Materials** D. Bourdeaux  
House / Enacting Clause Struck on 3/5/2003
- H.B. 301 **Motor Vehicle Purchase Amendments** D. Bush  
House Filed on 3/5/2003
- H.B. 302 **Privatization Policy Board Amendments** R. Bigelow  
Governor Signed on 3/17/2003  
Effective Date: 5/5/2003

- H.B. 303    **Debt Cancellation Clause**    D. Clark  
House / Enacting Clause Struck on 3/5/2003
- H.B. 304    **Bond Election Dates**    J. Philpot  
House / Enacting Clause Struck on 3/5/2003
- H.B. 305    **Individual Income Tax Contribution – Wolf  
Depredation and Management Restricted Account**    D. Peterson  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 306    **Construction Lien Amendments**    S. Clark  
House Filed on 3/5/2003
- H.B. 307    **Child Bigamy Amendment**    M. Lawrence  
Governor Signed on 3/14/2003  
Effective Date: 5/5/2003
- H.B. 308    **Health and Human Services Boards and  
Commission Amendment**    J. Seitz  
Governor Signed on 3/19/2003  
Effective Date: 5/6/2003
- H.B. 309    **Special Function Officers for Division of  
Occupational and Professional Licensing**    J. Philpot  
House Filed on 3/5/2003
- H.B. 310    **Transportation Planning Task Force**    J. Dougall  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003
- H.B. 311    **Redevelopment Agencies Bonding Authority**    D. Clark  
House / Enacting Clause Struck on 3/5/2003
- H.B. 312    **Email Marketing**    K. Bryson  
House / Enacting Clause Struck on 3/5/2003
- H.B. 313    **Tax Evasion Amendments**    M. Lawrence  
House / Enacting Clause Struck on 3/5/2003

- H.B. 314 **Marriage Preparation Classes** R. McGee  
House / Enacting Clause Struck on 3/5/2003
- H.B. 315 **Expunging False Criminal Charges  
for Identity Theft** R. Bigelow  
House / Enacting Clause Struck on 3/5/2003
- H.B. 316 **Aerospace and Aviation Development Zone** B. Dee  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 317 **Redevelopment Act – Bonding Amendments** D. Clark  
House / Enacting Clause Struck on 3/5/2003
- H.B. 318 **Amendment to Veterinary Practice Act** P. Wallace  
House / Enacting Clause Struck on 3/5/2003
- H.B. 319 **Family Employment Program Work Incentives** D. Litvack  
House / Enacting Clause Struck on 3/5/2003
- H.B. 320 **School and Institutional Trust Lands Amendments** C. Bennion  
House / Enacting Clause Struck on 3/5/2003
- H.B. 321 **General Government Amendments** B. King  
House / Enacting Clause Struck on 3/5/2003
- H.B. 322 **Task Force on Air Quality and Motor  
Vehicle Emission Standards** R. McGee  
House / Enacting Clause Struck on 3/5/2003
- H.B. 323 **Donation of Surplus Computers to Persons  
with a Disability** C. Bird  
House / Enacting Clause Struck on 3/5/2003
- H.B. 324 **Jury System Amendments** G. Curtis  
Governor Signed on 3/17/2003  
Effective Date: 7/1/2003
- H.B. 325 **Court–ordered Counseling** G. Donnelson  
House Filed on 3/5/2003

- H.B. 326 **Parent–time Schedule Amendments** S. Daniels  
House Filed on 3/5/2003
- H.B. 327 **Amendments to Email Spam Law** M. Newbold  
House / Enacting Clause Struck on 3/5/2003
- H.B. 328 **Recovery of Administrative Fee for Damages Sustained to a Rental Motor Vehicle** R. Lockhart  
House / Enacting Clause Struck on 3/5/2003
- H.B. 329 **Presidential Primary** N. Hansen  
House / Enacting Clause Struck on 3/5/2003
- H.B. 330 **Veterans Group License Plate Revisions** S. Mascaro  
House Filed on 3/5/2003
- H.B. 331 **Municipal Annexations** T. Kiser  
House / Enacting Clause Struck on 3/5/2003
- H.B. 332 **Insurance Coverage of Health Care Professionals** J. Dunnigan  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003
- H.B. 333 **Government Investment Standards Amendments** B. Goodfellow  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 334 **Enticing Minors over Internet Amendments** D. Bourdeaux  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 335 **Redistribution of Tobacco Fund Amendments** R. McGee  
House / Enacting Clause Struck on 3/5/2003
- H.B. 336 **Commercial Lessees' Deposits** C. Moss  
House / Enacting Clause Struck on 3/5/2003
- H.B. 337 **Government Law Amendment** B. Ferry  
House / Enacting Clause Struck on 3/5/2003

