

STATE OF UTAH

SENATE JOURNAL

ELEVENTH EXTRAORDINARY
SESSION
OF THE
FIFTY–THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, July 12, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Eleventh Extraordinary Session of the Fifty–Third Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Eleventh Extraordinary Session convening on Wednesday, July 12, 2000, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Mary B. Andrus
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

ELEVENTH EXTRAORDINARY SESSION
of the
FIFTY–THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty–Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Eleventh Extraordinary Session at 12:00 noon on Wednesday, July 12, 2000.

The Senate was called to order with the Honorable Olene S. Walker, Lieutenant Governor, presiding.

Prayer – Senator Howard Stephenson

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2000 General Session of the 53rd Legislature of the State of Utah, certain 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 in Extraordinary 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 Senate only of the 53rd Legislature of the State of Utah into an Eleventh Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 12th day of July, 2000, at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2000 General Session of the 53rd Legislature of the State of Utah.

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 27th day of
June, 2000.

Michael O. Leavitt
Governor

Olene S. Walker
Lieutenant Governor

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 June 27, 2000, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into an Eleventh Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 12th day of July, 2000, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 2000 General Session of the Utah State Legislature, except that Dan Eastman was appointed June 26, 2000, to fill the unexpired term in Senate District 23 occasioned by the resignation of Senator R. Lane Beattie.

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 12th day of July,
2000.

Olene S. Walker
Lieutenant Governor

Roll Call– All Senators present, except Senators Eastman and M. Evans, excused.

On motion of Senator Blackham, the Senate voted to proceed with its organization and elect its president.

On motion of Senator Blackham, and seconded by Senator Howell, Senator Lyle W. Hillyard was nominated to serve as President of the Utah State Senate.

On motion of Senator Mansell, and seconded by Senator Julander, the nominations were closed and Senator Lyle W. Hillyard was elected President of the Senate by acclamation. Senators Poulton, Steele, and Peterson escorted President Lyle W. Hillyard to the podium.

The Honorable Olene S. Walker, Lieutenant Governor, administered the Oath of Office to the President of the Senate, Lyle W. Hillyard.

President Hillyard directed that as a result of a Republican caucus held June 28, 2000, the following names are to be recorded in the Senate Journal as Republican leaders for the remainder of the Fifty–Third Legislature.

President – Lyle W. Hillyard
Majority Leader – Leonard M. Blackham
Majority Whip – L. Alma “Al” Mansell
Asst. Majority Whip – L. Steven Poulton

On motion of Senator Steele, the Senate voted to approve the Senate Republican leadership.

On motion of Senator Poulton, the Senate Rules of the 2000 General Session of the Fifty–Third Legislature were adopted for the Eleventh Extraordinary Session.

President Hillyard appointed a committee consisting of Senators Knudson, Jones, and Suazo to wait upon the Governor. The committee was asked to advise the Governor’s representative that the Senate is convened in the Eleventh Extraordinary Session in accordance with his proclamation.

Senator Knudson advised the Senate that the Governor has been notified of the convening of the Eleventh Extraordinary Session.

Sandy Tenney read the following communication:

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: June 27, 2000

In accordance with Sections 67–1–1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

STATE OLYMPIC OFFICER

R. Lane Beattie appointed as the State Olympic Officer. Section 63A-10-103, Utah Code Annotated 1953, as amended.

BOARD OF PARDONS AND PAROLE

Marguerite Arleen Driessen appointed as a pro tempore member of the Board of Pardons and Parole for a term to expire February 28, 2005. Section 77-27-2, Utah Code Annotated 1953, as amended.

ALCOHOLIC BEVERAGE CONTROL COMMISSION

Frank W. Budd appointed as a member of the Alcoholic Beverage Control Commission for a term to expire July 1, 2003. Section 32A-1-106, Utah Code Annotated 1953, as amended.

WORKERS' COMPENSATION FUND BOARD OF DIRECTORS

Howard E. Dransfield reappointed as a member of the Workers' Compensation Fund Board of Directors for a term to expire June 30, 2004. Section 31A-33-106, Utah Code Annotated 1953, as amended.

Melvin C. Green reappointed as a member of the Workers' Compensation Fund Board of Directors for a term to expire June 30, 2004. Section 31A-33-106, Utah Code Annotated 1953, as amended.

UTAH TECHNOLOGY FINANCE CORPORATION

Lawrence W. Alder reappointed as a member of the Utah Technology Finance Corporation for a term to expire June 30, 2004. Section 9-13-202, Utah Code Annotated 1953, as amended.

Roger H. Nelson reappointed as a member of the Utah Technology Finance Corporation for a term to expire June 30, 2004. Section 9-13-202, Utah Code Annotated 1953, as amended.

Michael L. Tullis reappointed as a member of the Utah Technology Finance Corporation for a term to expire June 30, 2004. Section 9-13-202, Utah Code Annotated 1953, as amended.

John S. Williams reappointed as a member of the Utah Technology Finance Corporation for a term to expire June 30, 2004. Section 9-13-202, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt
Governor

Communications filed.

On motion of Senator Jones, the Senate voted to consent to the Governor’s appointments as listed in his communications dated June 27, 2000, as read by Sandy Tenney.

Senator Poulton moved to divide the motion. The motion to consent to the appointment for the State Olympic Coordinator passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

B. Evans	M. Evans	Eastman
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The motion to consent to the rest of the Governor’s appointments passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

B. Evans	M. Evans	Eastman	Spencer
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On motion of Senator Blackham, R. Lane Beattie, State Olympic Officer, spoke in Committee of the Whole. Senator Mayne commented.

Senators Howell, Nielson, and Edgar Allen commented.

President Hillyard directed the committee to wait upon the Governor to notify him that the Senate has concluded its business and to ask whether he has further business to bring before the Senate.

Senator Knudson advised members of the Senate that the committee has notified the Governor's representative that the Senate has concluded its business and that the Governor has no further business to bring before the Senate.

On motion of Senator Blackham, and at 12:45, the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

TWELFTH EXTRAORDINARY SESSION
OF THE
FIFTY–THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, August 16, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Twelfth Extraordinary Session of the Fifty–Third Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Twelfth Extraordinary Session convening on Wednesday, August 16, 2000, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Mary B. Andrus
Journal Clerk

STATE OF UTAH

SENATE JOURNAL**TWELFTH EXTRAORDINARY SESSION
of the
FIFTY-THIRD LEGISLATURE**

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Twelfth Extraordinary Session at 12:00 noon on Wednesday, August 16, 2000.

The Senate was called to order with President Lyle W. Hillyard presiding.

Prayer – Senator Gene Davis

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2000 General Session of the 53rd Legislature of the State of Utah, certain 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 in Extraordinary 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 Senate only of the 53rd Legislature of the State of Utah into an Twelfth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 16th day of August, 2000, at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2000 General Session of the 53rd Legislature of the State of Utah.

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 1st day of Au-
gust, 2000.

Michael O. Leavitt
Governor

Olene S. Walker
Lieutenant Governor

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 August 1, 2000, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty–Third Legislature of the State of Utah into an Twelfth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 16th day of August, 2000, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 2000 General Session of the Utah State Legislature, except that Dan Eastman was appointed June 26, 2000, to fill the unexpired term in Senate District 23 occasioned by the resignation of Senator R. Lane Beattie.

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 1st day of Au-
gust, 2000.

Olene S. Walker
Lieutenant Governor

Roll Call– All Senators present, except Senators Mayne, Montgomery, Hale, Hull, Howell, Poulton, and M. Evans, excused.

On motion of Senator Blackham, the Senate rules of the 2000 General Session of the Fifty-third Legislature were adopted for the Twelfth Extraordinary Session.

President Hillyard appointed a committee consisting of Senators Steele, Hellewell, and Peterson to wait upon the Governor. The committee was asked to advise the Governor's representative that the Senate is convened in the Twelfth Extraordinary Session in accordance with his proclamation.

Senator Steele advised the Senate that the Governor has been notified of the convening of the Twelfth Extraordinary Session.

Sandy Tenney read the following communication:

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: July 19, 2000

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

DISTRICT COURT

Ernest Jones appointed as a Judge of the District Court of the Second Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3-3, Utah Code Annotated 1953, as amended; and

August 1, 2000

TRANSPORTATION COMMISSION

Ken Warnick appointed to fill the unexpired term of Dan Eastman on the Transportation Commission, a term to expire April 1, 2001. Section 63-49-10, Utah Code Annotated 1953, as amended.

SCHOOL AND INSTITUTIONAL TRUST LANDS BOARD OF TRUSTEES

Vernal J. Mortensen appointed as a member of the School and Institutional Trust Lands Board of Trustees for a term to expire July 1, 2006. Section 53C-1-202, Utah Code Annotated 1953, as amended.

HEALTH DATA COMMITTEE

Penny Brooke reappointed as a member of the Health Data Committee for a term to expire June 30, 2001. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Orrin T. Colby reappointed as a member of the Health Data Committee for a term to expire June 30, 2001. Section 26–33a–103, Utah Code Annotated 1953, as amended.

Lori A. Reichard reappointed as a member of the Health Data Committee for a term to expire June 30, 2001. Section 26–33a–103, Utah Code Annotated 1953, as amended.

UTAH DINEH COMMITTEE

Marie S. Holiday reappointed as a representative of the Oljato Chapter on the Utah Dineh Committee for a term to expire June 30, 2004. Section 63–88–107, Utah Code Annotated 1953, as amended.

Hazel Merritt appointed as a representative of the Aneth Chapter on the Utah Dineh Committee for a term to expire June 30, 2004. Section 63–88–107, Utah Code Annotated 1953, as amended.

Emery Sean Beletso appointed as a representative of the Mexican Water Chapter on the Utah Dineh Committee for a term to expire June 30, 2004. Section 63–88–107, Utah Code Annotated 1953, as amended.

Edward Tapaha appointed as a representative of the Red Mesa Chapter on the Utah Dineh Committee for a term to expire June 30, 2004. Section 63–88–107, Utah Code Annotated 1953, as amended.

Sylvia Zhonnie appointed as a representative of the Teec Nos Pos Chapter on the Utah Dineh Committee for a term to expire June 30, 2004. Section 63–88–107, Utah Code Annotated 1953, as amended.

RADIATION CONTROL BOARD

Gary L. Edwards reappointed as a member of the Radiation Control Board for a term to expire July 1, 2004. Section 19–3–103, Utah Code Annotated 1953, as amended.

Stephen T. Nelson reappointed as a member of the Radiation Control Board for a term to expire July 1, 2004. Section 19–3–103, Utah Code Annotated 1953, as amended.

James J. Thompson reappointed as a member of the Radiation Control Board for a term to expire July 1, 2004. Section 19–3–103, Utah Code Annotated 1953, as amended.

Gregory G. Oman appointed as a member of the Radiation Control Board for a term to expire July 1, 2004. Section 19-3-103, Utah Code Annotated 1953, as amended.

Thomas K. Chism appointed as a member of the Radiation Control Board for a term to expire July 1, 2004. Section 19-3-103, Utah Code Annotated 1953, as amended.

STATE RECORDS COMMITTEE

Cherie N. Willis reappointed as a member of the State Records Committee for a term to expire July 1, 2004. Section 63-2-501, Utah Code Annotated 1953, as amended.

Brian P. Winterowd appointed as a member of the State Records Committee for a term to expire July 1, 2004. Section 63-2-501, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt
Governor

Communications filed.

On motion of Senator Jones, the Senate voted to consent to the Governor's appointments as listed in his communications dated July 19, 2000, and August 2, 2000, as read by Sandy Tenney. The motion passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 10.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Eastman	M. Evans	Hellewell	Hillyard
Jones	Julander	Knudson	Mansell
Muhlestein	Nielson	Peterson	Steele
Stephenson	Suazo	Valentine	

Absent or not voting were: Senators

Dmitrich	B. Evans	Hale	Howell
Hull	Mayne	Montgomery	Poulton
Spencer	Waddoups		

On motion of Senator Valentine, Judge Ernest Jones spoke in Committee of the Whole.

* * *

Senators Stephenson, Steele, R. Allen, Jones, Knudson, Peterson, and Steele commented.

President Hillyard directed the committee to wait upon the governor to notify him that the Senate has concluded its business and to ask whether he has further business to bring before the Senate.

Senator Steele advised members of the Senate that the committee has notified the governor's representative that the Senate has concluded its business and that the governor has no further business to bring before the Senate.

On motion of Senator Blackham, and at 12:35 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

THIRTEENTH EXTRAORDINARY
SESSION
OF THE
FIFTY–THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, October 18, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Thirteenth Extraordinary Session of the Fifty-Third Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Thirteenth Extraordinary Session convening on Wednesday, October 18, 2000, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Mary B. Andrus
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

**THIRTEENTH EXTRAORDINARY SESSION
of the
FIFTY-THIRD LEGISLATURE**

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Thirteenth Extraordinary Session at 12:00 noon on Wednesday, October 18, 2000.

The Senate was called to order with President Hillyard presiding.

Prayer – Senator Dan Eastman

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2000 General Session of the 53rd Legislature of the State of Utah, certain 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 in Extraordinary 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 Senate only of the 53rd Legislature of the State of Utah into a Thirteenth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 18th day of October, 2000 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2000 General Session of the 53rd Legislature of the State of Utah.

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 3rd day of
October, 2000.

Michael O. Leavitt
Governor

Olene S. Walker
Lieutenant Governor

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 October 3, 2000, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty–Third Legislature of the State of Utah into a Thirteenth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 18th day of October, 2000, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 2000 General Session of the Utah State Legislature, except that Dan Eastman was appointed on June 26, 2000 to fill the unexpired term in Senate District 23 occasioned by the resignation of Senator R. Lane Beattie.

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 3rd day of
October, 2000.

Olene S. Walker
Lieutenant Governor

Roll call – All Senators present, except Senators Hale, Howell, Jones, Knudson and Steele.

On motion of Senator Poulton, the Senate voted to adopt the Senate Rules of the 2000 General Session of the Fifty–Third Legislature as the rules for the Thirteenth Extraordinary Session.

President Hillyard appointed a committee comprised of Senators Montgomery, Spencer, and Mayne to notify Governor Michael O. Leavitt that the Senate is convened in the Thirteenth Extraordinary Session in accordance with his proclamation.

Senator Montgomery advised the Senate that the Governor has been notified of the convening of the Thirteenth Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Hillyard and Members of the Senate: October 3, 2000

In accordance with Sections 67–1–1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

UTAH STATE RETIREMENT BOARD

Cliff White appointed to fill the unexpired term of Chad Hamilton on the Utah State Retirement Board, a term to expire July 1, 2003. Section 49–1–202, Utah Code Annotated 1953, as amended.

COMMISSION ON CRIMINAL AND JUVENILE JUSTICE

Georgia Block reappointed as a member of the Commission on Criminal and Juvenile Justice for a term to expire January 4, 2002. Section 63–25a–101, Utah Code Annotated 1953, as amended.

COMMITTEE OF CONSUMER SERVICES

Dee Jay Hammon appointed as a member of the Committee of Consumer Services for a term to expire July 1, 2004. Section 54–10–2, Utah Code Annotated 1953, as amended.

Betsy Wolf appointed as a member of the Committee of Consumer Services for a term to expire July 1, 2004. Section 54–10–2, Utah Code Annotated 1953, as amended.

Alvin W. Emery appointed as a member of the Committee of Consumer Services for a term to expire July 1, 2004. Section 54–10–2, Utah Code Annotated 1953, as amended.

UTAH ARTS COUNCIL BOARD OF DIRECTORS

Frank McEntire appointed to fill the unexpired term of Neil Hadlock on the Utah Arts Council, a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

UTAH TELEHEALTH COMMISSION

Joseph Cramer appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2003. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Janica Husbands appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2001. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Randy Johnson appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2001. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Kitty Dunn appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2003. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Marta Petersen appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2001. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Allan Ainsworth appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2002. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Robert Resendes appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2003. Section 26-9f-103, Utah Code Annotated 1953, as amended.

David Goddard appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2002. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Dennis Hauze appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2003. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Rod Ross appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2002. Section 26-9f-103, Utah Code Annotated 1953, as amended.

Ruthann Jarvis appointed as a member of the Utah Telehealth Commission for a term to expire October 1, 2002. Section 26-9f-103, Utah Code Annotated 1953, as amended.

JORDAN VALLEY WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

Gary Swensen appointed to fill the unexpired term of Denis R. Morrill on the Jordan Valley Water Conservancy District Board of Directors, a term to expire January 7, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

SECURITIES ADVISORY BOARD

Richard M. Smiley reappointed as a member of the Securities Advisory Board for a term to expire July 1, 2004. Section 61-1-18.5, Utah Code Annotated 1953, as amended.

W. Rex Thornton reappointed as a member of the Securities Advisory Board for a term to expire July 1, 2004. Section 61-1-18.5, Utah Code Annotated 1953, as amended.

Henry Autry appointed as a member of the Securities Advisory Board for a term to expire July 1, 2004. Section 61-1-18.5, Utah Code Annotated 1953, as amended.

A. Robert Thorup appointed to fill the unexpired term of A.O. Headman on the Securities Advisory Board, a term to expire July 1, 2002. Section 61-1-18.5, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt
Governor

Communication filed. Senator Nielson moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Hellewell	Julander

Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Valentine	Waddoups	Hillyard

Absent or not voting were: Senators

B. Evans	M. Evans	Hale	Howell
Hull	Jones	Knudson	Steele
Suazo			

President Hillyard directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Montgomery reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator Blackham, and at 12:25 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

FOURTEENTH EXTRAORDINARY
SESSION
OF THE
FIFTY–THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, November 15, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fourteenth Extraordinary Session of the Fifty–Third Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Fourteenth Extraordinary Session convening on Wednesday, November 15, 2000, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Mary B. Andrus
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

**FOURTEENTH EXTRAORDINARY SESSION
of the
FIFTY-THIRD LEGISLATURE**

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Fourteenth Extraordinary Session at 12:00 noon on Wednesday, November 15, 2000.

The Senate was called to order with President Hillyard presiding.

Prayer – Senator Howard Nielson

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2000 General Session of the 53rd Legislature of the State of Utah, certain 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 in Extraordinary 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 Senate only of the 53rd Legislature of the State of Utah into a Fourteenth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 15th day of November 2000, at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2000 General Session of the 53rd Legislature of the State of Utah.

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 31st day of
October, 2000.

Michael O. Leavitt
Governor

Olene S. Walker
Lieutenant Governor

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 October 31, 2000, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty–Third Legislature of the State of Utah into a Fourteenth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 15th day of November, 2000, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 2000 General Session of the Utah State Legislature, except that Dan Eastman was appointed on June 26, 2000 to fill the unexpired term in Senate District 23 occasioned by the resignation of Senator R. Lane Beattie.

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 31st day of
October, 2000.

Olene S. Walker
Lieutenant Governor

Roll call – All Senators present, except Senators Julander, Eastman, and Dmitrich, excused.

On motion of Senator Poulton, the Senate voted to adopt the Senate Rules of the 2000 General Session of the Fifty–Third Legislature as the rules for the Fourteenth Extraordinary Session.

President Hillyard appointed a committee comprised of Senators Waddoups, Montgomery, and Davis to notify Governor Michael O. Leavitt that the Senate is convened in the Fourteenth Extraordinary Session in accordance with his proclamation.

Senator Waddoups advised the Senate that the Governor has been notified of the convening of the Fourteenth Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATIONS FROM THE GOVERNOR

Dear President Hillyard and Members of the Senate: September 21, 2000

In accordance with Sections 67–1–1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

DISTRICT COURT

Randall N. Scanchy appointed as a Judge of the District Court of the Third Judicial District. Utah Constitution Article VIII, Section 8 and Section 78–3–3, Utah Code Annotated 1953, as amended; and

Dear President Hillyard and Members of the Senate: October 31, 2000

In accordance with Sections 67–1–1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

FOURTH DISTRICT COURT

Claudia Laycock appointed as a Judge of the District Court of the Fourth Judicial District. Utah Constitution Article VIII, Section 8 and Section 78–3–3, Utah Code Annotated 1953, as amended.

AIR QUALITY BOARD

Wayne Samuelson appointed to fill the unexpired term of King Udall on the Air Quality Board, a term to expire March 1, 2001. Section 19–2–103, Utah Code Annotated 1953, as amended.

UTAH COMPREHENSIVE HEALTH INSURANCE POOL BOARD OF DIRECTORS

John W. Hanshaw reappointed as a member of the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2003. Section 31A-29-104, Utah Code Annotated 1953, as amended.

Gerald W. Tedrow reappointed as a member of the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2003. Section 31A-29-104, Utah Code Annotated 1953, as amended.

Irene Link appointed as a member of the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2003. Section 31A-29-104, Utah Code Annotated 1953, as amended.

UTAH STATE FAIR CORPORATION BOARD OF DIRECTORS

Lillian Taylor Bayles reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2004. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Judith Olson reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2004. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt
Governor

Communications filed. Senator Jones moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Howell	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Hillyard			

Absent or not voting were: Senators

Dmitrich

Eastman

Julander

Valentine

On motion of Senator Spencer, Judge Skanchy and Judge Laycock spoke in Committee of the Whole. Senators Howell, Nielson and Spencer commented.

President Hillyard directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Waddoups reported that the committee had notified the Governor's representative that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator Blackham, and at 12:30 p.m., the Senate adjourned sine die.

After adjournment the Senate recognized the Kyonggi Provincial Delegation from the Republic of South Korea. Governor Chang Yuel Lim, Ph.D., remarked.

The Senate recognized the following retiring senators: R. Lane Beattie, Scott N. Howell, Robert F. Montgomery, R. Mont Evans, Joseph L. Hull, Lorin V. Jones, Howard C. Nielson, and Robert M. Muhlestein.

STATE OF UTAH

SENATE JOURNAL

2001 GENERAL SESSION
OF THE
FIFTY-FOURTH LEGISLATURE

Convened
Monday, January 15, 2001

Adjourned Sine Die
Wednesday, February 28, 2001

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the 2001 General Session of the Fifty-Fourth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the General Session convening on Monday, January 15, 2001, and adjourning sine die on Wednesday, February 28, 2001.

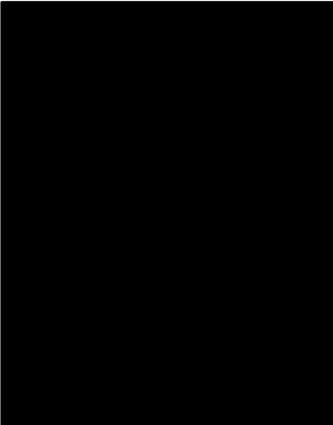
Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Mary B. Andrus
Journal Clerk

PRESIDENT OF THE SENATE

2001 General Session Fifty-Fourth Legislature



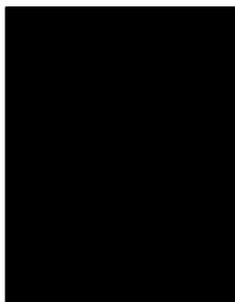
It has been said that there is nothing so constant as change; the Utah Senate is no exception to that maxim! On June 28, 2000, Dan R. Eastman was appointed to fill the seat vacated upon the resignation of R. Lane Beattie (appointed as the State Olympic Officer). The fall elections of 2000 brought more change with the election of Curtis Bramble, Chris Buttars, Scott Jenkins, and Carlene

Walker joining former Representatives David Gladwell, Bill Hickman, and Bill Wright in adding seven newly elected senators to the Utah State Senate. We heartily welcome these individuals and appreciate the breadth of experience, talent, and energy that they bring to our chamber. The General Session of 2001 addressed issues as diverse as hazardous waste, young driver restrictions, \$25 million in tax cuts, and increased funding for education. Transportation issues continue to be of vital interest to all Utah citizens as we collectively anticipate the completion of the 4 \$ year I-15 reconstruction project. This year will be filled with a full slate of meetings throughout the state as the joint Senate and House Redistricting Committee fulfills its assignment of balancing the size of congressional, legislative, and school board districts. I am honored to have been elected as the Senate President and commit myself to serve my colleagues and constituents with enthusiasm and vigor. Whether it be meeting with fellow senators, constituents, lobbyists, or concerned citizens, I welcome this opportunity to be of service to the citizens of Utah.

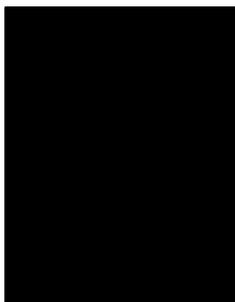
**Al Mansell
President Utah State Senate**

SENATE LEADERSHIP

MAJORITY LEADERSHIP (Republican)



L. Steven Poulton
Majority Leader

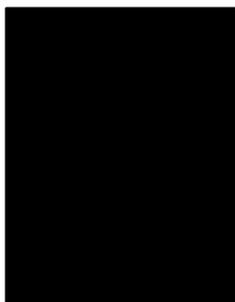


John L. Valentine
Majority Whip

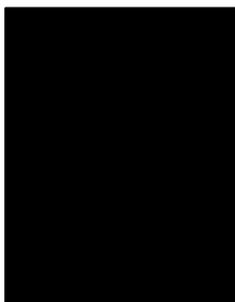


Peter C. Knudson
Asst. Majority Whip

MINORITY LEADERSHIP (Democrat)



Mike Dmitrich
Minority Leader



Ron Allen
Minority Whip



Pete Suazo
Asst. Minority Whip

SENATE STAFF



Annette B. Moore
*Secretary of
the Senate*



Sandy D. Tenney
*Manager
Senate Services*



Lynette Erickson
Docket Clerk

SENATE LEADERSHIP

President of the Senate (R)	Al Mansell
Majority Leader (R)	L Steven Poulton
Majority Whip (R)	John L. Valentine
Assistant Majority Whip (R)	Peter C. Knudson
Minority Leader (D)	Mike Dmitrich
Minority Whip (D)	Ron Allen
Assistant Minority Whip (D)	Pete Suazo

HOUSE LEADERSHIP

Speaker of the House (R)	Martin R. Stephens
Majority Leader (R)	Kevin S. Garn
Majority Whip (R)	David Ure
Assistant Majority Whip (R)	Greg J. Curtis
Minority Leader (D)	Ralph Becker
Minority Whip (D)	Patrice M. Arent
Assistant Minority Whip (D)	Brad King

STATE OFFICIALS

Governor	Michael O. Leavitt
Lieutenant Governor	Olene S. Walker
Attorney General	Mark Shurtleff
Auditor	Auston Johnson
Treasurer	Edward T. Alter

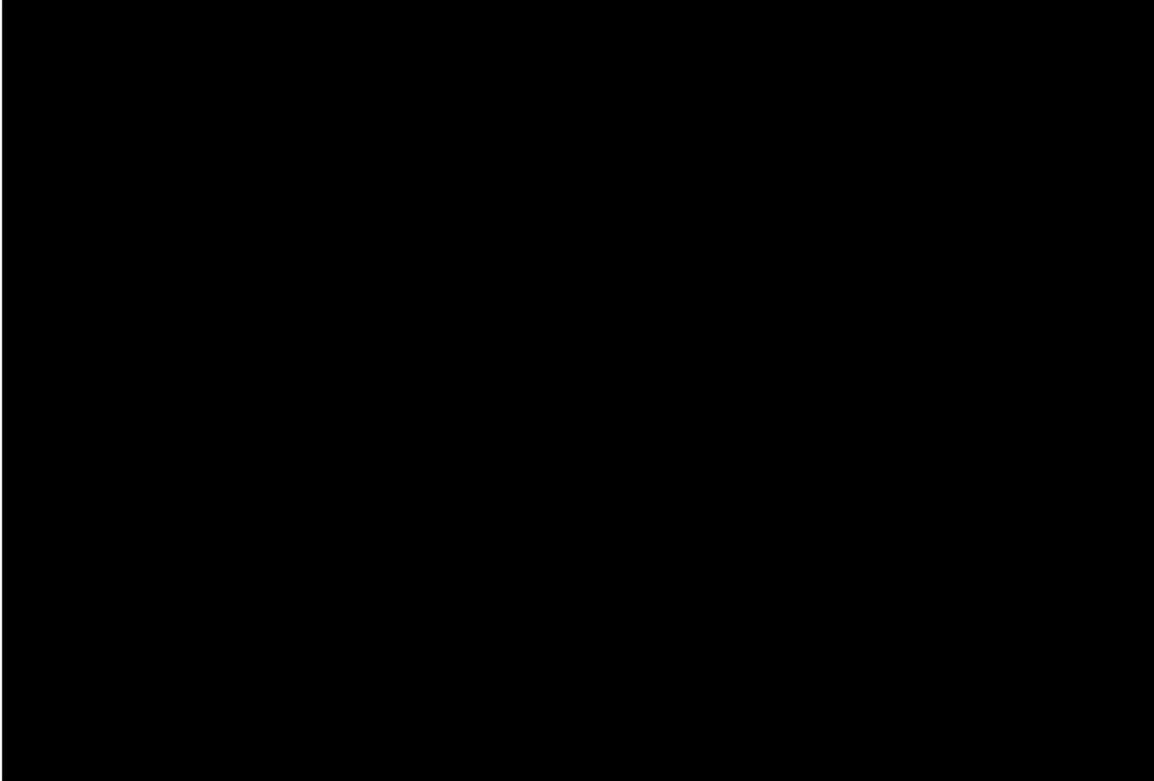
CONGRESSIONAL DELEGATION

Senator	Bob Bennett
Senator	Orrin G. Hatch
Congressman	Jim Matheson
Congressman	James V. Hansen
Congressman	Chris Cannon

UTAH SUPREME COURT

Chief Justice	Richard C. Howe
Assoc. Chief Justice	Leonard H. Russon
Justice	Christine M. Durham
Justice	Michael J. Wilkins
Justice	Matthew B. Durrant

MEMBERS OF THE SENATE



MEMBERS OF THE SENATE

Fifty–Fourth Legislature

Senator	District	County(ies)	Party	Address & Telephone No.
Paula F. Julander	1	Salt Lake	D	1467 Penrose Drive Salt Lake City, Utah 84103 Home (801) 363–0868
Pete Suazo Asst. Minority Whip	2	Salt Lake	D	1307 North Garnette Street Salt Lake City, Utah 84116 Home (801) 521–3751
Gene Davis Minority Caucus Mgr.	3	Salt Lake	D	865 Parkway Avenue Sale Lake City, Utah 84106 Home (801) 484–9428
Howard A. Stephenson	4	Salt Lake, Utah	R	1038 East 13590 South Draper, Utah 84020 Home (801) 576–1022
D. Chris Buttars	5	Salt Lake	R	9241 South Lisa Ave West Jordan, Utah 84088 Home (801) 561–0535
Michael G. Waddoups	6	Salt Lake	R	2005 West 5620 South Taylorsville, Utah 84118 Home (801) 967–0225
Karen Hale	7	Salt Lake	D	2564 Maywood Drive Salt Lake City, Utah 84109 Home (801) 485–6642
Carlene Walker	8	Salt Lake	R	4085 East Prospector Drive Salt Lake City, Utah 84121 Home (801) 733–4599
L. Steven Poulton Majority Leader	9	Salt Lake	R	4524 Briarcreek Dr. Salt Lake City, Utah 84117 Home (801) 272–4338
Al Mansell President	10	Salt Lake	R	6995 S Union Park Ctr #100 Midvale, Utah 84047 Home (801) 942–6019
Ed Mayne	11	Salt Lake	D	5044 West Bannock Circle West Valley City, Utah 84120 Home (801) 968–7756

Millie M. Peterson	12	Salt Lake	D	7131 West 3800 South West Valley City, Utah 84128 Home (801) 250-5944
Ron Allen Minority Whip	13	Salt Lake, Tooele	D	835 Lakeview Stansbury Park, Utah 84074 Home (435) 882-3535
John L. Valentine Majority Whip	14	Utah	R	857 East 970 North Orem, Utah 84097 Home (801) 224-1693
Parley G. Hellewell	15	Utah	R	492 South 1000 West Orem, Utah 84058 Home (801) 226-3034
Curtis S. Bramble	16	Utah	R	3663 North 870 East Provo, Utah 84604 Home (801)226-3663
Bill Wright	17	Utah	R	PO bOX 178 Elberta, Utah 84626 Home (801)667-3333
D. Edgar Allen	18	Davis Weber	D	4317 South Fern Drive Ogden, Utah 84403 Home (801) 392-1050
David L. Gladwell	19	Weber, Morgan	R	3159 North 1075 East Ogden, Utah 84414 Home (801) 782-4130
Scott K. Jenkins	20	Weber	R	4385 West 1975 North Plain City, Utah 84404 Home (801) 731-5120
David H. Steele	21	Davis	R	3376 West 400 North West Point, Utah 84015 Home (801) 825-3033
Terry Spencer	22	Davis	R	1110 North Kimberly Drive Layton, Utah 84040 Home (801) 543-4450
Dan R. Eastman	23	Davis	R	968 Canyon Crest Drive Bountiful, Utah 84010 Home (801) 295-5133

Peter C. Knudson Asst. Majority Whip	24	Box Elder, Cache	R	1209 Michelle Drive Brigham City, Utah 84302 Home (435) 723-2035
Lyle W. Hillyard	25	Cache, Rich, Summit	R	175 East First North Logan, Utah 84321 Home (435) 753-0043
Beverly A. Evans	26	Carbon, Daggett, Duchesne, Summit, Uintah, Wasatch	R	HC 65, Box 36 Altamont, Utah 84001 Home (435) 454-3719
Mike Dmitrich Minority Leader	27	Carbon, San Juan, Grand, Emery, Kane, Washington	D	566 North Dover Circle Price, Utah 84501 Home (435) 637-0426
Leonard M. Blackham	28	Juab, Sanpete, Sevier, Millard, Piute, Wayne, Beaver, Garfield	R	P.O. Box 337 Moroni, Utah 84646 Home (435) 436-8489
J. W. "Bill" Hickman	29	Washington, Iron	R	214 North Emerald Drive St George, Utah 84770 Home (435) 673-2671

***UTAH STATE CONSTITUTION
LEGISLATIVE DEPARTMENT
ARTICLE VI**

*Copies of the Utah State Constitution, with amendments, are available in the Office of Legislative Research and General Counsel and in the Lieutenant Governor's office.

***“Rules of the Fifty-Fourth Legislature 2001”**

Constitutional Provisions, Impeachment Provisions, Joint Rules of the Senate and the House of Representatives, Senate Rules, House Rules, Veto Sessions, and Interim Study Committee Rules.

*Copies available in the Office of Legislative Research and General Counsel.

STATE OF UTAH
SENATE JOURNAL
2001 GENERAL SESSION
of the
FIFTY–FOURTH LEGISLATURE
FIRST DAY
MORNING SESSION

Pursuant to the provisions of the Constitution of the State of Utah, the Senators of the Fifty–Fourth Legislature of the State of Utah convened in General Session in the Senate Chamber on Monday, January 15, 2001 at ten o'clock a.m.

The Honorable Dee Benson, Chief Judge, U. S. District Court for the District of Utah, called the Senate to order.

**PRAYER BY ELDER RUSSELL M. NELSON,
QUORUM OF TWELVE APOSTLES,
CHURCH OF JESUS CHRIST OF LATTER–DAY SAINTS**

O 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 hast established this great nation as a beacon of freedom and a citadel of spiritual strength to all the world. We thank thee for the sovereign state of Utah. We sense, at least to a degree, the faith of its founders who made the desert blossom as the rose. Others followed to bring diversity and breadth to their budding society. Together they worked to mold a unique inheritance for us. May this legendary legacy from the 19th century serve to inspire our devoted deeds in the 21st century. We thank thee for the special people of this state and for their duly elected leaders. As we are assembled in this hallowed chamber of the state Senate, we thank thee for these distinguished men and women who serve as honored senators. They come from various locations, backgrounds, and cultures. They represent political parties and religions of personal preferences. We express profound gratitude for each one of them. Wilt thou bless them and their families. Bless their personal affairs while they give time and energy to this noble service. Bless them with safety in their travels and fulfillment of their important responsibilities. Help them to strengthen the ties that bind us together as a people.

May their noble example serve to minimize individual differences that would otherwise tend to divide us. Bless these leaders to maintain high priorities, with principles above politics, with wisdom above knowledge, with morality above impiety. Wilt thou bless the governor and the companion legislators who serve in the House of Representatives. Bless the citizenry of Utah to work cooperatively on their opportunities. Visitors come to this state in great numbers. They sense the symbolic significance of all that we see, as prophecies of the past have been fulfilled in our own day. In this city nearly 150 years ago, pioneer forebears and the prophet saw in vision that a little nucleus here in the mountains would arise, and that the mountain of the Lord's house would be established above the hills and that all nations should flock to the standard as doves to their windows. Now, precisely as prophesied, we see visitors come by air from many nations; indeed, they flock as doves to our windows. Ours is the privilege to honor them, care for them, and show a standard that will lift them, that they may return homeward as doves with garlands of peace and recollections of righteousness to relieve a troubled world. Again we thank thee, O God, for thy many blessings unto us. At the commencement of this legislative session for the year 2001, I prayerfully invoke a blessing upon this Senate of the state of Utah and do so by the authority vested in me. In the sacred name of Jesus Christ. Amen.

POSTING OF COLORS & PLEDGE OF ALLEGIANCE

Utah National Guard

SPECIAL MUSICAL PRESENTATION

“Crimson Colony” from Logan High School (directed by Randy Smith) performed “The Star Spangled Banner”, “The Prayer”, and “The Power of a Dream.”

* * *

On motion of Senator Steven Poulton, the Senate thanked Elder Nelson for delivering the invocation and ordered it printed upon the pages of the Senate Journal.

* * *

Annette B. Moore read the following Certification of Membership of the 2001 General Session of the Utah State Senate:

**CERTIFICATE OF MEMBERSHIP OF THE 2001
GENERAL SESSION
OF THE UTAH STATE SENATE
54TH LEGISLATURE**

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 7, 2000, the following named persons were chosen by the electors as members of the Legislature of the State of Utah, to serve in the Senate, each for the term of four years, beginning January 1, 2001, to-wit:

SECOND DISTRICT: County of Salt Lake

Pete Suazo

FIFTH DISTRICT: County of Salt Lake

D. Chris Buttars

SIXTH DISTRICT: County of Salt Lake

Michael G. Waddoups

EIGHTH DISTRICT: County of Salt Lake

Carlene Walker

FOURTEENTH DISTRICT: County of Utah

John L. Valentine

SIXTEENTH DISTRICT: County of Utah

Curtis S. Bramble

SEVENTEENTH DISTRICT: County of Utah

Bill Wright

NINETEENTH DISTRICT: Counties of Weber, Morgan

David L. Gladwell

TWENTIETH DISTRICT: County of Weber

Scott K. Jenkins

TWENTY-THIRD DISTRICT: County of Davis

Dan R. Eastman

TWENTY-FIFTH DISTRICT: Counties of Cache, Rich, Summit

Lyle W. Hillyard

TWENTY-SEVENTH DISTRICT: Counties of Carbon,

San Juan, Grand, Emery, Kane, Washington

Mike Dmitrich

TWENTY-EIGHTH DISTRICT: Counties of Juab, Sanpete, Sevier

Millard, Piute, Wayne, Beaver, Garfield

Leonard M. Blackham

TWENTY-NINTH DISTRICT: Counties of Iron, Washington

J.W. (Bill) Hickman

I FURTHER CERTIFY that at a General Election held within and for the State of Utah on Tuesday, November 3, 1998, the following named persons were chosen by the electors as a member of the Legislature of the State of Utah, to serve in the Senate each for the term of four years, beginning January 1, 1999, to-wit:

FIRST DISTRICT: County of Salt Lake

Paula F. Julander

THIRD DISTRICT: County of Salt Lake

Gene Davis

FOURTH DISTRICT: Counties of Salt Lake, Utah

Howard A. Stephenson

SEVENTH DISTRICT: County of Salt Lake

Karen Hale

NINTH DISTRICT: County of Salt Lake

L. Steven Poulton

TENTH DISTRICT: County of Salt Lake

Al Mansell

ELEVENTH DISTRICT: County of Salt Lake

Ed Mayne

TWELFTH DISTRICT: County of Salt Lake

Millie M. Peterson

THIRTEENTH DISTRICT: Counties of Salt Lake, Tooele

Ron Allen

FIFTEENTH DISTRICT: County of Utah

Parley Hellewell

EIGHTEENTH DISTRICT: Counties of Davis, Weber

D. Edgar Allen

TWENTY-FIRST DISTRICT: County of Davis

David H. Steele

TWENTY-SECOND DISTRICT: County of Davis

Terry R. Spencer

TWENTY-FOURTH DISTRICT: Counties of Box Elder, Cache

Peter C. Knudson

TWENTY–SIXTH DISTRICT: Counties of Carbon, Daggett
Duchesne, Summit, Uintah, Wasatch
Beverly Evans

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 Fifteenth Day of
January, 2001.

OLENE S. WALKER,
Lieutenant Governor

Communication filed.

* * *

The Honorable Chief Judge Dee Benson administered the Oath of Office to all newly elected and appointed members of the Senate for the Fifty–Fourth Legislature.

* * *

Roll Call – All senators present.

On motion of Senator Steven Poulton, the Senate voted to proceed with its organization and elect its president.

On motion of Senator Steven Poulton and seconded by Senator Mike Dmitrich, Senator Al Mansell was nominated to serve as President of the Utah State Senate for the Fifty–Fourth Legislature.

On motion of Senator Steven Poulton, and seconded by Senator Ron Allen the nominations were closed and Senator Al Mansell was elected President of the Senate by acclamation. Senators Steven Poulton, John Valentine and Mike Dmitrich escorted President Al Mansell to the podium.

The Honorable Chief Judge Benson administered the Oath of Office to the President of the Senate, Al Mansell.

On motion of Senator Poulton, President Mansell directed that the following be recorded in the Senate Journal as leaders for the 54th Legislature 2001 General Session:

President – Al Mansell
Majority Leader – L. Steven Poulton
Majority Whip – John L. Valentine
Assistant Majority Whip – Peter C. Knudson
Minority Leader –Mike Dmitrich
Minority Whip – Ron Allen
Assistant Minority Whip – Pete Suazo

On motion of Senator Waddoups, the Senate voted to approve the Senate leadership.