- H.B. 338 **Donation of Food to Food Banks** D. Ure  
House / Enacting Clause Struck on 3/5/2003
- H.B. 339 **Classification of State Employees  
For Insurance Purposes** J. Seitz  
House / Enacting Clause Struck on 3/5/2003
- H.B. 340 **Tax Expenditure Report Amendments** D. Clark  
House / Enacting Clause Struck on 3/5/2003
- H.B. 341 **Property Tax Levy for Education** M. Styler  
House / Enacting Clause Struck on 3/5/2003
- H.B. 342 **Presidential Primary Amendments** M. Lawrence  
Governor Signed on 3/15/2003  
Effective Date: 5/5/2003
- H.B. 343 **Amendments Regarding Illegal Drugs in  
Correctional Facilities** L. Christensen  
House / Enacting Clause Struck on 3/5/2003
- H.B. 344 **Changing Statutory Presumption** C. Bennion  
House / Enacting Clause Struck on 3/5/2003
- H.B. 345 **Financial Services Changes** B. Parker  
House / Enacting Clause Struck on 3/5/2003
- H.B. 346 **Outdoor Advertising Amendments** B. Goodfellow  
Governor Signed on 3/15/2003  
Effective Date: 7/1/2003
- H.B. 347 **State Government Retirement Amendments** B. Dee  
House / Enacting Clause Struck on 3/5/2003
- H.B. 348 **Limitation on Alimony** W. Harper  
House Filed on 3/5/2003
- H.B. 349 **Practice of Law Amendments** S. Urquhart  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003



- H.B. 362 **Amendments to Construction Contracts  
Regarding Unreasonable Delays** E. Hutchings  
House Failed on 2/27/2003
- H.B. 363 **Task Force on Legislative Reform** J. Philpot  
House / Enacting Clause Struck on 3/5/2003
- H.B. 364 **Rental Car Companies Amendments** K. Bryson  
House / Enacting Clause Struck on 3/5/2003
- H.B. 365 **Insurance Amendments** R. Lockhart  
House / Enacting Clause Struck on 3/5/2003
- H.B. 366 **School and Institutional Trust Lands  
Administration Revenue Enhancement** S. Urquhart  
House / Enacting Clause Struck on 3/5/2003
- H.B. 367 **Delivery Sales of Cigarettes** E. Hutchings  
House / Enacting Clause Struck on 3/5/2003
- H.B. 368 **Bottling Amendments** T. McCartney  
House / Enacting Clause Struck on 3/5/2003
- H.B. 369 **Right to Display U.S. Flag at Person's Residence** C. Duckworth  
House / Enacting Clause Struck on 3/5/2003
- H.B. 370 **Certification of Judges** K. Bryson  
House / Enacting Clause Struck on 3/5/2003
- H.B. 371 **Court Security Fee** D. Hogue  
Governor Signed on 3/24/2003  
Effective Date: 5/5/2003
- H.B. 372 **Captive Insurers Act** J. Dunnigan  
Governor Signed on 3/19/2003  
Effective Date: 7/1/2003
- H.B. 373 **Insurance Law Revisions** J. Ferrin  
Governor Signed on 3/19/2003  
Effective Date: 5/5/2003

- H.B. 374    **Insurance Producers Amendments**    J. Dunnigan  
Governor Signed on 3/21/2003  
Effective Date: 5/5/2003
- H.C.R. 1    **Resolution Urging Reworking of  
Census Data Collection Procedures**    M. Stephens  
Governor Signed on 3/15/2003  
Effective Date: 3/15/2003
- H.C.R. 2    **Resolution Recognizing Resourceful Use of  
Technology in the Classroom**    G. Hughes  
Governor Signed on 3/15/2003  
Effective Date: 3/15/2003
- H.C.R. 3    **Resolution on Tuition Tax Credit  
Ballot Opinion Question**    S. Allen  
House Filed on 3/5/2003
- H.C.R. 4    **Resolution Urging Federal and State  
Action Against Internet Abuses**    D. Love  
Governor Signed on 3/15/2003  
Effective Date: 3/15/2003
- H.C.R. 5    **Resolution Urging Limited Use of School  
and Institutional Trust Land Principal**    L. Christensen  
House / Enacting Clause Struck on 3/5/2003
- H.C.R. 6    **Resolution Urging Approval Process Required  
Before Federal Wild and Scenic River Designation**    B. Johnson  
Governor Signed on 3/15/2003  
Effective Date: 3/15/2003
- H.C.R. 7    **Resolution Promoting Character and  
Citizenship Education**    K. Morgan  
Governor Signed on 3/19/2003  
Effective Date: 3/19/2003
- H.C.R. 8    **Resolution Supporting Hill Air Force Base**    M. Stephens  
Governor Signed on 3/15/2003  
Effective Date: 3/15/2003