On motion of Senator Poulton, the Senate expressed appreciation to the Honorable Chief Judge Dee Benson for his participation in the opening of the Utah State Senate.

* * *

President Mansell appointed a Senate Rules Committee comprised of Senator Michael G. Waddoups, Chair, and Senators D. Chris Buttars, David L. Gladwell, Parley G. Hellewell, Peter C. Knudson, Terry R. Spencer, Ed Mayne and Pete Suazo to formulate the Senate Rules and work with the House of Representatives in formulating Joint Rules.

President Mansell appointed Senator Evans as a committee to serve Patronage and Employees.

On motion of Senator Waddoups, the Senate Rules and Joint Rules of the 2000 General Session of the Fifty–Third Legislature were adopted with the understanding that changes to these rules for the Fifty–Fourth Legislature will be considered and adopted as soon as possible.

President Mansell appointed Senators Stephenson, Wright, and Julander as a committee to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Bourdeaux, Buttars and Swallow formally notified the Senate that the House is organized and ready to do business.

President Mansell appointed a committee comprised of Senators Hickman, Bramble and Hale to notify Governor Leavitt that the 2001 General Session of the Fifty–Fourth Legislature is organized and ready to do business, and to ascertain the time the Governor will deliver his message.

Senator Stephenson, Chair of the Committee to Notify the House, reported that the House had been notified that the Senate is organized and ready to do business.

Senator Hickman, Chair of the Committee to Notify the Governor, reported that His Excellency Governor Michael O. Leavitt had been notified and that he will be ready to deliver his message at a Joint Convention in the Chamber of the House of Representatives at 6:30 p.m. Tuesday evening, January 16, 2001.

On motion of Senator Evans, the Senate voted to adopt the following committee report and employ the persons recommended by Senator Evans as Senate staff for the 2001 General Session of the Fifty-Fourth Legislature.

EMPLOYEE COMMITTEE REPORT

Senator Evans introduced the Senate Staff.

Mr. President and members of the Senate:

As Chair of the Committee on Patronage and Employees, I recommend that these individuals be employed as Senate Staff for the 2001 General Session of the Fifty-Fourth Legislature:

Annette B. Moore	Secretary of the Senate
Sandy D. Tenney	Manager of Senate Services
Leslie O. McLean	Leadership Secretary & Third House Secretary
Janeen Melchior	Minority Party Secretary
Lynette Erickson	Docket Clerk & Voting Machine Operator
Greg Johnson	System Analyst and Computer Specialist
Eric Isom	Majority Administrative Assistant
Rolayne Day	Secretarial Supervisor and Committee Secretary
Mary Andrus	Journal Clerk
Linda Hansen	Rules Secretary
Saundra Maeser	Committee Secretary and Amending Clerk
Sherry Nielsen	Committee Secretary and Aide to Secretary of Senate
Nadine Woodhead	Committee Secretary
Karen Allred	Committee Secretary
Nedra Duzett	Committee Secretary
Norda Shepherd	Committee Secretary
Deborah Pryor	Committee Secretary
Robert L. Gardner	Sergeant At Arms
Leo Parry	Asst. Sergeant At Arms

Thomas R. Shepherd	Security
Virgil Blair	Security
Roger Winslow	Security
Glenn Hildebrand	Security
Wendell Coombs	Security
Paul Jacobs	Security
Thad Jensen	Security
Cliff Park	Security
Jason Hildebrand	Custodian
Gayle C. Peterson	Page Supervisor
Sue Hyer	Asst. Page Supervisor
Linda Cornaby	Page
Diane Jensen	Page
Christine Hunter	Page
Shirley Taylor	Page
Judy Paulson	Page
Mary Russell	Page
Eleanor Whisenant	Page
Kathy Fotheringham	Page
Georgianna Knudson	Docket Clerk Aide
Karen Cox	Public Address
Paula Tew	Legislative & Third House Aide
Evoline Gardner	Hostess
Charlene Reed	Public Info Officer
Deon Saunders	Public Info Officer
Darlene Nilson	Public Info Officer
Pamela Benson	Legislative Tour Guide

Beverly Ann Evans, Chair
Senate Employee Committee

READING OF TITLES OF BILLS AND RESOLUTIONS

On motion of Senator Waddoups, and as provided by the Utah State Constitution, the Senate voted to suspend the reading of the full titles of all bills and resolutions on the Senate Calendar as they are read the first time and introduced, and as all bills and resolutions are considered on Second Reading, Third Reading, Consent, and Concurrence Calendar. The motion is to apply to all bills and resolutions introduced during this legislative session, except as an individual senator may request the reading of the long title, short title, or both of any House or Senate bill or resolution.

The motion to suspend the reading of the titles of all bills and resolutions passed by the required constitutional two-thirds majority.

* * *

At the direction of President Mansell, the following information is to be recorded in the Senate Journal.

STANDING COMMITTEES

Business, Labor, and Economic Development

Dan R. Eastman, *Chair*
Curtis S. Bramble
Parley G. Hellewell
L. Steven Poulton
Gene Davis
Ed Mayne

Education

Bill Wright, *Chair*
D. Chris Buttars
David L. Gladwell
David H. Steele
Howard A. Stephenson
Michael G. Waddoups
Carlene M. Walker
Ron Allen
Karen Hale
Pete Suazo

Energy, Natural Resources, and Agriculture

Terry R. Spencer, *Chair*
Leonard M. Blackham
Beverly Ann Evans
Parley Hellewell
Mike Dmitrich

Health and Environment

Peter C. Knudson, *Chair*
Leonard M. Blackham
Scott Jenkins
D. Edgar Allen
Paula F. Julander

Human Services

John William “Bill” Hickman, *Chair*

L. Steven Poulton

Terry R. Spencer

Bill Wright

D. Edgar Allen

Gene Davis

Judiciary

David L. Gladwell, *Chair*

D. Chris Butters

Lyle W. Hillyard

John L. Valentine

Millie Peterson

Pete Suazo

Revenue and Taxation

Curtis S. Bramble, *Chair*

Lyle W. Hillyard

Al Mansell

Howard A. Stephenson

John L. Valentine

Ron Allen

Mike Dmitrich

State and Local Affairs

Carlene M. Walker, *Chair*

Beverly Ann Evans

Scott K. Jenkins

Peter C. Knudson

Al Mansell

Paula F. Julander

Millie M. Peterson

Transportation and Public Safety

David H. Steele, *Chair*

Dan R. Eastman

John William “Bill” Hickman

Michael G. Waddoups

Karen Hale

Ed Mayne

Rules

Michael G. Waddoups, *Chair*
D. Chris Buttars
David L. Gladwell
Parley G. Hellewell
Peter C. Knudson
Terry R. Spencer
Ed Mayne
Pete Suazo

Quasi-Governmental Entities

Sen. Beverly Ann Evans, *Chair*
Sen. Al Mansell
Sen. John L. Valentine
Sen. Ron Allen
Sen. Paula F. Julander

**EXECUTIVE APPROPRIATIONS AND
JOINT APPROPRIATIONS SUBCOMMITTEES****Executive Appropriations Committee**

Sen. Leonard M. Blackham, *Co-chair*
Sen. John William “Bill” Hickman, *Vice Chair*
Sen. Peter C. Knudson
Sen. Al Mansell
Sen. L. Steven Poulton
Sen. John L. Valentine
Sen. Ron Allen
Sen. Gene Davis
Sen. Mike Dmitrich
Sen. Pete Suazo

Commerce and Revenue

Sen. Scott K. Jenkins, *Co-chair*
Sen. Dan R. Eastman
Sen. Ed Mayne

Economic Development and Human Resources

Sen. David L. Gladwell, *Co-chair*
Sen. Al Mansell
Sen. Carlene Walker
Sen. Gene Davis

**Executive Office, Criminal Justice,
and Legislature**

Sen. D. Chris Buttars, *Co-chair*
Sen. Peter C. Knudson
Sen. Pete Suazo

Capital Facilities and Administrative Services

Sen. Beverly Ann Evans, *Co-chair*
Sen. John L. Valentine
Sen. Mike Dmitrich

Higher Education

Sen. Lyle W. Hillyard, *Co-chair*
Sen. Peter C. Knudson
Sen. L. Steven Poulton
Sen. Paula F. Julander

Health and Human Services

Sen. David H. Steele, *CO-chair*
Sen. Curtis Bramble
Sen. L. Steven Poulton
Sen. D. Edgar Allen

Natural Resources

Sen. Parley G. Hellewell, *Co-chair*
Sen. Bill Wright
Sen. Ron Allen

Public Education

Sen. Howard A. Stephenson, *Co-chair*
Sen. John William “Bill” Hickman
Sen. John L. Valentine
Sen. Karen Hale

Transportation and Environmental Quality

Sen. Michael G. Waddoups, *Co-chair*
Sen. Al Mansell
Sen. Terry R. Spencer
Sen. Millie M. Peterson

Quasi-Governmental Entities

Sen. Beverly Ann Evans, *Co-chair*
Sen. Al Mansell

Sen. John L. Valentine
Sen. Ron Allen
Sen. Paula F. Julander

* * *

Senator Valentine introduced the Legislative Interns.

INTRODUCTION OF BILLS

PROHIBITION OF INTIMACY WITH PERSON IN CUSTODY

S.B. 4

Paula F. Julander

THIS ACT MODIFIES THE CRIMINAL CODE BY CREATING THE OFFENSES OF CUSTODIAL SEXUAL RELATIONS AND CUSTODIAL SEXUAL MISCONDUCT. THESE OFFENSES ADDRESS INAPPROPRIATE ACTS COMMITTED BY A CORRECTIONAL OFFICER, LAW ENFORCEMENT OFFICER, OR OTHER SPECIFIED EMPLOYEE AGAINST A PERSON IN CUSTODY. THE ACT PROVIDES DEFINITIONS AND PENALTIES, AND SPECIFIES THE DEFENSE OF COMPULSION. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

DISASTER RELIEF APPROPRIATION REPEAL

S.B. 5

Terry R. Spencer

THIS ACT MODIFIES A CHAPTER ENTITLED "DISASTER RELIEF." THIS ACT REPEALS AN OBSOLETE AND LAPSED APPROPRIATION, was read for the first time and referred to the Rules Committee.

REPEAL OF 1933 UTAH CODE REVISION STATUTES

S.B. 6

Millie M. Peterson

THIS ACT MODIFIES THE STATUTES TITLE. THIS ACT REPEALS CERTAIN OBSOLETE AND LAPSED PROVISIONS RELATING TO THE 1933 RECODIFICATION OF THE UTAH CODE, was read for the first time and referred to the Rules Committee.

STATE TEXTBOOK COMMISSION AMENDMENTS

S.B. 7

David H. Steele

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE TEXTBOOK COMMISSION BY CHANGING ITS NAME TO THE STATE

INSTRUCTIONAL MATERIALS COMMISSION. THE ACT EXPANDS THE SCOPE OF MATERIALS REVIEWED BY THE COMMISSION TO INCLUDE WORKBOOKS, COMPUTER SOFTWARE, LASERDISCS OR VIDEODISCS, AND MULTIPLE FORMS OF COMMUNICATIONS MEDIA. THE ACT PROVIDES THAT INSTRUCTIONAL MATERIALS IDENTIFIED AS INAPPROPRIATE BY THE STATE BOARD OF EDUCATION MAY NOT BE USED IN THE PUBLIC SCHOOLS. THE ACT MAKES TECHNICAL CHANGES BY REPLACING "TEXTBOOKS" WITH "INSTRUCTIONAL MATERIALS" THROUGHOUT CHAPTER 14 OF TITLE 53A. THE ACT EXTENDS THE EXISTENCE OF THE COMMISSION THROUGH JULY 1, 2011, UNDER THE LEGISLATIVE OVERSIGHT AND SUNSET ACT, was read for the first time and referred to the Rules Committee.

REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT

S.B. 8

Mike Dmitrich

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE TO DELAY THE REPEAL OF THE UTAH STEAM COAL TAX CREDIT UNTIL TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2007, AND TO MAKE TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

REPEAL OF AUTHORIZATION FOR CONSTRUCTION OF CERTAIN FACILITIES COMPLETED

S.B. 9

Beverly Ann Evans

THIS ACT MODIFIES A CHAPTER ENTITLED "CORRECTIONS FACILITIES FUNDING." THIS ACT REPEALS OBSOLETE AND LAPSED CONSTRUCTION AUTHORIZATIONS AND ACCOMPANYING REQUIREMENTS, was read for the first time and referred to the Rules Committee.

SUNSET REAUTHORIZATIONS

S.B. 10

Millie M. Peterson

THIS ACT REAUTHORIZES CERTAIN STATE ENTITIES AND PROGRAMS THAT WOULD OTHERWISE SUNSET BEFORE THE 2002 ANNUAL GENERAL SESSION OF THE UTAH LEGISLATURE, was read for the first time and referred to the Rules Committee.

**ELECTRONIC GOVERNMENT
SERVICES AMENDMENTS – DRIVERS LICENSE**

S.B. 11*David H. Steele*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE AND THE PUBLIC SAFETY CODE. THE ACT MAKES TECHNICAL CHANGES TO FACILITATE THE PROVISION OF GOVERNMENT SERVICES ELECTRONICALLY, was read for the first time and referred to the Rules Committee.

TRAFFIC MANAGEMENT COMMITTEE AMENDMENTS

S.B. 12*Peter C. Knudson*

THIS ACT MODIFIES TRANSPORTATION CODE PROVISIONS TO AMEND THE MEMBERSHIP AND CERTAIN DUTIES OF THE TRAFFIC MANAGEMENT COMMITTEE, was read for the first time and referred to the Rules Committee.

REPEAL OF ATTORNEYS AND COUNSELORS PROVISIONS

S.B. 13*Terry R. Spencer*

THIS ACT MODIFIES THE JUDICIAL CODE BY REPEALING CHAPTER 51, ATTORNEYS AND COUNSELORS, AND MOVING TWO OF THE SECTIONS FROM THAT CHAPTER TO OTHER PARTS OF THE CODE, was read for the first time and referred to the Rules Committee.

ACCOUNTS OF POLITICAL SUBDIVISIONS – REPEAL

S.B. 14*Terry R. Spencer*

THIS ACT MODIFIES A CHAPTER ENTITLED “ACCOUNTS OF POLITICAL SUBDIVISIONS.” THIS ACT REPEALS CERTAIN OBSOLETE AND DUPLICATIVE REQUIREMENTS GOVERNING PUBLIC CONSTRUCTION WORK, was read for the first time and referred to the Rules Committee.

REPEAL OF COMMISSIONERS OF DEEDS PROVISIONS

S.B. 15*Beverly Ann Evans*

THIS ACT MODIFIES THE NOTARIZATION AND AUTHENTICATION TITLE BY REPEALING CERTAIN OBSOLETE AND LAPSED SECTIONS

RELATING TO COMMISSIONERS OF DEEDS, was read for the first time and referred to the Rules Committee.

TEACHER QUALITY AMENDMENTS

S.B. 16

David H. Steele

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC AND HIGHER EDUCATION TO ADDRESS ISSUES OF TEACHER QUALITY IN RECOGNITION OF ITS RELATIONSHIP TO STUDENT SUCCESS. THE ACT PROVIDES FOR A COMPREHENSIVE POLICY ON TEACHER QUALITY TO INCLUDE COMPONENTS ON RECRUITMENT, PRESERVICE, LICENSURE, INDUCTION, PROFESSIONAL DEVELOPMENT, AND EVALUATION. THE ACT REQUIRES AN ANNUAL REPORT TO THE LEGISLATURE ON THE STATE OF TEACHER QUALITY IN THE STATE, TO INCLUDE RELIABLE DATA ON THE STATE'S SUPPLY OF AND DEMAND FOR TEACHERS, was read for the first time and referred to the Rules Committee.

HIGHWAY CONSTRUCTION BID LIMIT

S.B. 17

Peter C. Knudson

THIS ACT MODIFIES THE TRANSPORTATION CODE TO AMEND HIGHWAY PROJECT BID LIMIT PROVISIONS, was read for the first time and referred to the Rules Committee.

REPEAL OF DEFINITION OF LAW

S.B. 18

Terry R. Spencer

THIS ACT MODIFIES THE JUDICIAL CODE BY REPEALING THE STATUTORY DEFINITION OF LAW, was read for the first time and referred to the Rules Committee.

ICE CREAM AND MILK DISPENSER REQUIREMENTS

S.B. 19

Gene Davis

THIS ACT MODIFIES PROVISIONS RELATED TO AGRICULTURE. THIS ACT AMENDS THE UTAH DAIRY ACT TO PROVIDE A LICENSE APPLICATION PROCESS FOR THE DISTRIBUTION OF DAIRY PRODUCTS AND TO ALLOW ICE CREAM CABINETS AND MILK COOLERS TO BE LOANED OR SOLD TO A RETAILER IF CERTAIN

CONDITIONS ARE MET, was read for the first time and referred to the Rules Committee.

**REPORTING REQUIREMENTS
FOR SCIENCE CENTER AUTHORITY**

S.B. 20

Parley Hellewell

THIS ACT MODIFIES THE COMMUNITY AND ECONOMIC DEVELOPMENT CODE TO AMEND THE REPORTING REQUIREMENTS OF THE SCIENCE CENTER AUTHORITY AND TO MAKE TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

INFORMATION TECHNOLOGY COMMISSION AMENDMENTS

S.B. 21

David H. Steele

THIS ACT MODIFIES THE INFORMATION TECHNOLOGY ACT. THE ACT CLARIFIES THAT THE PROVISIONS RELATING TO CERTAIN TERMS OF MEMBERS REFER TO THE MEMBERS REPRESENTING THE PUBLIC, was read for the first time and referred to the Rules Committee.

NAVAJO NATION – MOTOR AND SPECIAL FUEL TAXES

S.B. 22

Mike Dmitrich

AN ACT MODIFYING THE REVENUE AND TAX CODE TO PROVIDE FOR A REDUCTION OF MOTOR AND SPECIAL FUEL TAXES IF THE MOTOR OR SPECIAL FUEL IS TAXED BY THE NAVAJO NATION AND TO MAKE TECHNICAL CHANGES. THE ACT AUTHORIZES AGREEMENTS WITH THE NAVAJO NATION RELATED TO ADMINISTRATION OF MOTOR AND SPECIAL FUELS TAXES. THE ACT HAS AN IMMEDIATE EFFECTIVE DATE. THE ACT PROVIDES INSTRUCTIONS FOR ENROLLING IF THE ACT DOES NOT PASS BY THE NECESSARY VOTE TO HAVE AN IMMEDIATE EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS

S.B. 23

David L. Gladwell

THIS ACT MODIFIES PROVISIONS RELATING TO SPECIAL DISTRICTS AND LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES TO REWRITE AND STANDARDIZE ANNEXATION, WITHDRAWAL, AND

DISSOLUTION PROVISIONS FOR SPECIFIED SPECIAL DISTRICTS AND FOR LOCAL DISTRICTS. THE ACT REPEALS INCONSISTENT AND OBSOLETE PROVISIONS AND MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

**INDIVIDUAL INCOME TAX –
ADDITIONS TO FEDERAL TAXABLE INCOME**

S.B. 24

John L. Valentine

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT BY AMENDING AN ADDITION TO FEDERAL TAXABLE INCOME FOR CERTAIN LUMP SUM DISTRIBUTIONS, REQUIRING AN ADDITION TO FEDERAL TAXABLE INCOME FOR CERTAIN AMOUNTS OF A CHILD'S INCOME, AND MAKING TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2001, was read for the first time and referred to the Rules Committee.

ATHLETIC COMMISSION RESPONSIBILITIES

S.B. 25

Pete Suazo

THIS ACT MODIFIES THE UTAH PROFESSIONAL BOXING REGULATION ACT BY REPEALING THE CURRENT ACT AND REPLACING IT WITH THE UTAH ATHLETIC COMMISSION ACT. THE ACT REMOVES THE REGULATION OF BOXING AND UNARMED COMBAT FROM THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING AND CREATES AN INDEPENDENT UTAH ATHLETIC COMMISSION WITHIN THE DEPARTMENT OF COMMERCE. THE ACT PROVIDES FOR THE LICENSURE OF PROMOTERS, MANAGERS, SECONDS, CONTESTANTS, JUDGES, AND REFEREES. THE ACT GRANTS RULEMAKING AUTHORITY TO THE UTAH ATHLETIC COMMISSION TO GOVERN UNARMED COMBAT. THE ACT PROHIBITS ULTIMATE FIGHTING. THE ACT DEFINES UNLAWFUL AND UNPROFESSIONAL CONDUCT AND PROVIDES FOR PENALTIES. THE ACT AUTHORIZES THE HIRING OF A DIRECTOR OF THE UTAH ATHLETIC COMMISSION. THE ACT LEVIES FEES ON TICKET PROCEEDS AND BROADCAST REVENUES FROM CONTESTS. THE ACT PROVIDES FOR FUNDING OF AMATEUR BOXING WITHIN THE STATE, was read for the first time and referred to the Rules Committee.

MASTER ROAD AMENDMENTS**S.B. 26***Peter C. Knudson*

THIS ACT MODIFIES THE TRANSPORTATION CODE BY AMENDING CERTAIN STATE HIGHWAY ROUTES, was read for the first time and referred to the Rules Committee.

**SALES AND USE TAX EXEMPTION
FOR MINING ESTABLISHMENTS****S.B. 27***Howard A. Stephenson*

THIS ACT MODIFIES THE SALES AND USE TAX ACT BY PROVIDING A SALES AND USE TAX EXEMPTION FOR CERTAIN MACHINERY, EQUIPMENT, OR A PART FOR MACHINERY OR EQUIPMENT PURCHASED OR LEASED BY A MINING ESTABLISHMENT. THE ACT GRANTS RULEMAKING AUTHORITY TO THE STATE TAX COMMISSION, DEFINES TERMS, MAKES TECHNICAL CHANGES, AND REQUIRES AMOUNTS OF THE EXEMPTION TO BE REPORTED TO THE STATE TAX COMMISSION. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

**UTAH PERFORMANCE ASSESSMENT
FOR STUDENTS AMENDMENTS****S.B. 28***Howard A. Stephenson*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION TO ADDRESS ISSUES RELATED TO THE UTAH PERFORMANCE ASSESSMENT SYSTEM FOR STUDENTS (U-PASS). THE ACT EXPANDS THE CATEGORIES FOR DISAGGREGATING STUDENT PERFORMANCE DATA TO INCLUDE LIMITED ENGLISH PROFICIENCY. THE ACT REQUIRES EACH LOCAL SCHOOL BOARD TO PROVIDE ITS STAFF WITH A PROFESSIONAL DEVELOPMENT PROGRAM TO EFFECTIVELY IMPLEMENT AND MAINTAIN U-PASS AT THE SCHOOL AND CLASSROOM LEVELS. THE ACT REQUIRES ADDITIONAL DATA TO BE REPORTED ON THE ANNUAL SCHOOL PERFORMANCE REPORT ON ISSUES RELATED TO READING PROFICIENCY, STUDENT ABSENTEEISM, STAFF QUALIFICATIONS, AVERAGE DAILY ATTENDANCE, AND DISAGGREGATED ENROLLMENT TOTALS. THE ACT ALSO REQUIRES ELECTRONIC REPORTING OF ADDITIONAL DATA RELATED TO TEST

SCORES AND TRENDS, GRADE AVERAGES, VOLUNTEERISM, STUDENT DISCIPLINE, AND FEE WAIVERS. THIS ACT TAKES EFFECT JULY 1, 2001, EXCEPT THAT THE SCHOOL PERFORMANCE REPORT MODIFICATIONS TAKE EFFECT JULY 1, 2002, was read for the first time and referred to the Rules Committee.

FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK AMENDMENTS

S.B. 29

Ron Allen

THIS ACT MODIFIES THE FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK ACT BY CHANGING THE SUNSET DATE FROM JULY 1, 2001, TO JULY 1, 2011, was read for the first time and referred to the Rules Committee.

FILING EMPLOYEE TAX INFORMATION ELECTRONICALLY

S.B. 30

David H. Steele

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT TO REQUIRE EMPLOYERS WHO FILE FORM W-2 WITH THE INTERNAL REVENUE SERVICE IN AN ELECTRONIC FORMAT TO ALSO FILE FORM W-2 IN AN ELECTRONIC FORMAT WITH THE STATE TAX COMMISSION, was read for the first time and referred to the Rules Committee.

AREA HEALTH EDUCATION CENTER AMENDMENTS

S.B. 31

Peter C. Knudson

THIS ACT MODIFIES THE HEALTH CODE TO REMOVE THE DEPARTMENT OF HEALTH FROM THE RESPONSIBILITY OF ESTABLISHING AREA HEALTH EDUCATION CENTERS. THE ACT ESTABLISHES FIVE REGIONAL CENTERS AND MAKES TECHNICAL CHANGES. THE ACT APPROPRIATES \$1.3 MILLION FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02 TO THE UNIVERSITY OF UTAH HEALTH SCIENCE CENTER TO EXPAND THE AREA HEALTH EDUCATION CENTER PROGRAM, was read for the first time and referred to the Rules Committee.

**LEGISLATIVE PROCESS COMMITTEE –
DUTIES AND RESPONSIBILITIES**

S.B. 32

Leonard M. Blackham

THIS ACT MODIFIES SECTIONS GOVERNING THE LEGISLATIVE PROCESS COMMITTEE BY MODIFYING COMMITTEE MEMBERSHIP

AND DUTIES RELATING TO IN-DEPTH BUDGET REVIEWS, was read for the first time and referred to the Rules Committee.

**MENTAL HEALTH SERVICES FOR FOSTER
AND ADOPTED CHILDREN TASK FORCE**

S.B. 33

Gene Davis

THIS ACT CREATES THE MENTAL HEALTH SERVICES FOR FOSTER AND ADOPTED CHILDREN TASK FORCE. THE ACT SPECIFIES MEMBERSHIP, RESPONSIBILITIES, PROCEDURES, AND REPORTING DATES FOR THE TASK FORCE. THE ACT APPROPRIATES \$24,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-2001 TO FUND THE TASK FORCE, AND REPEALS THE TASK FORCE ON NOVEMBER 30, 2001, was read for the first time and referred to the Rules Committee.

PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS

S.B. 35

Michael G. Waddoups

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION TO ADDRESS ISSUES IN THE CAPITAL OUTLAY FOUNDATION PROGRAM. THE ACT DELETES PROVISIONS REGARDING AN EMERGENCY BUILDING NEEDS PROGRAM THAT TERMINATES ON JUNE 30, 2001. IT INCREASES THE STATE APPROPRIATION FOR THE CAPITAL OUTLAY FOUNDATION PROGRAM FROM \$28,358,000 TO \$38,358,000. THIS ACT TAKES EFFECT JULY 1, 2001, was read for the first time and referred to the Rules Committee.

INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS

S.B. 36

John L. Valentine

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT BY REPEALING OBSOLETE LANGUAGE, REQUIRING THE STATE TAX COMMISSION TO MAKE CERTAIN ADJUSTMENTS TO THE INDIVIDUAL INCOME TAX BRACKETS AND AMOUNTS OF TAX, AND MAKING TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2001, was read for the first time and referred to the Rules Committee.

HATE CRIMES AMENDMENTS

S.B. 37

Pete Suazo

THIS ACT MODIFIES THE CRIMINAL CODE TO REVISE THE PROCEDURES AND CRIMINAL PENALTIES FOR COMMISSION OF A

CRIME MOTIVATED BY ACTUAL BIAS OR PREJUDICE, was read for the first time and referred to the Rules Committee.

**HIGHWAY AUTHORITY
WINTER ROAD CLOSURE AUTHORITY**

S.B. 38

Parley Hellewell

THIS ACT MODIFIES THE TRANSPORTATION CODE BY AMENDING A HIGHWAY AUTHORITY'S ABILITY TO IMPOSE RESTRICTIONS ON THE USE OF HIGHWAYS, was read for the first time and referred to the Rules Committee.

PERMISSIVE USE OF COUNTY AND CITY MONEYS

S.B. 39

D. Chris Buttars

THIS ACT MODIFIES COUNTY AND CITY PROVISIONS RELATING TO THE APPROPRIATION OF COUNTY OR CITY FUNDS. THE ACT AUTHORIZES COUNTIES AND CITIES TO APPROPRIATE MONEY TO PRIVATE, NONPROFIT ENTITIES THAT PROVIDE SERVICES THAT BENEFIT COUNTY OR CITY RESIDENTS. THE ACT MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

PENALTY FOR USE OF DYED DIESEL

S.B. 40

Dan R. Eastman

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE TO PROVIDE CERTAIN PENALTIES FOR USING CERTAIN UNTAXED DIESEL FUEL, was read for the first time and referred to the Rules Committee.

UTAH COORDINATE SYSTEM AMENDMENTS

S.B. 41

Parley Hellewell

THIS ACT MODIFIES THE UTAH COORDINATE SYSTEM. THE ACT ADOPTS SPECIAL PUBLICATIONS TO MORE PRECISELY DEFINE THE UTAH COORDINATE SYSTEMS OF 1927 AND 1983. THE ACT MODIFIES THE REQUIREMENTS FOR ANY DOCUMENT IDENTIFYING OR USING A COORDINATE SYSTEM. THE ACT ESTABLISHES THAT, IN ADDITION TO THE UTAH COORDINATE SYSTEM OF 1983, ANY PERSON, CORPORATION, MUNICIPALITY, COUNTY, OR STATE AGENCY ESTABLISHING A NEW COORDINATE NETWORK MUST CONFORM TO

THE CURRENT FEDERAL COORDINATE UPDATE, was read for the first time and referred to the Rules Committee.

EQUITY IN PRESCRIPTION COVERAGE

S.B. 42

Paula F. Julander

THIS ACT MODIFIES THE INSURANCE CODE TO REQUIRE HEALTH INSURANCE POLICIES THAT COVER PRESCRIPTION DRUGS TO COVER FDA-APPROVED PRESCRIPTION CONTRACEPTIVE ARTICLES AND RELATED OUTPATIENT SERVICES. THIS ACT CREATES AN EXEMPTION FOR RELIGIOUS ORGANIZATIONS. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

MOBILE HOME PARK RESIDENCY

S.B. 43

Millie M. Peterson

THIS ACT MODIFIES THE MOBILE HOME PARK RESIDENCY ACT. THE ACT PROHIBITS A MOBILE PARK OWNER FROM RETALIATING AGAINST A RESIDENT AFTER THE RESIDENT HAS ORGANIZED OR BECOME A MEMBER OF A RESIDENTS' UNION, ASSOCIATION, OR SIMILAR ORGANIZATION, was read for the first time and referred to the Rules Committee.

FEES PAYABLE TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS

S.B. 44

Terry R. Spencer

THIS ACT MODIFIES THE FINANCIAL INSTITUTIONS CODE TO MODIFY THE FEE PAID BY CERTAIN FINANCIAL INSTITUTIONS AND TO MAKE TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

DRIVER LICENSE AMENDMENTS

S.B. 45

Millie M. Peterson

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY ELIMINATING DRIVER LICENSE EXTENSIONS FOR CERTAIN DRIVERS, was read for the first time and referred to the Rules Committee.

**DECEPTION DETECTION
EXAMINERS LICENSING ACT AMENDMENTS**

S.B. 46*John W. Hickman*

THIS ACT MODIFIES THE EXEMPTIONS FROM LICENSURE UNDER THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT TO INCLUDE AN EXEMPTION FOR PEACE OFFICERS OPERATING A VOICE STRESS ANALYZER WITHIN THE SCOPE OF THEIR EMPLOYMENT. THE ACT REQUIRES TRAINING OF THE OFFICER AND COMPLIANCE WITH STANDARDS AS PART OF THE EXEMPTION, was read for the first time and referred to the Rules Committee.

**BALLOT REQUIREMENTS ON
LEGISLATIVE AND INITIATIVE PROPOSALS**

S.B. 47*Millie M. Peterson*

THIS ACT MODIFIES BALLOT REQUIREMENTS FOR REGULAR GENERAL ELECTIONS AND MUNICIPAL GENERAL ELECTIONS. THIS ACT ESTABLISHES THE TITLE NAMING CONVENTIONS FOR BALLOT PROPOSITIONS SUBMITTED TO THE VOTERS AND MAKES TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

PASSENGER LIMITATIONS FOR YOUNG DRIVERS

S.B. 48*Karen Hale*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO PROVIDE PASSENGER LIMITATIONS FOR CERTAIN YOUNG DRIVERS. THIS ACT TAKES EFFECT JULY 1, 2001, was read for the first time and referred to the Rules Committee.

AVIATION FUEL TAX

S.B. 49*John L. Valentine*

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE BY AUTHORIZING A TAX REFUND OR CREDIT FOR A FEDERALLY CERTIFICATED AIR CARRIER WHO ANNUALLY PURCHASES MORE THAN 100,000,000 GALLONS OF AVIATION FUEL. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

PROPERTY EXEMPT FROM EXECUTION**S.B. 50***Carlene M. Walker*

THIS ACT MODIFIES THE JUDICIAL CODE TO INCLUDE ADDITIONAL BENEFITS AND CONTRACTS AS EXEMPT FROM JUDICIAL PROCESS. THE ACT MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

WATER RIGHT TRANSFER AMENDMENTS**S.B. 51***Leonard M. Blackham*

THIS ACT MODIFIES THE WATER AND IRRIGATION CODE TO ALLOW AN OWNER OF SHARES OF STOCK IN A MUTUAL WATER CORPORATION TO APPLY FOR A CHANGE IN THE POINT OF DIVERSION, PLACE OF USE, OR PURPOSE OF USE OF THE WATER REPRESENTED BY THE SHARES OF STOCK, was read for the first time and referred to the Rules Committee.

**COMMERCIAL DRIVERS LICENSE RAILROAD
AND HIGHWAY GRADE REQUIREMENTS****S.B. 52***David H. Steele*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY AMENDING CERTAIN AT GRADE RAILROAD-HIGHWAY CROSSING PROVISIONS AND ADDING RAILROAD-HIGHWAY VIOLATIONS AS GROUNDS FOR DISQUALIFYING A COMMERCIAL DRIVER LICENCE. THE ACT PROVIDES FOR RELATED CIVIL PENALTIES FOR EMPLOYERS, was read for the first time and referred to the Rules Committee.

TRUST DEED LAW AMENDMENTS**S.B. 53***Michael G. Waddoups*

THIS ACT MODIFIES PROVISIONS RELATED TO TRUST DEEDS. THE ACT ALTERS THE QUALIFICATIONS AND OUTLINES THE DUTIES FOR TRUSTEES OF TRUST DEEDS. THE ACT MODIFIES PROVISIONS RELATING TO SUCCESSOR TRUSTEES. THE ACT ALTERS THE TRUSTEE'S REQUIREMENTS WHEN FILING A NOTICE OF DEFAULT. THE ACT ALTERS PROVISIONS RELATING TO THE TRUSTEE'S SALE OF TRUST PROPERTY AND THE PROCEEDS OF THE SALE. THE ACT MODIFIES THE REQUIREMENTS FOR THE SALE OF TRUST PROPERTY

BY PUBLIC AUCTION. THE ACT AMENDS THE REQUIREMENTS FOR THE TRUSTEE'S COURSE OF ACTION ONCE A DEFAULT UNDER A TRUST DEED IS CURED. THE ACT DESIGNATES THE DETERMINATIVE VALUE FOR TRUST PROPERTY. THE ACT ESTABLISHES THE EFFECT OF AN ERRONEOUSLY RECORDED RECONVEYANCE OF A TRUST DEED. THE ACT ALSO MAKES TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

EDUCATION ROUNDTABLE

S.B. 54

D. Chris Buttars

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY CREATING AN EDUCATION ROUNDTABLE TO ASSIST AND ADVISE THE LEGISLATURE, THE GOVERNOR, AND THE STATE BOARD OF EDUCATION ON MATTERS RELATED TO ENSURING, MAINTAINING, AND FUNDING HIGH QUALITY EDUCATION PROGRAMS IN THE STATE'S PUBLIC SCHOOLS. THE ACT TAKES EFFECT JULY 1, 2001, was read for the first time and referred to the Rules Committee.

VETERANS MEMORIALS ERECTED AND MAINTAINED BY COUNTIES

S.B. 90

Gene Davis

THIS ACT MODIFIES PROVISIONS RELATING TO VETERANS MEMORIALS ALLOWING COUNTIES TO USE PUBLIC FUNDS TO DECORATE VETERAN GRAVES AND MEMORIALS, was read for the first time and referred to the Rules Committee.

CHILD FIREARM ACCESS PREVENTION AMENDMENTS

S.B. 91

Paula F. Julander

THIS ACT MODIFIES THE UTAH CRIMINAL CODE. THE ACT CREATES A CRIME FOR NEGLIGENT STORAGE OF A FIREARM WITH EXCEPTIONS TO THIS CRIME. THE ACT REQUIRES A LICENSED FIREARM DEALER TO PROVIDE WRITTEN WARNING OF POSSIBLE PROSECUTION AND CIVIL SUIT FOR NEGLIGENT STORAGE OF A FIREARM AND PROVIDES A CRIMINAL PENALTY TO DEALERS WHO VIOLATE THIS REQUIREMENT. THE ACT CREATES A CIVIL CAUSE OF ACTION FOR NEGLIGENT STORAGE OF A FIREARM. THE ACT DEFINES TERMS. THE ACT PROVIDES DISCRETION FOR A PROSECUTOR AND

AN ARRESTING OFFICER. THE ACT ESTABLISHES A DAMAGE CAP AND PROVIDES A STATUTE OF LIMITATION, was read for the first time and referred to the Rules Committee.

PUBLIC SAFETY RETIREMENT AMENDMENTS

S.B. 92

Mike Dmitrich

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT TO INCREASE THE COST-OF-LIVING ALLOWANCE FOR MEMBERS OF THE PUBLIC SAFETY RETIREMENT SYSTEMS. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

REGULATING GIFTS TO LEGISLATORS FROM LOBBYISTS

S.B. 93

Millie M. Peterson

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE ACT BY PROHIBITING GIFTS TO LEGISLATORS DURING LEGISLATIVE SESSIONS. THE ACT DEFINES "GIFT" AND "LEGISLATIVE SESSION", was read for the first time and referred to the Rules Committee.

DRIVER LICENSE REPORTING

S.B. 94

Millie M. Peterson

THIS ACT MODIFIES THE PUBLIC SAFETY CODE RELATING TO THE REPORTING PROCESS FOR IMPAIRED DRIVERS. THIS ACT PROVIDES ANONYMITY FOR REPORTS AND PROVIDES CRIMINAL PENALTIES FOR FALSE REPORTS, was read for the first time and referred to the Rules Committee.

WORKERS' COMPENSATION ADVISORY COUNCIL AMENDMENTS

S.B. 95

Ed P. Mayne

THIS ACT MODIFIES THE LABOR CODE TO PERMIT A DESIGNEE OF THE INSURANCE COMMISSIONER TO SERVE ON THE WORKERS' COMPENSATION ADVISORY COUNCIL INSTEAD OF THE INSURANCE COMMISSIONER AND TO MAKE TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

COMMERCIAL DRIVERS LICENSE MEDICAL WAIVERS

S.B. 96

Ed P. Mayne

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY AMENDING PROVISIONS RELATED TO PERSON APPLYING FOR A MEDICAL

WAIVER RELATED TO AN INTRASTATE COMMERCIAL DRIVING PRIVILEGE, was read for the first time and referred to the Rules Committee.

SPECIAL NEEDS ADOPTION SERVICES

S.B. 97

Lyle W. Hillyard

THIS ACT MODIFIES THE HUMAN SERVICES CODE TO PROVIDE A DESCRIPTION OF THE TYPES OF SPECIAL NEEDS ADOPTION SERVICES AVAILABLE TO ADOPTIVE PARENTS AND THE ELIGIBILITY FOR THOSE SERVICES. THE ACT AMENDS THE DESCRIPTION OF DUTIES FOR THE DIVISION OF CHILD AND FAMILY SERVICES REGARDING FINANCIAL SUPPORT FOR ADOPTIONS. THE ACT MAKES TECHNICAL CHANGES TO ADOPTION ASSISTANCE AGREEMENTS UNDER INTERSTATE COMPACTS, was read for the first time and referred to the Rules Committee.

LOCATING TELECOMMUNICATIONS FACILITIES

S.B. 98

Ron Allen

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND PROVISIONS RELATING TO COUNTIES TO EXPAND EXCEPTIONS TO THE DEFINITION OF SUBDIVISION FOR CERTAIN UNMANNED TELECOMMUNICATIONS AND SIMILAR FACILITIES, was read for the first time and referred to the Rules Committee.

REVISOR'S STATUTE

S.B. 99

Michael G. Waddoups

THIS ACT MODIFIES PARTS OF THE UTAH CODE TO MAKE TECHNICAL CORRECTIONS INCLUDING WORDING, CROSS REFERENCES, NUMBERING CHANGES, AND REPEALING THE UTAH SESQUICENTENNIAL COORDINATING COUNCIL, was read for the first time and referred to the Rules Committee.