- H.C.R. 9 **Resolution Recognizing Positive Influence of Local Businesses on State Economy** J. Dougall  
Governor Signed on 3/15/2003  
Effective Date:
- H.C.R. 10 **Resolution Approving Deep Creek – Tender of Judgment** G. Curtis  
Governor Signed on 3/15/2003  
Effective Date: 3/15/2003
- H.C.R. 11 **Resolution Promoting Moderately Sized Schools** D. Cox  
House Filed on 3/5/2003
- H.C.R. 12 **Resolution Honoring Crew of Space Shuttle Columbia** J. Dougall  
Governor Signed on 3/15/2003  
Effective Date: 3/15/2003
- H.C.R. 13 **Resolution Honoring Senator Frank Moss** J. Buffmire  
House / Enacting Clause Struck on 3/5/2003
- H.C.R. 14 **Resolution Encouraging Congressional Funding of Individuals with Disabilities Education Act** K. Holdaway  
House Filed on 3/5/2003
- H.C.R. 15 **Resolution Supporting President and Administration Regarding Iraq** C. Bennion  
House Filed on 3/5/2003
- H.J.R. 1 **Executive Appropriation Committee Process Amendments** J. Ferrin  
House Filed on 3/5/2003
- H.J.R. 2 **Resolution Requesting State Agencies to Keep Legislators Informed** D. Hogue  
House Sent to Lieutenant Governor on 3/14/2003  
Effective Date: 2/20/2003
- H.J.R. 3 **Resolution on Offers for Settlement of Cases** J. Dougall  
House Filed on 3/5/2003

- H.J.R. 4     **Resolution Approving Compensation of In-session Employees**     M. Newbold  
House Sent to Lieutenant Governor on 3/12/2003  
Effective Date:
- H.J.R. 5     **Joint Rules Resolution – Amendments to Certain Processes**     M. Dillree  
House Sent to Lieutenant Governor on 3/12/2003  
Effective Date: 1/27/2003
- H.J.R. 6     **Joint Rules Resolution – Legislative Expenses**     M. Dillree  
House Sent to Lieutenant Governor on 3/12/2003  
Effective Date: 1/27/2003
- H.J.R. 7     **Resolution on Special Sessions of the Legislature**     C. Bennion  
House Filed on 3/5/2003
- H.J.R. 8     **Joint Rules Resolution – Report of Committee Vote**     M. Dillree  
House Sent to Lieutenant Governor on 3/12/2003  
Effective Date: 1/27/2003
- H.J.R. 9     **Interim Rules Resolution – Report of Committee Vote**     M. Dillree  
House Sent to Lieutenant Governor on 3/12/2003  
Effective Date: 1/27/2003
- H.J.R. 10    **Resolution Encouraging Sharing Exhibits with History Museum**     D. Clark  
House Sent to Lieutenant Governor on 3/12/2003  
Effective Date: 2/21/2003
- H.J.R. 11    **Resolution Providing Property Tax Relief**     L. Christensen  
House / Enacting Clause Struck on 3/5/2003
- H.J.R. 12    **Resolution Providing Management of Wolves in Utah**     M. Styler  
House Sent to Lieutenant Governor on 3/14/2003  
Effective Date: 2/14/2003
- H.J.R. 13    **Joint Resolution Supporting Repeal of Federal Estate Tax**     C. Buttars  
House Sent to Lieutenant Governor on 3/14/2003  
Effective Date: 2/20/2003

- H.J.R. 14 **Joint Resolution Supporting Action Plan for Public Lands and Education** S. Urquhart  
House Sent to Lieutenant Governor on 3/12/2003  
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| Revenue Procedures and Control Act Amendments, Bramble, C. . . | SB 175 (P) |

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- Management, Enhancement, and Funding of 911 System, Dee, B. . HB 114 (F)
- Public Safety Noncontributory Retirement
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  - Account Amendments, Ure, D. . . . . HB 271 (P)
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- Amendments to the Interlocal Cooperation Act, Blackham, L. . . . . SB 21 (P)
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- Reauthorization of the Energy Policy Task Force, Blackham, L. . . . SB 133 (P)
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### **WORKING CONDITIONS**

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| Equal Employment Opportunity – Technical Changes, |           |
| Anderson, E. . . . .                              | HB 16 (P) |

### **YOUTH CORRECTIONS**

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| Resolution Regarding Division of Youth Corrections                 |           |
| Name Change, Hellewell, P. . . . .                                 | SR 7 (F)  |
| Youth Corrections – Division Name Amendment, Hellewell, P. . . . . | SB 58 (P) |