INSURANCE LAW AMENDMENTS

S.B. 100

L. Steven Poulton

THIS ACT MODIFIES THE INSURANCE CODE AND RELATED PROVISIONS BY ADDRESSING ISSUES RELATED TO THE INSURANCE BUSINESS IN GENERAL, HEALTH INSURANCE, LIFE INSURANCE, AND

PROPERTY INSURANCE. THE ACT STANDARDIZES DEFINITION OF TERMS AND MAKES OTHER TECHNICAL CHANGES. THE ACT CHANGES TERMINOLOGY FROM “DISABILITY INSURANCE” TO “ACCIDENT AND HEALTH INSURANCE.” THE ACT DEFINES THE SCOPE AND APPLICABILITY OF CERTAIN PROVISIONS INCLUDED IN THIS ACT. THE ACT IMPOSES CERTAIN REQUIREMENTS ON HEALTH ORGANIZATIONS THAT ARE IMPOSED ON INSURERS. THE ACT ADDRESSES THE CONDITIONS GOVERNING THE ISSUANCE AND RENEWAL OF CERTIFICATES OF AUTHORITY, INCLUDING ALLOWING THE COMMISSIONER TO ENTER INTO INTERSTATE COMPACTS. THE ACT ADDRESSES THE FORM OF AND INFORMATION REQUIRED IN STATEMENTS FILED WITH THE DEPARTMENT INCLUDING PERMITTING THE DEPARTMENT TO ACCEPT DOCUMENTS COMPLYING WITH NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS REQUIREMENTS INSTEAD OF STATUTORY REQUIREMENTS. THE ACT ADDRESSES THE REQUIREMENTS OF MINIMUM CAPITAL AND PERMANENT SURPLUS AS WELL AS THE AMOUNT OF THE DEPOSIT EACH AUTHORIZED ORGANIZATION SHALL MAINTAIN WITH THE COMMISSIONER. THE ACT ADDRESSES ISSUES RELATED TO FORMATION, CANCELLATION, AND REQUIRED PROVISIONS OF INSURANCE CONTRACTS. THE ACT REDEFINES THE QUALIFIED ASSETS THAT MAY BE USED IN DETERMINING THE FINANCIAL CONDITION OF AN INSURER. THE ACT CHANGES THE REQUIREMENTS FOR TITLE INSURANCE RESERVES. THE ACT REQUIRES THAT ALL DOCUMENTS AND AGREEMENTS THAT CONSTITUTE A LIFE INSURANCE POLICY SHALL BE DEFINED AND ATTACHED TO THE POLICY. THE ACT CREATES NOTIFICATION REQUIREMENTS FOR TERMINATION OF A GROUP OR BLANKET LIFE INSURANCE POLICY. THE ACT MODIFIES THE RESPONSIBILITIES OF THE HEALTH BENEFIT PLAN COMMITTEE. THE ACT EXPANDS THE COMMISSIONER’S RULEMAKING RESPONSIBILITIES FOR MEDICARE SUPPLEMENTAL POLICIES. THE ACT REQUIRES A POLICY SUMMARY OR ILLUSTRATION TO BE DELIVERED WITH A LIFE INSURANCE POLICY. THE ACT REQUIRES, IN CERTAIN CIRCUMSTANCES, MONTHLY REPORTS ON AN ACCIDENT AND HEALTH RIDER OR SUPPLEMENTAL BENEFIT. THE ACT ADDRESSES MATERNITY BENEFITS REQUIRED IN A CONVERSION POLICY. THE ACT CHANGES THE REQUIREMENTS AND RESTRICTIONS ON LONG-TERM CARE INSURANCE POLICIES. THE ACT MODIFIES THE LICENSING, CONTINUING EDUCATION, AND EXAMINATION REQUIREMENTS FOR AGENTS, BROKERS, CONSULTANTS, THIRD PARTY ADMINISTRATORS,

AND INDEPENDENT OR PUBLIC ADJUSTERS. THE ACT ALSO ADDRESSES THE TERMINATION OF LICENSES FOR AGENTS, BROKERS, CONSULTANTS, THIRD PARTY ADMINISTRATORS, AND INDEPENDENT OR PUBLIC ADJUSTERS. THE ACT EXPANDS THE LIST OF ACTIVITIES THAT QUALIFY AS UNFAIR MARKETING PRACTICES. THE ACT ADDRESSES THE HANDLING OF ESCROW FUNDS BY TITLE INSURANCE AGENTS. THE ACT REQUIRES TITLE INSURANCE AGENTS TO MAKE DISCLOSURES TO LOAN APPLICANTS PURCHASING TITLE INSURANCE. THE ACT REQUIRES A FINANCIAL INSTITUTION TO MAINTAIN CUSTOMER PRIVACY BY ENSURING CONFIDENTIALITY OF INSURANCE INFORMATION. THE ACT ADDRESSES SHARING COMMISSIONS FOR REFERRALS OF POTENTIAL CUSTOMERS. THE ACT ADDRESSES CONTINUANCE OF COVERAGE BY HEALTH MAINTENANCE ORGANIZATIONS, was read for the first time and referred to the Rules Committee.

UNLAWFUL USE OF LASER POINTERS

S.B. 101

D. Edgar Allen

THIS ACT MODIFIES THE CRIMINAL CODE TO CREATE THE OFFENSE OF UNLAWFUL USE OF A LASER POINTER. THE ACT PROVIDES DEFINITIONS AND PENALTIES, was read for the first time and referred to the Rules Committee.

MIDDLE SCHOOLS EXIT REQUIREMENTS

S.B. 102

David L. Gladwell

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REMOVING THE EXCEPTION THAT WOULD ALLOW STUDENTS TO ADVANCE TO HIGH SCHOOL WITHOUT MEETING REQUIRED COMPETENCY LEVELS IN ENGLISH, MATHEMATICS, SCIENCE, OR SOCIAL STUDIES, was read for the first time and referred to the Rules Committee.

ATTEMPTED MURDER AMENDMENTS

S.B. 103

David L. Gladwell

THIS ACT MODIFIES THE CRIMINAL CODE TO PROVIDE THAT THE OFFENSE OF ATTEMPTING TO COMMIT CERTAIN LISTED FIRST DEGREE FELONIES IS ALSO A FIRST DEGREE FELONY, AND THAT THE INDETERMINATE TERM FOR THESE ATTEMPTED FIRST DEGREE

FELONIES IS NOT LESS THAN THREE YEARS, BUT MAY BE FOR LIFE, was read for the first time and referred to the Rules Committee.

MENTAL HEALTH PRACTICE AMENDMENTS

S.B. 104

Karen Hale

THIS ACT MODIFIES THE MARRIAGE AND FAMILY THERAPIST LICENSING ACT AND THE JUDICIAL CODE. THIS ACT REDUCES THE AMOUNT OF CLINICAL EXPERIENCE REQUIRED TO QUALIFY AS A MARRIAGE AND FAMILY THERAPIST SUPERVISOR. THIS ACT ADDS PROFESSIONAL COUNSELORS TO THE LIST OF THERAPISTS WHO HAVE A LIMITED DUTY TO WARN OR TAKE PRECAUTIONS TO PROVIDE PROTECTION FROM VIOLENT BEHAVIOR OF A CLIENT, was read for the first time and referred to the Rules Committee.

STATE SETTLEMENT AGREEMENTS AMENDMENTS

S.B. 105

Peter C. Knudson

THIS ACT MODIFIES THE UTAH CODE BY CHANGING THE REQUIREMENTS FOR SETTLEMENT AGREEMENTS INVOLVING THE UTAH DEPARTMENT OF TRANSPORTATION, was read for the first time and referred to the Rules Committee.

JOINT RULES RESOLUTION – MINI APPROPRIATIONS PROCESS

S.J.R. 1

Leonard M. Blackham

A JOINT RESOLUTION OF THE LEGISLATURE THIS JOINT RESOLUTION OF THE LEGISLATURE REVISES JOINT RULES BY MODIFYING THE PROCESS FOR ADDRESSING CERTAIN APPROPRIATION REQUESTS, BY REVISING APPROPRIATION SUBCOMMITTEE RESPONSIBILITIES, AND BY MAKING TECHNICAL CORRECTIONS. THIS RESOLUTION TAKES EFFECT UPON APPROVAL, was read for the first time and referred to the Rules Committee.

JOINT RULES RESOLUTION – IN-DEPTH BUDGET REVIEW SELECTION

S.J.R. 2

Leonard M. Blackham

A JOINT RESOLUTION OF THE LEGISLATURE THIS JOINT RESOLUTION OF THE LEGISLATURE REVISES JOINT RULES BY

ESTABLISHING CERTAIN RESPONSIBILITIES FOR THE EXECUTIVE APPROPRIATIONS COMMITTEE AND APPROPRIATION SUBCOMMITTEES RELATING TO IN-DEPTH BUDGET REVIEWS. THIS RESOLUTION TAKES EFFECT UPON APPROVAL, was read for the first time and referred to the Rules Committee.

**JOINT RESOLUTION AMENDING
REVENUE AND TAXATION ARTICLE – EXEMPTIONS**

S.J.R. 3

Michael G. Waddoups

A JOINT RESOLUTION OF THE LEGISLATURE THIS JOINT RESOLUTION AMENDS THE UTAH CONSTITUTION TO ALLOW THE LEGISLATURE TO PROVIDE FOR A PROPERTY TAX ON PROPERTY OWNED BY COUNTIES, CITIES, TOWNS, SPECIAL DISTRICTS, AND OTHER POLITICAL SUBDIVISIONS. THE JOINT RESOLUTION DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSED AMENDMENT TO THE VOTERS AND PROVIDES FOR AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

**JOINT RULES RESOLUTION –
REVISIONS TO APPROPRIATIONS SUBCOMMITTEES**

S.J.R. 4

Michael G. Waddoups

A JOINT RESOLUTION OF THE LEGISLATURE THIS RESOLUTION MODIFIES JOINT LEGISLATIVE RULES BY RENAMING APPROPRIATION SUBCOMMITTEES TO ACCURATELY REFLECT THEIR JURISDICTION. THIS RESOLUTION TAKES EFFECT UPON PASSAGE BY BOTH THE HOUSE AND SENATE, was read for the first time and referred to the Rules Committee.

**SENATE RESOLUTION AMENDING
PROVISIONS RELATING TO LONG TITLE**

S.R. 1

Michael G. Waddoups

A RESOLUTION OF THE SENATE THIS SENATE RESOLUTION MODIFIES SENATE RULES RELATING TO LONG TITLES. THIS RESOLUTION GIVES THE SECRETARY OF THE SENATE LIMITED POWERS TO CONFORM LONG TITLES TO REFLECT CHANGES MADE BY SUBSTITUTE OR AMENDMENT AND MAKES A TECHNICAL CHANGE IN READING REQUIREMENTS TO CONFORM WITH THE UTAH CONSTITUTION AND WITH CURRENT PRACTICE, was read for the first time and referred to the Rules Committee.

On motion of Senator Valentine, the Senate sauntered.

The Senate was called to order at 11:35 a.m., with President Mansell presiding.

On motion of Senator Poulton, the Senate resolved into a Committee of the Whole for a presentation recognizing Martin Luther King Jr. Day. The King Commission was introduced by Dr. Phyllis Carruth. She spoke to the Committee of the Whole and introduced former State Senator Terry Williams who also addressed the Committee of the Whole.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 15, 2001

The Rules Committee recommends the assignment of the following Senate Bills to standing committees:

Business, Labor & Economic Development

S.B. 20 Reporting Requirements for Science Center Authority
(P. Hellewell)

S.B. 25 Athletic Commission Responsibilities (P. Suazo)

Education

S.B. 7 State Textbook Commission Amendments (D. Steele)

S.B. 16 Teacher Quality Amendments (D. Steele)

S.B. 28 Utah Performance Assessment for Students Amendments
(H. Stephenson)

S.B. 35 Public Education Capital Outlay Act Amendments
(M. Waddoups)

Health & Environment

S.B. 31 Area Health Education Center Amendments (P. Knudson)

S.B. 33 Mental Health Services for Foster and Adopted Children
Task Force (G. Davis)

Human Services

S.B. 29 Families, Agencies, and Communities Together for
Children and Youth At Risk Amendments (R. Allen)

Judiciary

S.B. 4 Prohibition of Intimacy with Person in Custody
(P. Julander)

S.B. 37 Hate Crimes Amendments (P. Suazo)

Revenue & Taxation

S.B. 8 Reauthorization of Utah Steam Coal Tax Credit
(M. Dmitrich)

S.B. 22 Navajo Nation – Motor and Special Fuel Taxes
(M. Dmitrich)

- S.B. 24** Individual Income Tax – Additions to Federal Taxable Income (J. Valentine)
S.B. 30 Filing Employee Tax Information Electronically (D. Steele)
S.B. 36 Individual Income Tax – Bracket Adjustments (J. Valentine)

State & Local Affairs

- S.B. 23** Special District and Local District Amendments (D. Gladwell)
S.B. 32 Legislative Process Committee – Duties and Responsibilities (L. Blackham)
S.B. 39 Permissive Use of County and City Moneys (D. C. Buttars)

Transportation & Public Safety

- S.B. 11** Electronic Government Services Amendments – Drivers License (D. Steele)
S.B. 12 Traffic Management Committee Amendments (P. Knudson)
S.B. 17 Highway Construction Bid Limit (P. Knudson)
S.B. 26 Master Road Amendments (P. Knudson)
S.B. 38 Highway Authority Winter Road Closure Authority (P. Hellewell)
S.B. 40 Penalty for Use of Dyed Diesel (D. Eastman)
Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

To the Members of the Senate:

January 15 , 2001

The Rules Committee recommends the assignment of the following Senate Bills and Resolutions to the Second Reading Calendar:

- S.B. 5** Disaster Relief Appropriation Repeal (T. Spencer)
S.B. 6 Repeal of 1933 Utah Code Revision Statues (M. Peterson)
S.B. 9 Repeal of Authorization of Construction of Certain Facilities Completed (B. Evans)
S.B. 10 Sunset Reauthorizations (M. Peterson)
S.B. 13 Repeal of Attorneys and Counselors Provisions (T. Spencer)
S.B. 14 Accounts of Political Subdivisions (T. Spencer)
S.B. 15 Repeal of Commissioners of Deeds Provisions (B. Evans)

- S.B. 18** Repeal of Definition of Law (T. Spencer)
- S.J.R. 1** Joint Rules Resolution – Mini Appropriations (L. Blackham)
- S.J.R. 2** Joint Rules Resolution – In–depth Budget Review Selection (L. Blackham)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

On motion of Senator Poulton, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:35 p.m., with President Mansell presiding.

Senator David H. Steele demonstrated on the basics of using the legislature’s bill browser software.

President Mansell introduced media representatives.

SECOND READING CALENDAR

On motion of Senator Spencer, under suspension of the rules, **S.B. 5, DISASTER RELIEF APPROPRIATION REPEAL**, was read the second and third times. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 5 was transmitted to the House.

* * *

On motion of Senator Peterson, under suspension of the rules, **S.B. 6**, REPEAL OF 1933 UTAH CODE REVISION STATUES, was read the second and third times. Senator Peterson explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 6 was transmitted to the House.

* * *

On motion of Senator Evans, under suspension of the rules, **S.B. 9**, REPEAL OF AUTHORIZATION OF CONSTRUCTION OF CERTAIN FACILITIES COMPLETED, was read the second and third times. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 9 was transmitted to the House.

* * *

On motion of Senator Peterson, under suspension of the rules, **S.B. 10**, SUNSET REAUTHORIZATIONS, was read the second and third times. Senator Peterson explained the bill. Senators Hillyard and Waddoups commented.

On motion of Senator Waddoups, the bill was amended as follows:

- 1. Page 3, Line 70:
Delete "2006" and insert "2011"

The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 10 was transmitted to the House.

* * *

On motion of Senator Spencer, under suspension of the rules, **S.B. 13**, REPEAL OF ATTORNEYS AND COUNSELORS PROVISIONS, was read the second and third times. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell

Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 13 was transmitted to the House.

* * *

On motion of Senator Spencer, under suspension of the rules, **S.B. 14** , ACCOUNTS OF POLITICAL SUBDIVISIONS, was read the second and third times. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 14 was transmitted to the House.

* * *

On motion of Senator Evans, under suspension of the rules, **S.B. 15**, REPEAL OF COMMISSIONERS OF DEEDS PROVISIONS, was read the second and third times. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 15 was transmitted to the House.

* * *

On motion of Senator Spencer, under suspension of the rules, **S.B. 18**, REPEAL OF DEFINITION OF LAW, was read the second and third times. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Steele

S.B. 18 was transmitted to the House.

* * *

S.J.R. 1, JOINT RULES RESOLUTION – MINI APPROPRIATIONS PROCESS, was read the second time. Senator Blackham explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 4, Line 98:
 After “request to” insert “: (i) the House chair of the Executive Appropriations Committee, if the sponsor is a House member; or (ii) the Senate chair of the Executive Appropriations Committee if the”

sponsor is a senator.

(d) The House or Senate chair of the Executive Appropriations Committee shall refer the request to”

Senators Davis, Peterson, Hillyard, and Valentine commented. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Steele

* * *

On motion of Senator Blackham, under suspension of the rules, **S.J.R. 2, JOINT RULES RESOLUTION – IN-DEPTH BUDGET REVIEW SELECTION**, was read the second and third times. Senator Blackham explained the bill. Senators Gladwell, Peterson, and Davis commented. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators
Hillyard Stephenson

Absent or not voting was: Senator
Steele

S.J.R. 2 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

January 15, 2001

The House passed **H.B. 4**, REPEAL OF PUBLIC WORKS PROGRAMS, by Representative N. Hansen, et al, and it is transmitted for consideration; and

The House passed **H.B. 5**, SERIOUS HABITUAL OFFENDER COMPREHENSIVE ACTION PROGRAM AMENDMENT, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 9**, REPEAL OF OBSOLETE BONDING AUTHORIZATIONS AND RELATED PROVISIONS, by Representative L. Pace, et al, and it is transmitted for consideration; and

The House passed **H.B. 10**, STATE INSTITUTIONS PROVISIONS REPEAL, by Representative M. Styler, et al, and it is transmitted for consideration; and

The House passed **H.B. 11**, STATE LOAN COMMISSIONERS AND LOAN AUTHORIZATION REPEAL, by Representative B. Holladay, et al, and it is transmitted for consideration; and

The House passed **H.B. 16**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ENVIRONMENTAL QUALITY, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 17**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – NATURAL RESOURCES, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 19**, FEES RECODIFICATION, by Representative N. Hansen, et al, and it is transmitted for consideration; and

The House passed **H.B. 20**, STATE SYMBOL RECODIFICATION, by Representative L. Pace, et al, and it is transmitted for consideration; and

The House passed **H.B. 21**, MAILING REQUIREMENTS TO STATE AND POLITICAL SUBDIVISIONS, by Representative R. Barrus, et al, and it is transmitted for consideration; and

The House passed **H.B. 23**, REPEAL OF BEDDING, UPHOLSTERED FURNITURE, QUILTED CLOTHING ADVISORY COMMITTEE, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed **H.B. 24**, REPEAL OF DAIRY ADVISORY BOARD, by Representative M. Styler, et al, and it is transmitted for consideration; and

The House passed **H.B. 27**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ADMINISTRATIVE RULES AND PROCEDURES, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 29**, ELECTION LAW – TECHNICAL AMENDMENTS, by Representative B. Holladay, et al, and it is transmitted for consideration; and

The House passed **H.J.R. 1**, JOINT RULES RESOLUTION – AMENDMENTS TO PROCESSES, by Representative C. Bennion, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 4, H.B. 5, H.B. 9, H.B. 10, H.B. 11, H.B. 16, H.B. 17, H.B. 19, H.B. 20, H.B. 21, H.B. 23, H.B. 24, H.B. 27, H.B. 29, and H.J.R. 1** were read the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS

INDIVIDUAL INCOME TAX RELIEF FOR LOW-INCOME INDIVIDUALS AND RELATED STATE TAX COMMISSION AMENDMENTS

S.B. 34

Lyle W. Hillyard

THIS ACT MODIFIES THE INDIVIDUAL INCOME TAX ACT BY ESTABLISHING AN INCOME LEVEL BELOW WHICH A TAXPAYER IS NOT SUBJECT TO STATE INDIVIDUAL INCOME TAXES. THE ACT AMENDS THE AUTHORITY OF THE STATE TAX COMMISSION TO PRESCRIBE TAX TABLES. THIS ACT DEFINES TERMS, REPEALS OBSOLETE LANGUAGE, AND MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2002, was read the first time and referred to the Rules Committee.

MUNICIPAL BOND SECURED TRANSACTIONS

S.B. 106

Lyle W. Hillyard

THIS ACT MODIFIES THE UTAH MUNICIPAL BOND ACT BY ESTABLISHING A METHOD FOR CREATING AND PERFECTING SECURITY INTERESTS FOR GOVERNMENTAL OBLIGATIONS, was read the first time and referred to the Rules Committee.

PURPOSES OF TRANSIENT ROOM TAX

S.B. 107

Leonard Blackham

THIS ACT MODIFIES PROVISIONS RELATING TO THE PURPOSES OF THE COUNTY TRANSIENT ROOM TAX TO EXPAND THE COUNTIES THAT MAY USE TRANSIENT ROOM TAX TO MITIGATE THE IMPACTS OF RECREATION, TOURISM, OR CONVENTIONS, was read the first time and referred to the Rules Committee.

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On motion of Senator Poulton and at 4:12 p.m., the Senate adjourned until 10:00 a.m., Tuesday, January 16, 2001.

SECOND DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present except Senators Evans and Spencer, excused.

Prayer –Lane Beattie, State Olympic Officer and former President of the Senate

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

INTRODUCTION OF BILLS

LICENSURE OF MOTOR VEHICLES

S.B. 108

Ed P. Mayne

AN ACT RELATING TO THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY REQUIRING APPLICANTS FOR NEW VEHICLE REGISTRATION OR A TEMPORARY PERMIT TO SHOW A VALID DRIVER LICENSE, was read for the first time and referred to the Rules Committee.

UTAH ANATOMICAL GIFT ACT AMENDMENTS

S.B. 109

Karen Hale

AN ACT RELATING TO THIS ACT MODIFIES THE UNIFORM ANATOMICAL GIFT ACT AND THE UNIFORM DRIVER LICENSE ACT. THIS ACT MODIFIES THE UNIFORM ANATOMICAL GIFT ACT TO COMPLY WITH FEDERAL LAW. THE ACT REQUIRES A HOSPITAL TO NOTIFY AN ORGAN PROCUREMENT ORGANIZATION OF THE IMMINENT OR ACTUAL DEATH OF A PATIENT. THE ACT REQUIRES A HOSPITAL TO COLLABORATE WITH THE ORGAN PROCUREMENT ORGANIZATION OR DESIGNATE TRAINED INDIVIDUALS TO ENSURE THAT SPECIFIED PERSONS ARE INFORMED ABOUT ANATOMICAL GIFT OPTIONS. THIS ACT DELETES THE REQUIREMENT TO OBTAIN SIGNATURES FROM THOSE SPECIFIED PERSONS AND ENTER INFORMATION ON THE UTAH ANATOMICAL CONSENT FORM. THIS ACT AUTHORIZES THE DRIVER LICENSE DIVISION TO RELEASE TO AN ORGAN PROCUREMENT ORGANIZATION THE NAMES AND

ADDRESSES OF PERSONS WHO INDICATE ON THEIR LICENSES THAT THEY INTEND TO MAKE AN ANATOMICAL GIFT. THIS ACT SETS FORTH THE MANNER OF COLLECTING AND RELEASING ANATOMICAL GIFT INFORMATION AND SETS LIMITS ON ITS USE. THIS ACT AMENDS DEFINITIONS, MAKES TECHNICAL CHANGES, AND PROVIDES AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.J.R. 1, JOINT RULES RESOLUTION – MINI APPROPRIATIONS PROCESS, was read the third time, explained by Senator Blackham. Senator Steele commented and the bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Spencer

S.J.R. 1 was transmitted to the House.

* * *

On motion of Senator Poulton, and at 10:25 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 16, 2001

The House passed **H.B. 18**, INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION, by Representative G. Cox, and it is transmitted for consideration; and

The House passed **H.B. 32**, UNAUTHORIZED CHARGES ON UTILITIES – CRAMMING AMENDMENTS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 33**, CLARIFICATION OF TIME LIMITS FOR REUNIFICATION SERVICES, by Representative M. Throckmorton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 18, H.B. 32, and H.B. 33** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 16, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

- S.B. 44** Fees Payable to the Commissioner of Financial Institutions (T. Spencer)
- S.B. 46** Deception Detection Examiners Licensing Act Amendments (J. Hickman)
- S.B. 95** Workers' Compensation Advisory Council Amendments (E. Mayne)
- S.B. 96** Commercial Drivers License Medical Waivers (E. Mayne)

Energy, Natural Resources & Agriculture

- S.B. 90** Veterans Memorials Erected and Maintained by Counties (G. Davis)
- S.B. 98** Locating Telecommunications Facilities (R. Allen)
- H.B. 16** Electronic Government Services Amendments – Environmental Quality (R. Siddoway)
- H.B. 17** Electronic Government Services Amendments – Natural Resources (R. Siddoway)

Human Services

- S.B. 97** Special Needs Adoption Services (L. Hillyard)

Revenue & Taxation

- S.B. 27** Sales and Use Tax Exemption for Mining Establishments (H. Stephenson)

S.J.R. 3 Joint Resolution Amending Revenue and Taxation Article
– Exemptions (M. Waddoups)

State & Local Affairs

S.B. 21 Information Technology Commission Amendments
(D. Steele)
S.B. 41 Utah Coordinate System Amendments (P. Hellewell)
H.B. 20 State Symbol Recodification (L. Pace)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

Mr. President:

January 16, 2001

The Rules Committee recommends assignment of the following bills and resolutions to the Second Reading Calendar:

S.J.R. 4 Joint Rules Resolution – Revisions to Appropriations
Subcommittees (M. Waddoups)
S.R. 1 Senate Resolution Amending Provisions Relating to Long
Title (M. Waddoups)
H.B. 4 Repeal of Public Works Programs (N. Hansen)
H.B. 9 Repeal of Obsolete Bonding Authorizations and Related
Provisions (L. Pace)
H.B. 10 State Institutions Provisions Repeal (M. Styler)
H.B. 11 State Loan Commissioners and Loan Authorization
Repeal (B. Holladay)
H.B. 23 Repeal of Bedding, Upholstered Furniture, Quilted
Clothing Advisory Committee (N. Hendrickson)
H.B. 24 Repeal of Dairy Advisory Board (M. Styler)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

INTRODUCTION OF BILLS

NONPARTISAN ELECTION COMMISSION

S.B. 55

D. Edgar Allen

THIS ACT MODIFIES THE ELECTIONS CODE CREATING A STATE ELECTIONS COMMISSION. THIS ACT DEFINES THE STATE ELECTIONS COMMISSION'S MEMBERSHIP, POWERS, DUTIES; AND MAKES TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

DRIVING UNDER THE INFLUENCE PENALTY AMENDMENTS

S.B. 56

Karen Hale

THIS ACT MODIFIES THE MOTOR VEHICLES CODE BY EXPANDING THE FELONY DRIVING WHILE INTOXICATED VIOLATIONS, was read for the first time and referred to the Rules Committee.

* * *

Senator David Steele demonstrated aspects of the legislature's bill browser system.

* * *

On motion of Senator John Valentine, Chief Justice Richard Howe spoke in Committee of the Whole. President Mansell commented.

On motion of Senator Valentine, the Committee of the Whole was dissolved.

* * *

On motion of Senator Valentine and at 3:00 p.m., the Senate adjourned until 10:00 a.m., January 17, 2001.

EVENING SESSION

JOINT CONVENTION

President Al Mansell called the Joint Convention to order at 6:30 p.m. in the Chamber of the Utah House of Representatives.

A quorum of both houses was present.

President Mansell appointed a Joint Committee comprised of Senators Steven Poulton, John Valentine, and Mike Dmitrich, and Representatives Kevin S. Garn, David Ure, and Ralph Becker to notify Governor Michael O. Leavitt that the 2001 General Session of the Fifty–Fourth Legislature is in Joint Convention and ready to hear his State of the State address.

President Mansell introduced elected and appointed officials that were in attendance at the Joint Convention.

On motion of Senator L. Steven Poulton, the Joint Convention resolved itself into a Committee of the Whole for the purpose of hearing Governor Michael O. Leavitt’s State of the State address.

The Joint Committee escorted Governor Leavitt to the House rostrum.

**STATE OF THE STATE ADDRESS
BY GOVERNOR MICHAEL O. LEAVITT**

**Utah in the Age of Opportunity:
Transitioning to a New Economy**

Good evening President Mansell, Speaker Stephens, members of the Legislature, Chief Justice Howe, Lieutenant Governor Walker and my fellow Utahns.

Utah is strong, optimistic and full of the kind of challenges that create opportunity.

But first off this evening, there is someone I want you to meet. If as legislators, you ever wonder about the difference you make, meet Preston White. Preston is 11 months old. He and his family live in Nephi. They are sitting tonight with their state representative, Darin Peterson. When Preston was born, he had a serious bone abnormality that required immediate, expensive care. Preston was one of the 20,000 children enrolled in the Children’s Health Insurance Program the Legislature put in place 2 years ago. CHIP covered the treatment he needed and saved his parents from bankruptcy. Best of all, it saved Preston from serious disability.

He is living proof that what we do here can improve lives.

Preston is growing up in a Utah that is young, education–minded and tech–savvy.

For the past 8 years, education has been an intense focus. Better funding, higher teacher salaries and higher test scores, combined with smaller classes

means continuous improvement. And better schools means better jobs, with Utah household income soaring from 29th to 8th in the nation in 10 years.

Crime is at a 20-year low, and we are investing statewide in transportation, with 43 Centennial highway projects, expanded public transportation and Legacy Parkway.

Children are safer, with more foster families and adoption for the abused or neglected. Welfare dependency is down by more than half. And we are ensuring quality growth through Envision Utah and 21st Century communities initiatives on housing, water and open space.

We are well on our way to providing high-speed Internet services to every Utah household. You can register your car or buy your hunting license on line.

And all this takes a smaller percentage of our paychecks than 8 years ago, causing financial publications to designate Utah "the best managed state in America.

A strong economy provides for families to meet their basic needs; to feed, clothe and house themselves, but it also provides the means to accomplish our most noble aspirations as a people: caring for the needy, creating parks, building highways, fostering the arts, making our state a safe place to live. All of these are made possible by a strong economy.

But the fact is, economies go through life cycles: growth and maturity. And they require constant renewal and rejuvenation to stay strong. There are signs that our national economy may be slowing.

Two words express what I believe to be our state's most important priority:

ECONOMIC TRANSITION

I was at a Jazz game. I saw one of Utah's players drive to the basket and score the go-ahead points with a dramatic slam dunk. The crowd went crazy and for just a split second, the Jazz players celebrated the moment. At that instant, I heard their coach, Jerry Sloan, stomping and yelling, the way he does to get his players' attention. "TRANSITION! TRANSITION!" He waved his players to the other end of the court. The Jazz sprinted to get into position for the next play. Coaches call this "the transition game:" Anticipating what comes next, and moving faster than the competition to be ready.

I asked Coach Sloan about it.

He said, "I tell my team: Always play forward. Anticipate what's next, and get there before they do."

So, what is Utah's economic game plan? First, we have a young, education-minded, tech-savvy workforce that will grow at twice the national average. Second, we will keep Utah a safe, livable place where New Economy business can operate profitably. And finally, when it comes to the competition, we'll just out work 'em.

We live in a time of rapid economic and cultural change. It is driven by information technology, which affects every part of our lives. Our home towns have become part of a single global market. The power of nations has shifted from bombs to bandwidth. More and more we do our errands online, not in line. From where we sit we can literally reach across the globe and connect with loved ones in far-off lands...in an instant. What used to take weeks now takes seconds.

Every change both eliminates jobs and creates others. Change is unsettling, often painful, but it is the fuel of renewal.

EDUCATION

Education and economic expansion have never been closer allies. For that reason, I have proposed a four-year education improvement plan starting this year with a giant step forward in funding, 14.8%. The plan calls for more textbooks, class size reduction and paying teachers equivalent with other professionals.

By the end of next year, we will have put into operation our accountability system, U-PASS. Students will be tested continually to assure they are learning the necessary skills, especially in reading. Every child will read at grade level, or we will provide extra help until they do. Special consideration needs to be given to the progress of our ethnic minority students. We are losing too many of them.

Like our forefathers, these are able children who come here with their families seeking peace, refuge and the American dream. We welcome them.

Recently I visited a fourth grade class. I sat on the floor next to a group of students.

I leaned over to one of the boys and asked him, "What do you want to be when you grow up?" He looked down at the floor, and did not answer. So I asked him again. He stared at the floor. Then I felt a tug on my sleeve from another boy. "He doesn't understand you," he said. "He doesn't speak English." It was a poignant moment.

It helped me understand how hard it must be, and how important it is that we respond to the changing face of our state demographics.

I want you to meet Aldina, a third grader. She was born in war-torn Bosnia and came to the United States in 1998. She did not speak any English. Aldina, do you have something you want to say? No child will be left behind.

HIGHER EDUCATION

Our education emphasis can not stop in our primary grades. All Utahns need access to higher education. We are expanding our system of branch campuses, and increase the velocity of our entire system. I have challenged the Board of Regents to reduce the time students take to get a 4-year degree to 4-years.

We also need to double in five years and triple in eight years the number of engineering, computer science and tech graduates in Utah universities, colleges and applied technology centers.

Let this be the beginning of a new emphasis on market relevance in the allocation of resources at our colleges and universities. I have proposed an aggressive building program to add the physical capacity on our campuses, and funding to assure we have qualified faculty and up-to-date equipment. We need 15,000 engineering and computer science students by 2005. Our economic future depends on it.

To get there, we need to nurture math and technology skills among our students in junior high and high school, especially among young women.

We are losing from our public schools too many teachers in high demand areas of math and technology. Something has to be done to stop this drain.

I meet qualified math and technology teachers all over the state. Unfortunately, I meet many of them at high-tech businesses, not in our schools. They simply could not afford to stay.

Representative Tom Hatch has as his guest tonight one of those former teachers, Jeff Owens, who taught math at Panguitch High School. Jeff influenced many from that small High School to pursue technology careers.

Despite his love of teaching, despite his love of Panguitch, he left, taking a job with a computer software company.

Jeff's story is not unique. Too many Utah teachers are forced to make the same decision every year. We hate to lose a great teacher in English, art, social science in any category. We value all teachers, but right now there is a magnified problem when math and advanced technology teachers leave. It starts an economic domino effect. Our economy depends upon those who can teach these skills. If we lose them, we lose our capacity to educate our young people in the

careers that will keep them competitive. To have great schools, we have to have a great economy. It is that simple.

It is time to do something unconventional.

I propose a plan of financial incentives similar to those used in private industry to keep the qualified teachers we have in these areas, and add at least 850 teachers who have master's degrees in learning technology. I propose a one-time benefit of as much as \$20,000 on top of their existing salaries in exchange for a commitment to stay in Utah schools for four years. Outstanding teachers in other disciplines willing to retool themselves in these high demand areas are also eligible. The state will pay for their master's degree in technology or their certificate in math and give them a retention contract when they graduate.

QUALITY OF LIFE

In a world where most jobs can be located anywhere, now, more than ever, preserving our quality of life is an economic imperative. The natural beauty of Utah and opportunities for recreation are a major draw. For this reason I ask you to join me in a major drive to spruce up, clean up and keep up our state parks and monuments.

These are our heritage. Likewise, I propose a new initiative to devote 1 percent of our streams and rivers to truly great fly fishing. By dedicating these waters to quality...catch-and-release fisheries, and by devoting the revenue they generate to improving streams and habitat, we can create a system of Heritage Waters that will not only preserve a wonderful part of our culture and recreation, but it will be an economic boon for the areas in which these waters reside.

In the New Economy, quality of life is an economic development tool. One thing that could seriously compromise the livability and safety of our state is high-level nuclear waste.

Once again, let our voices be heard: We do not want it here, and we will continue to use every legal, environmental, legislative and political tool available to ban nuclear fuel rods from this state.

I fully endorse the legislation carried by Senator Terry Spencer, which will outlaw these companies' use of our resources, keep them from getting services and tax them to the fullest extent allowable under the constitution.

There will be no compromise here.

We will continue our fight to gain quiet title to every RS 2477 road in this state all 5,000 of them. They are our roads and our rights. We welcome the possibility

that on this and other public land issues we can work with the new Bush administration to solve problems that have created economic uncertainty and social turmoil for generations.

Now is the time.

Last week we brought another lawsuit to give Utah the 4th Congressional seat it deserves. The issue is clear: how can 15,000 easily identifiable Utahns on humanitarian or religious service not be counted when others in government service are? Our cause is just, the census count was not.

There are few things that could kill an economy or life quality like a lack of reliable electric supply. Due to complex economic, environmental and regulatory issues, the West has not kept up in developing energy resources.

Conservation is an important short-term solution; more production is a long-term necessity. Our state will participate as a partner in creating a regional solution to this problem. But California must join us in conservation efforts and find solutions to their disastrous deregulation scheme. California consumers cannot be shielded from the true cost of power while major utilities are allowed to perish in bankruptcy and consumers in other western states are left to pick up the tab. A handful of companies are making billions of dollars because of this temporary dysfunction.

It needs to be fixed.

Tonight, I call on the Federal Energy Regulatory Commission to restore order to the electricity market through a temporary return to cost-plus-pricing in the wholesale market. During this legislative session we must assure that Utah's consumer services committee continues to operate as an independent advocate for small-rate payers. Utah has energy resources, transmission lines and pipelines in place and will to do what is necessary to provide consumers reliable power at reasonable prices.

The first responsibility of government is ensuring that our people feel safe and secure in our communities. One of the most sinister destroyers of families and communities is drugs. Drug courts are a heartening sign that we can turn back the ravages of this sinister trend. It used to be that offenders were sentenced to hard time. Now, those who go to drug courts are sentenced to change their lives. And the good news is, it is working. Of those who complete Drug Court, 92% are rehabilitated. We need to expand drug courts statewide.

We can have a young, education-minded, tech-savvy workforce, a high quality of life, a great business environment and still not succeed in the New

Economy. Our success requires another ingredient: good, old-fashioned shoe leather. We need to be out, attracting commerce not just within the borders of the United States, but throughout the world.

The new economy is a global economy.

To accelerate our success in the New Economy and to raise our profile among the technology community we formed the Utah/Silicon Valley Alliance.

This alliance will attract high-tech companies to use Utah as the place to expand, with the ultimate aim of nurturing thousands of new entrepreneurial start-ups. We have what high-tech companies need: an educated workforce that is growing at twice the national average; research institutions; colleges and universities able to serve every part of this state. They have what we need: capital and entrepreneurial reputation.

It will take collaboration between our telecommunication providers and our professional communities to make this happen. Part of our plan is to harness a powerful, under-utilized force: former Utahns who have left our state in pursuit of opportunities elsewhere. Many of them yearn to come home, others we can weave into a formalized network of a thousand Utah ambassadors to help us build our New Economy.

This alliance is not simply for the Wasatch Front, but statewide. Part of the legislative package you will consider is a measure sponsored by Senator Leonard Blackham to build a network of smart space partnerships throughout rural Utah.

Rural Utah is at a critical juncture. A new century of high-speed technology, rapid growth and global economics will profoundly impact the lives of rural Utahns. We will continue to build our natural resource economy, but in the long-term, rural communities have to be participants in the New Economy.

Our efforts will not transform these regions overnight, but we can form the beginnings of a New Economy that will grow to provide a future in rural Utah.

In 388 days, we will welcome the world to the 2002 Olympic Winter Games. This will be one of the defining moments of this century for Utah. It will provide our state with a platform to the world. It will lift our economic transition like no other event.

Tonight, I wish to express an Olympic desire: that the children of our state can each share in the Olympic experience. That every child in Utah through the 2002 Olympic Games can come to know, to feel, to understand the values of respect for all people, achieving dreams, teamwork, courage and optimism.

To that end, the first lady and I have partnered with the education community, SLOC and Utah Power to place in our schools “Light the Dream: The Governor’s Music and Education program.” Our children will sing and write and experience the value of the Olympic dream.

One of the songs our children will sing expresses the magic of the Olympic dream.

“When you open your eyes, do you see what I see? From the mountains to the streets, flags of nations, flags of peace, light the dream! Light the dream! Light the dream!”

In Utah, we are dreamers and doers. We are people molded by the spirit and optimism of the American West, a state thriving in this new age of opportunity.

Now, let’s light the dream.

* * *

On motion of Senator Poulton, 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 Representative Garn, the Committee of the Whole and the Joint Convention were dissolved.

On motion of Representative Garn, the Senate and the House voted to adjourn until January 17, 2001, at 10:00 a.m.

THIRD DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present except Senator Jenkins, excused.

Prayer –Leo Memmott, Former Legislative Fiscal Analyst

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

On motion of Senator Valentine, the State of the Judiciary address by Chief Justice Richard Howe will be spread upon the pages of the Senate Journal.

STATE OF THE JUDICIARY

Speaker Stephens, Representatives, and guests; President Mansell, Senators, and guests; thank you for this opportunity to report to you, and to the citizens of our state, on the state of Utah’s judiciary.

Please allow me to begin by introducing to you two of my colleagues who are new to the Supreme Court since I spoke with you last year. Justice Michael Wilkins, formerly of the Utah Court of Appeals, was appointed to the Supreme Court last January; and Justice Matthew Durrant, formerly of the Third District Court, who was also appointed to the Court in January. They are joined by Associate Chief Justice Leonard Russon and Justice Christine Durham.

While we surely miss former Chief Justice Zimmerman and Associate Chief Justice Stewart and their combined 35 years of experience on the Supreme Court bench, Justice Wilkins and Justice Durrant because of their past experience both acclimated to their new responsibilities quickly, and the work of the Court hasn’t missed a beat.

Changes such as that are never easy, but the smoothness of the transition reminds us that we are but small figures in a much larger picture. While the names on the door may change, the roles remain the same. We are individual judges, on a court charged with upholding the Constitution of the United States and the Constitution of the State of Utah. The institution of the Utah Supreme Court will outlast us all as individuals, as will the institution of the Utah Legislature. Each of us is given a role by those constitutions, and that role is more important than any individual who happens to hold that office at any one time. The permanency of

the institutions gives society a sense of confidence that allows our system of governance to work. Judges may change, legislative members may change, but our responsibilities to the citizens and to the oaths we all took, endure.

The relationship between the courts and the legislature here in Utah has been a very fruitful and effective one over the years. Together we have tackled some serious issues, and come up with far-sighted solutions. For example, the Juvenile Justice system was in dire condition just five or six years ago, and now, through your infusion of resources to the juvenile courts and to Youth Corrections, and because of a revision of our sentencing laws and processes, our system is the envy of other states.

Our statewide commitment to faster, but more importantly better resolution of legal disputes through the use of mediation is a direct result of the collaboration between the legislature and the courts. We have victim offender mediation programs, child welfare mediation programs and truancy mediation programs that are national models of innovative and effective solutions to the most difficult of problems.

Another recent joint venture is the Online Court Assistance Program. Through the internet, landlords, tenants and divorcing parties prepare their own documents for filing with the court. The result is easier, direct access to the courts for remedies to common problems, and better documents for the legal process. The idea was the product of a joint legislative/courts committee, with legislative members Senators Waddoups and Hull, and Representatives Sheryl Allen and Patrice Arent. This project is now up and running, and hundreds of people have already used this new technology in only a dozen weeks time. Again, courts around the country are looking for ways to replicate this very successful product that we, together, created.

These efforts of collaboration have served our courts and our citizens very well, and I want to express to you the appreciation of the judiciary for your support in these mutual accomplishments.

Ordinarily the State of the Judiciary address has been used to brief you on what challenges our court system is addressing, and to tell you about programs and activities we are engaged in to address those challenges. We usually discuss the courts from an operational or business perspective. There is indeed a great deal to report to you on this front. There are many important programs that are making a difference that I could, and should talk about, but let me just briefly mention a few.

Drug courts, both in the adult and juvenile settings, have continued to prove to be an amazingly successful way to break the cycle of addiction and crime, and they continue to expand.

Automation advances like electronic filing, video arraignment and telephonic case information and payment systems are making court processes much more accessible and efficient for the public. This last system allows members of the public to check the status of their case, or pay a traffic ticket automatically, using a telephone, any time of the day or night.

Each of our eight judicial districts is experimenting with at least one new way of managing cases – for example, in Davis, Weber and Morgan counties, we have shifted resources to create a case manager position, someone who reviews all divorce filings, meets with the parties, and assesses which track the case should be put on – trial, mediation, or uncontested, for example. This has proved to save the parties and the court a great deal of time and money compared to a traditional process.

There are also encouraging statistics to report – juvenile delinquency referrals, for instance, are generally down, and we have all heard the media reports about the overall decreases in crime. This is being reflected in a modest decline in criminal filings with the courts, as well.

There are also troubling numbers, such as the dramatic increases in child welfare filings in the last year. We have several responses to this rise in workload, and we will share those with you. But there will be ample time over the next 44 days for the court's representatives to acquaint you with these issues, and for our court administrator to discuss with your appropriations committees any fiscal implications.

As important as these operational matters are, they are secondary to the matter that I would like to address today, and that is public understanding of, and confidence in, the institution of the courts.

Like you, I spent a great deal of time during the months of November and early December watching the events following the presidential election unfold.

In the end, an orderly transition of presidents has occurred, but the events, comments, and opinions that played out over the thousands of hours of television coverage and thousands of pages of print coverage, have, I suspect, made some a bit uneasy.

We heard commentators and pundits speaking of partisan politics within the judiciary as if it were a given. Certainly nothing is wrong with politics, it is the

engine that drives our democracy, but the framers of the US Constitution crafted a government with the third branch, the courts, intentionally apart from politics, intentionally a place where only the rule of law prevails.

I have been participating in and observing the role of our courts in government and our society for 50 years. In fact, it was 50 years ago this week that I took the oath as a member of the Utah House of Representatives. In that time, that judicial role has not changed; the principles of the institution remain the same. What has changed, in my opinion, is the extent to which the public understands the role, the purpose, and the mission of the courts. A lack of understanding of and appreciation for the importance of fundamental principles, principles such as neutrality, can lead to an erosion of the people's confidence in the courts. This is something both you and I must protect against, because respect for the rule of law is the reason we had an orderly and peaceful presidential transition, and it is what differentiates our democracy from so many other forms of government.

As I compare our court system with others around the country, I feel good about where we in Utah stand with respect to public confidence today. In too many other states, courts are struggling with chronic delay problems, court is too often held in inadequate facilities, and judges are frequently engaged in contested political elections that require them to raise huge amounts of money from the very parties appearing before them.

In Utah our courts sit on a much stronger foundation. For example, this legislature had the foresight in 1943 to put before the voters of this state a constitutional amendment that ensured that partisan politics would not determine who serves as a judge. Instead, judges are selected on the basis of merit and not put in the awkward position of having to raise funds to finance a campaign. and they are retained in office based on their performance alone. Ours is a strong, well administered court system; one in which the public should have confidence.

I say should, because I believe there are signs that suggest that we cannot take this confidence for granted in the future. There are three areas that I believe warrant particular attention, and I want to share with you what our courts are doing to address each area. First, the minority community, next, those whose access to the courts is being limited by cost, and finally, our future generations.

Unfortunately, our minority communities do not have the kind of confidence in our justice system that we would like. The Racial and Ethnic Fairness Task Force completed a three year study last fall, and submitted its final report this year, and while overall there are many things of which to be proud, some of the findings are a bit troubling. In public fact-finding hearings held across our state, a far too large segment of minority participants told us that they do not believe that our law

enforcement, courts and corrections systems afford racial and ethnic minorities the same level of respect and fairness that is given to non-minorities.

Whether that disparity of treatment is real or not isn't the issue, because if people don't believe that they will be treated fairly by our criminal justice system, then they don't have much confidence in the impartiality of the system, and they certainly can't be expected to have much respect for the rule of law that is so fundamental to our form of government. As our minority communities continue to grow, this lack of confidence will become more and more pervasive, unless we do something to again have their trust. To that end, the Task Force debated and unanimously recommended over 75 proposals for changes in our law enforcement, courts and corrections systems.

Obviously I can't go over those recommendations now, but we have provided each of you with an executive summary of that report, and I encourage you to study it carefully. The full report can be found on our court web site. I also urge you to support the recommended creation of a new committee composed of the heads of all statewide criminal justice agencies, as well as community leaders, whose responsibility it will be to assist in the implementation of the proposals. This implementation phase is critical to maintaining the momentum that was started by this three year inquiry, and only continued attention to these issues will bring about the confidence in our justice system that we all want. As Nez Perce Chief Joseph said more than a hundred years ago, "Good words do not last long unless they amount to something."

I would also like to take this opportunity to thank the authors of these good words, Chairman of the Task Force former Chief Justice Michael Zimmerman, and co-chairs John T. Nielsen and Judge Tyrone Medley, as well as the subcommittee chairs and the Task Force staff for their years of hard work on this most important of endeavors. I also thank very much the fifteen hundred Utahns who took the time to come to 27 public hearings and tell us about their views and experiences. With the help of this legislature, all that hard work and time invested will result in meaningful changes that will re-earn the trust and confidence of all of our community members.

The second group of people whose confidence in our judicial system we cannot take for granted is the segment of our society who can't afford to access our courts, and with the ever increasing cost of legal advice, this segment is growing larger and larger. Many of these people don't have a choice about their involvement with the courts – courts are the only places one can go to get protection from an abusive spouse, or to get a divorce, so especially for these court users we feel an obligation to provide some assistance. Earlier I mentioned the Online Court Assistance Program, where people who either cannot afford an

attorney or choose not to use an attorney can generate ready-to-file documents on the internet. This program already provides easy access to the courts for landlord-tenant disputes and divorces, and plans are underway to expand the service to other subject matter areas later this year.

We also run a program that provides a trained mediator for parents, usually fathers, who are trying to have court-ordered visitation with their children enforced by the courts. This non-adversarial mediation approach to an extremely emotional issue has proved to be very effective at resolving these disputes without directly involving judges or lawyers.

These and other efforts by the judiciary are an attempt to provide to the public more of what they want, and what would be the most helpful, rather than what courts traditionally have viewed as their role to provide. Hopefully, services like these will reinforce for the public that the courts as an institution are accountable, responsive and effective, and that other institutional attributes such as competence and fairness can be relied on.

As we do our best to develop, maintain and enhance the trust and confidence of these important parts of our society, we are also focusing on the future of our society, our children. If our youth have a strong, fundamental understanding of our system of governance, then your tasks as legislators and ours as judges will be so much easier in the future. One way we have begun to focus on this kind of education is by participating in the development of a new core curriculum for seventh through twelfth graders in Utah schools.

On behalf of the Judicial Council, Justice Christine Durham is leading a coalition that includes the Utah Law-Related Education Program, the Utah State Bar and members of the Utah judiciary and Administrative Office of the Courts in making a program called 'Education for Justice' a central part of the new curriculum. The State Board of Education is also participating, and this coalition of interested parties is prepared to develop course materials, provide presenters for in-service teacher training, and organize a speakers list of lawyers and judges to support teachers and school administrators. This is a very exciting development, and I want to thank everyone involved in promoting this partnership with our schools. My hope is that one day soon, this partnership will foster in our youth a deeper understanding of fundamental elements of our society, such as liberty, fairness and justice.

I hope that you have concluded, as I have, that public trust and confidence in the courts, and therefore in the rule of law, and therefore in our democratic government, is in the interest of each of the branches of government. But we cannot pursue this endeavor without your assent, nor is our mutual goal of public

understanding and trust attainable without your participation. As we have successfully collaborated on so many important projects in the past, so must we work together again. The public deserves our best efforts in this regard.

As John Jay, the first Chief Justice of the United States Supreme Court once said: "Next to doing right, the great object in the administration of justice should be to give public satisfaction."

That is something to which the public is entitled. The endeavors I have mentioned here today are directed at providing that satisfaction and, in turn, the confidence, that is essential to the institution of the judiciary, and to the democracy that is our government.

Thank you for your support in the past, and for this opportunity to talk with you. Good luck in your deliberations.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 16, 2001

The House passed **H.B. 22**, SEX OFFENDER LIFETIME REPORTING AMENDMENTS, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed **H.B. 35**, UTAH TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 22** and **H.B. 35** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 16, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 20**, REPORTING REQUIREMENTS FOR SCIENCE CENTER AUTHORITY, by Senator P. Hellewell; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 25**, ATHLETIC COMMISSION RESPONSIBILITIES, by Senator P. Suazo.

Dan R. Eastman, Chair; and

Mr. President: January 16, 2001

The Health and Environment Committee reports a favorable recommendation on **S.B. 31**, AREA HEALTH EDUCATION CENTER AMENDMENTS, by Senator P. Knudson, with the following amendments:

1. Page 2, Line 48:
After "2001-02" insert "only"; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 33**, MENTAL HEALTH SERVICES FOR FOSTER AND ADOPTED CHILDREN TASK FORCE, by Senator G. Davis.

Peter C. Knudson, Chair; and

Mr. President: January 16, 2001

The Human Services Committee reports a favorable recommendation on **S.B. 29**, FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK AMENDMENTS, by Senator R. Allen, et al.

J.W. "Bill" Hickman, Chair; and

Mr. President: January 16, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 8**, REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT, by Senator M. Dmitrich, et al.; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 24**, INDIVIDUAL INCOME TAX – ADDITIONS TO FEDERAL TAXABLE INCOME, by Senator J. Valentine; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 36**, INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS, by Senator J. Valentine, et al.

Curtis S. Bramble, Chair; and

Mr. President: January 16, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 32**, LEGISLATIVE PROCESS COMMITTEE – DUTIES AND RESPONSIBILITIES, by Senator L. Blackham.

Carlene M. Walker, Chair; and

Mr. President: January 16, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 12**, TRAFFIC MANAGEMENT COMMITTEE AMENDMENTS, by Senator P. Knudson; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 17**, HIGHWAY CONSTRUCTION BID LIMIT, by Senator P. Knudson; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 40**, PENALTY FOR USE OF DYED DIESEL, by Senator D. Eastman, with the following amendments:

1. Page 1, Line 14:
After “unless” insert “: (a)” after “law” insert “; or
(b)(i) the motor vehicle is used on the highway only to travel from one parcel of land owned or operated by the owner to another parcel of land owned or operated by the owner; and
(ii) the motor vehicle’s travel on the highway is necessary for furtherance of agricultural purposes”
2. Page 1, Line 22:
After “this section” insert “: (a)”
3. Page 1, Line 23:
After “this chapter” insert “; and (b) shall be deposited in the
Transportation Fund”

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 20**, **S.B. 25**, **S.B. 31**, **S.B. 33**, **S.B. 29**, **S.B. 8**, **S.B. 24**, **S.B. 36**, **S.B. 32**, **S.B. 12**, **S.B. 17**, and **S.B. 40** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS**INSTRUCTION IN MANDARIN CHINESE IN PUBLIC SCHOOLS****S.B. 57***Howard A. Stephenson*

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING THE STATE BOARD OF EDUCATION TO DEVELOP AND IMPLEMENT A CONCURRENT ENROLLMENT COURSE ON MANDARIN CHINESE TO BE TAUGHT OVER EDNET. THE ACT TAKES EFFECT UPON APPROVAL, was read for the first time and referred to the Rules Committee.

**CONFLICT OF INTEREST INVESTIGATIONS
INTO ALLEGATION OF CHILD ABUSE OR NEGLECT****S.B. 111***D. Chris Buttars*

THIS ACT MODIFIES THE HUMAN SERVICES CODE BY REMOVING THE REQUIREMENT THAT ALLEGATIONS OF ABUSE AND NEGLECT OF CHILDREN IN THE CUSTODY OF THE DIVISION OF CHILD AND FAMILY SERVICES BE INVESTIGATED ONLY BY LAW ENFORCEMENT OFFICERS. THE ACT AUTHORIZES THE DIVISION TO CONTRACT WITH INDEPENDENT CHILD PROTECTIVE SERVICES INVESTIGATORS WHO SHALL HAVE THE SAME RIGHTS AND DUTIES TO INVESTIGATE AS A CHILD PROTECTIVE INVESTIGATOR EMPLOYED BY THE DIVISION, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR ASSISTIVE TECHNOLOGY**S.B. 112***Peter C. Knudson*

THIS ACT APPROPRIATES \$150,000 FROM THE UNIFORM SCHOOL FUND AND \$150,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02 TO THE STATE BOARD OF EDUCATION TO BE DISTRIBUTED TO THE STATE OFFICE OF REHABILITATION TO PURCHASE ASSISTIVE TECHNOLOGY DEVICES AND SERVICES. THIS ACT PROVIDES AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

UINTAH BASIN REVITALIZATION FUND AMENDMENTS**S.B. 113***Beverly Ann Evans*

THIS ACT MODIFIES THE OIL AND GAS SEVERANCE TAX TO INCLUDE IN THE DIVERSION OF SEVERANCE TAXES TO THE UINTAH

BASIN REVITALIZATION FUND WELLS LOCATED ON LANDS RECENTLY CONVEYED TO THE UTE TRIBE BY THE FEDERAL GOVERNMENT. THIS ACT HAS RETROSPECTIVE OPERATION TO JANUARY 1, 2001, was read for the first time and referred to the Rules Committee.

**SALES AND USE TAX ON PUBLIC
ACCOMMODATIONS AND SERVICES TAXED BY TRIBES**

S.B. 114

Mike Dmitrich

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE TO PROVIDE AN EXEMPTION FROM STATE SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES AND TO MAKE TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

SAFE SCHOOLS AMENDMENTS

S.B. 115

Bill Wright

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING ANY STUDENT WHO HAS BEEN EXPELLED FROM SCHOOL FOR A FIREARM, EXPLOSIVE, OR FLAMMABLE MATERIAL VIOLATION TO MEET WITH THE SCHOOL DISTRICT SUPERINTENDENT TO DETERMINE IF THE EXPULSION SHOULD BE MODIFIED. THIS ACT TAKES EFFECT UPON APPROVAL, was read for the first time and referred to the Rules Committee.

REQUIREMENTS TO INCORPORATE A TOWN

S.B. 116

Bill Wright

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE TO ELIMINATE THE MINIMUM POPULATION REQUIREMENT FOR INCORPORATING A TOWN, was read for the first time and referred to the Rules Committee.

SECOND READING CALENDAR

S.J.R. 4, JOINT RULES RESOLUTION – REVISIONS TO APPROPRIATIONS SUBCOMMITTEE, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Eastman	Jenkins	Wright
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S.R. 1, SENATE RESOLUTION AMENDING PROVISIONS RELATING TO LONG TITLES, was read the second time. Senator Waddoups explained the bill. Senator Stephenson commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Jenkins	Wright
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H.B. 4, REPEAL OF PUBLIC WORKS PROGRAMS, was read the second time. Senator Suazo explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Jenkins

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H.B. 9, REPEAL OF OBSOLETE BONDING AUTHORIZATIONS AND RELATED PROVISIONS, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Jenkins

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H.B. 10, STATE INSTITUTIONS PROVISIONS REPEAL, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson

Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Jenkins	Valentine
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H.B. 11, STATE LOAN COMMISSIONERS AND LOAN AUTHORIZATION REPEAL, was read the second time. Senator Buttars explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Jenkins	Valentine
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H.B. 23, REPEAL OF BEDDING, UPHOLSTERED FURNITURE, QUILTED CLOTHING ADVISORY COMMITTEE, was read the second time. Senator Peterson explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Jenkins	Valentine
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H.B. 24, REPEAL OF DAIRY ADVISORY BOARD, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Jenkins

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On motion of Senator Poulton, the Senate voted to suspend the 24-hour rule for all bills considered today on the Second Reading Calendar.

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S.B. 20 — REPORTING REQUIREMENTS FOR SCIENCE CENTER AUTHORITY, was read the second time. Senator Hellewell explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Dmitrich Jenkins

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S.B. 25, ATHLETIC COMMISSION RESPONSIBILITIES, was read the second time. Senator Suazo explained the bill. Senators Poulton, Waddoups, and Davis commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Jenkins

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S.B. 31, AREA HEALTH EDUCATION CENTER AMENDMENTS, was read the second time.

On motion of Senator Knudson, the bill was circled.

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S.B. 33, MENTAL HEALTH SERVICES FOR FOSTER AND ADOPTED CHILDREN TASK FORCE, was read the second time. Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Jenkins

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S.B. 29, FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK AMENDMENTS, was read the second time. Senator Ron Allen explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Jenkins

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S.B. 8, REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT, was read the second time. Senator Dmitrich explained the bill.

On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 1, Line 7:
After "Code" insert "and Repeal Dates by Title" and after "to" delete "delay the" and insert "reauthorize the Utah steam coal tax credit by deleting" and after "repeal" delete "of" and insert "dates relating to"
2. Page 1, Line 8:
After "tax credit" delete "until taxable years beginning on or after January 1, 2007" and after the comma insert "to require the Revenue and Taxation Interim Committee to conduct a periodic review of the Utah steam coal tax credit,"
3. Page 2, Line 39:
Bracket Line 39
4. Page 2, Line 40:
Bracket "on or after January 1," and after "[2002]" delete "2007" and

bracket the period and after Line 40 insert:

“(4) Beginning with the 2007 interim, the Revenue and Taxation Interim Committee:

(a) shall review the tax credit provided for in this section one or more times every five years;

(b) shall determine on or before the November interim meeting of the year in which the Revenue and Taxation Interim Committee reviews the tax credit provided for in this section whether the tax credit should be:

(i) continued;

(ii) modified; or

(iii) repealed; and

(c) may review any other issue related to the tax credit provided for in this section as determined by the Revenue and Taxation Interim Committee.”

- 5. Page 2, Line 43:
Bracket “(1) Section 59–7–604 is repealed January 1,” and after “[2002]” delete ”“2007” and bracket the period
- 6. Page 2, Line 44:
Bracket “(2)” and insert “(1)”
- 7. Page 2, Line 46:
Bracket “(3)” and insert “(2)”

Senators Gladwell, Hillyard, and Ed Allen commented. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Jenkins	Wright
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S.B. 24, INDIVIDUAL INCOM TAX – ADDITIONS TO FEDERAL TAXABLE INCOME, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Voting in the negative was: Senator
Spencer

Absent or not voting were: Senators

Blackham	Jenkins	Wright
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S.B. 36, INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Julander	Knudson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Voting in the negative was: Senator
Steele

Absent or not voting were: Senators

Blackham	Dmitrich	Jenkins	Mayne
Wright			

The House passed **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, by Representative W. Harper, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 59**, **H.B. 65**, and **H.B. 204** were read the first time and referred to the Rules Committee.

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On motion of Senator Poulton and at 11:35 a.m., the Senate adjourned until 10:00 a.m., Thursday, January 18, 2001.

FOURTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present

Prayer – President Terry Lotz, First Counselor, Centerville State Presidency

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 17, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 43 Mobile Home Park Residency (M. Peterson)

H.B. 32 Unauthorized Charges on Utilities – Cramming
Amendments (S. Allen)

Human Services

H.B. 33 Clarification of Time Limits for Reunification Services
(M. Throckmorton)

Judiciary

S.B. 101 Unlawful Use of Laser Pointers (D.E. Allen)

H.B. 5 Serious Habitual Offender Comprehensive Action
Program Amendment (D. Bowman)

H.B. 18 Interstate Compact for Adult Offender Supervision
(G. Cox)

State & Local Affairs

H.B. 21 Mailing Requirements to State and Political Subdivisions
(R. Barrus)

H.B. 27 Electronic Government Services Amendments –
Administrative Rules and Procedures (R. Siddoway)

H.B. 29 Election Law – Technical Amendments (B. Holladay)

Transportation & Public Safety

S.B. 48 Passenger Limitations for Young Drivers (K. Hale)
Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

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The Rules Committee recommends the assignment of the following Senate bill and House Resolution to the Second Reading Calendar:

S.B. 99 Revisor's Statute (M. Waddoups)
H.J.R. 1 Joint Rules Resolution – Amendments to Processes
(C. Bennion)

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 16, 2001
The Education Committee reports a favorable recommendation on **S.B. 16**, TEACHER QUALITY AMENDMENTS, by Senator D. Steele, et al.

Bill Wright, Chair; and

Mr. President: January 17, 2001
The Judiciary Committee reports a favorable recommendation on **S.B. 4**, PROHIBITION OF INTIMACY WITH PERSON IN CUSTODY, by Senator P. Julander; and

The Judiciary Committee reports a favorable recommendation on **S.B. 37**, HATE CRIMES AMENDMENTS, by Senator P. Suazo, with the following amendments:

1. Page 1, Line 12:
After "motivated by" insert "actual"
2. Page 1, Line 13:
After "because of" insert "actual"
3. Page 1, Line 21:
After "because of" insert "actual"

4. Page 2, Line 32::
After "because of" insert "actual"

David L. Gladwell, Chair; and

Mr. President:

January 17, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 11**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – DRIVERS LICENSE, by Senator D. Steele, with the following amendments:

1. Page 10, Line 284:
Bracket "written"
2. Page 27, Line 830:
Bracket "writing" and insert "a manner specified by the division"
3. Page 40, Line 1234:
Bracket "writing" and insert "a manner specified by the division"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 38**, HIGHWAY AUTHORITY WINTER ROAD CLOSURE AUTHORITY, by Senator P. Hellewell.

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B.16**, **S.B. 4**, **S.B. 37**, **S.B. 11**, and **S.B. 38** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

REPEAL OF NURSING FACILITIES ASSESSMENT

S.B. 58

Peter C. Knudson

THIS ACT REPEALS THE NURSING FACILITY ASSESSMENT ACT. THIS ACT APPROPRIATES FOR THE FISCAL YEAR 2001–02, \$1,300,000 FROM THE NURSING FACILITIES ACCOUNT TO THE UNIVERSITY OF UTAH HEALTH SCIENCE CENTER. THIS ACT MAKES CONFORMING AND TECHNICAL AMENDMENTS. THIS ACT COORDINATES APPROPRIATIONS. THE ACT TAKES EFFECT JULY 1, 2001, was read for the first time and referred to the Rules Committee.

LICENSING OF GENETIC COUNSELORS

S.B. 59

Paula F. Julander

THIS ACT MODIFIES THE OCCUPATIONS AND PROFESSIONS CODE BY ENACTING THE GENETIC COUNSELORS LICENSING ACT. THE ACT

DEFINES THE PRACTICE OF GENETIC COUNSELING AND REQUIRES A LICENSE TO PRACTICE GENETIC COUNSELING WITHIN THE STATE. THE ACT CREATES THE GENETIC COUNSELORS LICENSING BOARD. THE ACT SETS FORTH THE REQUIREMENTS FOR LICENSURE. THE ACT PROVIDES FOR EXEMPTIONS FROM LICENSURE. THE ACT DEFINES UNLAWFUL AND UNPROFESSIONAL CONDUCT AND PROVIDES FOR DISCIPLINE AGAINST LICENSEES, was read for the first time and referred to the Rules Committee.

CRIMINAL PROCEDURE AMENDMENTS

S.B. 110

Lyle W. Hillyard

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE AND THE JUDICIAL CODE TO ALLOW FOR EXPANDED AUTHORITY FOR CERTAIN MAGISTRATES FOR A LIMITED TIME PERIOD DURING THE WINTER OLYMPICS IN 2002. IT ALSO PROVIDES FOR THE DISPOSITION OF FINES AND FEES COLLECTED DURING THAT TIME. THIS ACT TAKES EFFECT ON JANUARY 14, 2002 AND IS REPEALED ON MARCH 16, 2002, was read for the first time and referred to the Rules Committee.

GUARDIAN AD LITEM AMENDMENTS

S.B. 117

Lyle W. Hillyard

THIS ACT MODIFIES THE JUDICIAL CODE BY AMENDING PROVISIONS RELATED TO GUARDIANS AD LITEM. THE ACT MODIFIES THE DUTIES OF THE GUARDIAN AD LITEM DIRECTOR. THE ACT GIVES THE COURT DISCRETION TO APPOINT A PRIVATE ATTORNEY GUARDIAN AD LITEM IN VISITATION AND CUSTODY CASES. THE ACT AUTHORIZES THE COURTS TO RECOVER COSTS OF GUARDIANS AD LITEM FROM DEFENDANTS CONVICTED OF CRIMES OR FROM THE PARTIES IN VISITATION AND CUSTODY CASES. THE ACT PROVIDES EXCEPTIONS TO RECOVERY OF COSTS FOR IMPECUNIOUS PERSONS. THE ACT DEFINES THE DUTIES OF PRIVATE ATTORNEY GUARDIANS AD LITEM AND GRANTS LIMITED IMMUNITY TO GUARDIANS AD LITEM. THE ACT PROVIDES AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

EMERGENCY MANAGEMENT ASSISTANCE ACT

S.B. 118

Lyle W. Hillyard

THIS ACT MODIFIES THE PUBLIC SAFETY CODE TO ADOPT THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT IN ORDER TO

JOIN THE COALITION PROVIDING FOR MUTUAL AID AND RESOURCES TO MEMBER STATES AFFECTED BY DISASTERS. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

CHILD WELFARE RECORDS AMENDMENTS

S.B. 119

Lyle W. Hillyard

THIS ACT MODIFIES RECORDS PROVISIONS PERTAINING TO THE DIVISION OF CHILD AND FAMILY SERVICES. THE FIRST SECTION PUTS ALL APPEALS FROM INFORMAL ADMINISTRATIVE HEARINGS FOR SUBSTANTIATION OF ABUSE WITHIN THE JURISDICTION OF THE JUVENILE COURT. THE SECOND SECTION MAKES CHANGES THAT CLARIFY WHO HAS ACCESS TO DIVISION RECORDS DURING A PROCEEDING. THE LAST SECTION IS MODIFIED TO GIVE THE DIVISION ACCESS TO JUVENILE COURT RECORDS FOR INVESTIGATIONS AND HEARINGS CONDUCTED BY CHILD PROTECTIVE SERVICES, was read for the first time and referred to the Rules Committee.

DISTANCE EDUCATION DOCTORATE PROGRAM

S.B. 120

Beverly Ann Evans

THIS ACT PROVIDES FOR A DISTANCE EDUCATION DOCTORATE PROGRAM TO BE OFFERED BY THE STATE SYSTEM OF HIGHER EDUCATION THROUGH UTAH STATE UNIVERSITY OVER THE UEN-EDNET SYSTEM. THE ACT HAS A \$390,000 APPROPRIATION AND AN EFFECTIVE DATE OF JULY 1, 2001, was read for the first time and referred to the Rules Committee.

TASK FORCE ON IMPROVING ACCESS TO HEALTH CARE

S.B. 121

Peter C. Knudson

THIS ACT CREATES THE TASK FORCE ON ACCESS TO HEALTH CARE AND COVERAGE. THE ACT SPECIFIES MEMBERSHIP, RESPONSIBILITIES, AND REPORTING DATES FOR THE TASK FORCE. THE ACT APPROPRIATES \$37,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 TO FUND THE TASK FORCE, AND REPEALS THE TASK FORCE ON NOVEMBER 30, 2001, was read for the first time and referred to the Rules Committee.

MOTOR VEHICLE INSURANCE AMENDMENTS**S.B. 122***Michael G. Waddoups*

THIS ACT MODIFIES THE INSURANCE CODE BY LIMITING UNDERINSURED MOTORIST INSURANCE COVERAGE SUBROGATION AND CLARIFYING THE CONDITIONS FOR MAKING AN UNINSURED MOTORIST CLAIM, was read for the first time and referred to the Rules Committee.

ASSOCIATIONS OF GOVERNMENTS APPROPRIATION**S.B. 123***Mike Dmitrich*

THIS ACT APPROPRIATES \$300,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02 TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR DISTRIBUTION IN EQUAL AMOUNTS TO EACH OF THE SEVEN ASSOCIATIONS OF GOVERNMENTS. THE ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

EDUCATION RESOURCE CENTERS**S.B. 124***Beverly Ann Evans*

THIS ACT REQUIRES THE UTAH EDUCATION NETWORK TO WORK WITH RURAL COUNTY GOVERNMENTS TO ESTABLISH EDUCATIONAL RESOURCE CENTERS TO INCREASE ACCESS TO TELECOMMUNICATIONS FOR POSTSECONDARY EDUCATION AND OFFER ACCESS TO WORLDWIDE DATABASES. THE ACT HAS A \$743,000 APPROPRIATION AND TAKES EFFECT JULY 1, 2001, was read for the first time and referred to the Rules Committee.

AGING AND ADULT SERVICES AMENDMENTS**S.B. 125***Dan R. Eastman*

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT REPEALS THE AUTHORITY OF THE DIRECTOR OF THE DIVISION OF AGING AND ADULT SERVICES TO ACT AS A COURT-APPOINTED TRUSTEE, RECEIVER, CUSTODIAN, OR GUARDIAN OVER A DISABLED OR ELDER ADULT, AND MAKES CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

PAYMENT OF INSURANCE CLAIMS

S.B. 126

John L. Valentine

THIS ACT MODIFIES THE INSURANCE CODE. THE ACT MODIFIES THE DEFINITION OF AN INSURED. THE ACT CHANGES THE APPLICATION OF THE SECTIONS ON TIMELY PAYMENT OF INSURANCE CLAIMS AND UNFAIR CLAIM SETTLEMENT PRACTICES FROM CLAIMANTS IN PRIVITY OF CONTRACT WITH THE INSURED TO THOSE INSURED. THE ACT CREATES A PRIVATE CAUSE OF ACTION FOR AN INSURED FOR UNFAIR CLAIM SETTLEMENT PRACTICES, was read for the first time and referred to the Rules Committee.

RESOLUTION RECOGNIZING CONTRIBUTIONS OF RICHARD V. STRONG

S.J.R. 5

Al Mansell

THIS JOINT RESOLUTION REGOGNIZES THE OUTSTANDING CONTRIBUTIONS OF RICHARD V. STRONG TO THE LEGISLATURE. THE RESOLUTION RECOGNIZES HIS 30 YEARS OF LEGISLATIVE SERVICE, INCLUDING 15 YEARS AS THE DIRECTOR OF THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL, AND WISHES HIM WELL IN HIS FUTURE ENDEAVORS, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Steele, the Governor and Legislature presented a citation honoring Colonel Kenneth M. Page on his recent appointment to the Pentagon.

On motion of Senator Steele, Colonel Kenneth M. Page spoke in Committee of the Whole.

On motion of Senator Steele, the Committee of the Whole was dissolved.

* * *

On motion of Senator Valentine, and at 10:40 a.m., the Senate sauntered.

The Senate was called to order at 11:00 a.m., with Pres. Mansell presiding.

THIRD READING CALENDAR

S.J.R.4, JOINT RULES RESOLUTION – REVISIONS TO APPROPRIATIONS SUBCOMMITTEE, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hillyard	Jenkins	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Bramble	Hellewell	Hickman
Julander	Walker		

S.J.R. 4 was transmitted to the House.

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S.R. 1, SENATE RESOLUTION AMENDING PROVISIONS RELATING TO LONG TITLE, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hillyard	Jenkins	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Bramble	Hellewell	Hickman
Julander	Walker		

S.R.1 was signed by the President in open session. The resolution will be enrolled and transmitted to the Governor.

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H.B. 4, REPEAL OF PUBLIC WORKS PROGRAMS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hickman	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Wright	Mansell

Absent or not voting were: Senators

Blackham	Bramble	Hellewell	Julander
Walker			

H.B. 4 was signed by the President in open session and returned to the House.

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H.B. 9, REPEAL OF OBSOLETE BONDING AUTHORIZATIONS AND RELATED PROVISIONS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hickman	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Dmitrich	Hellewell	Julander
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H.B. 9 was signed by the president in open session and returned to the House.

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H.B. 10, STATE INSTITUTIONS PROVISIONS REPEAL, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hickman	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Dmitrich	Hellewell	Julander
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H.B.10 was signed by the President in open session and returned to the House.

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H.B. 11, STATE LOAN COMMISSIONERS AND LOAN AUTHORIZATION REPEAL, was read the third time, explained by Senator Buttars, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hellewell	Julander
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H.B. 11 was signed by the President in open session and returned to the House.

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H.B. 23, REPEAL OF BEDDING, UPHOLSTERED FURNITURE, QUILTED CLOTHING ADVISORY COMMITTEE, was read the third time, explained by Senator Peterson, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hellewell	Julander	Spencer
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H.B. 23 was signed by the President in open session and returned to the House.

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H.B. 24, REPEAL OF DAIRY ADVISORY BOARD, was read the third time, explained by Senator Evans , and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Hellewell
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H.B. 24 was signed by the President in open session and returned to the House.

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S.B. 20, REPORTING REQUIREMENTS FOR SCIENCE CENTER AUTHORITY, was read the third time.

On motion of Senator Valentine, the bill was circled.

* * *

S.B. 25, ATHLETIC COMMISSION RESPONSIBILITIES, was read the third time.

On motion of Senator Suazo, the bill was circled.

* * *

S.B. 33, MENTAL HEALTH SERVICES FOR FOSTER AND ADOPTED CHILDREN TASK FORCE, was read the third time, explained by Senator Davis. Senators Mayne and Buttars commented.

On motion of Senator Ed Allen, the bill was amended as follows:

- 1. Page 2, Line 34:
delete "entirely"
- 2. Page 2, Line 35:
delete "capitated"

The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Voting in the negative was: Senator Wright

S.B. 33 was transmitted to the House.

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S.B. 29, FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK AMENDMENTS, was read the third time, explained by Senator R. Allen, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

E. Allen

S.B. 29 was transmitted to the House.

* * *

On motion of Senator Hellewell, the circle was removed from **S.B. 20**, REPORTING REQUIREMENTS FOR SCIENCE CENTER, and it was before the Senate. Senator Hellewell explained the bill and the bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

S.B. 20 was transmitted to the House.

STANDING COMMITTEE REPORTS

The Human Services Committee reports a favorable recommendation on **S.B. 97**, SPECIAL NEEDS ADOPTION SERVICES, by Senator L. Hillyard, with the following amendments:

1. Page 1, Line 9:
After “compacts.” insert “This act includes a coordination clause.”

2. Page 4, Line 109:
After "disability;" insert "or"
3. Page 4, Lines 110 – 111:
Delete lines 110 through 111
4. Page 4, Line 112:
Delete "(d)", insert "(c)"
5. Page 5, Line 121:
Before "infrequent" insert "time limited."
6. Page 5, Lines 149 – 150:
After "may not exceed the" delete the remainder of line 149 and line 150 and insert "maximum foster care payment or residential room and board payment that would be paid at the time the subsidy amount is initiated or revised."
7. Page 6, Line 156:
After "determined" insert "by the division"
8. Page 6, Line 169:
After "ceases;" delete "or"
9. Page 6, Line 171:
After "parents" insert ";
(g) the child marries; or
(h) the child enters military service"
10. Page 8, Line 225:
After line 225 insert
"Section 9. Coordination Clause.
If this bill and H.B. 79, Persons With a Disability Technical Revisions,
both pass, it is the intent of the Legislature that the amendments in
Subsection 62A-4a-105(8) in this bill supercede the amendments to
Subsection 62A-4a-105(8) in H.B. 79."

Bill Hickman, Chair

On motion of Senator Poulton , the committee report was adopted. **S.B. 97** was placed on Second Reading Calendar.

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On motion of Senator Poulton and at 11:40 a.m., the Senate adjourned until 10:00 a.m., Friday, January 19, 2001.

FIFTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Pro Tem Steve Poulton presiding.

Roll Call– All Senators present, except President Mansell, excused

Prayer –Pastor Brian Deaton, Central Church of the Nazarene

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

January 18, 2001

The House passed **H.B. 31**, CHILD WELFARE OVERSIGHT PANEL AMENDMENTS, by Representative T. Beck, and it is transmitted for consideration.

The House passed **H.B. 47**, APPROPRIATION FOR LONG-TERM PROFESSIONAL DEVELOPMENT PROGRAMS FOR DISABILITY SERVICE, by Representative D. Hogue, et al, and it is transmitted for consideration.

The House passed, as substituted, **1st Sub. H.B. 53**, OLD IRON TOWN STATE PARK, by Representative D. Bowman, and it is transmitted for consideration.

The House passed **H.B. 54**, WILDLIFE – HUNTING AND FISHING FEES, by Representative M. Styler, and it is transmitted for consideration.

The House passed, as substituted and amended, **1st Sub. H.B. 57**, TRAFFIC OFFENSE ADJUDICATION AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for consideration.

The House passed **H.B. 207**, COAL MINE REGULATION BY LABOR COMMISSION, by Representative G. Adair, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 31**, **H.B. 47**, **Sub. H.B. 53**, **H.B. 54**, **Sub. H.B. 57** and **H.B. 207** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 18, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

- S.B. 107** Purposes of Transient Room Tax (L. Blackham)
H.B. 65 Division of Occupational and Professional Licensure
 Amendments (J. Seitz)
H.B. 59 Workers' Compensation Fund (K. Garn)

Education

- S.B. 54** Education Roundtable (D.C. Buttars)
H.B. 35 Utah Technology Infrastructure Innovation Program
 Amendments (B. Goodfellow)

Energy, Natural Resources & Agriculture

- S.B. 51** Water Right Transfer Amendments (L. Blackham)

State & Local Affairs

- S.B. 53** Trust Deed Law Amendments (M. Waddoups)
H.B. 19 Fees Recodification (N. Hansen)

Transportation & Public Safety

- H.B. 22** Sex Offender Lifetime Reporting Amendments
 (D. Bowman)

Michael Waddoups
 Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President:

January 18, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 44, FEES PAYABLE TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS**, by Senator T. Spencer; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 95, WORKERS' COMPENSATION ADVISORY COUNCIL AMENDMENTS**, by Senator E. Mayne; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 96**, COMMERCIAL DRIVERS LICENSE MEDICAL WAIVERS, by Senator E. Mayne.

Dan R. Eastman, Chair; and

Mr. President: January 18, 2001

The Education Committee reports a favorable recommendation on **S.B. 28**, UTAH PERFORMANCE ASSESSMENT FOR STUDENTS AMENDMENTS, by Senator H. Stephenson, et al, with the following amendments:

1. Page 3, line 65:
After “subjects;” delete “and”

2. Page 3, Line 68:
After line 68, insert:
“(iv) allowing a school district to have its tests administered and scored electronically to accelerate the review of test scores and their usefulness to parents and educators under Subsections (3)(d)(i),(ii), and (iii), without violating the integrity of U-PASS; and”; and

The Education Committee reports a favorable recommendation on **S.B. 35**, PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS, by Senator M. Waddoups, et al.

Bill Wright, Chair; and

Mr. President: January 18, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 30**, FILING EMPLOYEE TAX INFORMATION ELECTRONICALLY, by Senator D. Steele.

Curtis S. Bramble, Chair; and

Mr. President: January 18, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 21**, INFORMATION TECHNOLOGY COMMISSION AMENDMENTS, by Senator D. Steele; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 41**, UTAH COORDINATE SYSTEM AMENDMENTS, by Senator P. Hellewell; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 20**, STATE SYMBOL RECODIFICATION, by Representative L. Pace, et al.

Carlene M. Walker, Chair

On motion of Senator Valentine, the committee reports were adopted. **S.B. 44**, **S.B. 95**, **S.B. 96**, **S.B. 28**, as amended, **S.B. 35**, **S.B. 30**, **S.B. 21**, **S.B. 41**, and **H.B. 20** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

UNIFORM ATHLETE AGENTS ACT

S.B. 60

Lyle W. Hillyard

THIS ACT ENACTS THE UNIFORM ATHLETE AGENTS ACT. THE ACT DEFINES TERMS. THE ACT REQUIRES REGISTRATION OF ATHLETE AGENTS AND DESCRIBES THE FORM OF THE APPLICATION FOR REGISTRATION. THE ACT CREATES REQUIREMENTS FOR AGENCY CONTRACTS INCLUDING WARNINGS TO STUDENT ATHLETES. THE ACT REQUIRES A STUDENT-ATHLETE TO NOTIFY THE EDUCATIONAL INSTITUTION WHERE THE STUDENT IS ENROLLED WITHIN 72 HOURS OF SIGNING AN AGENCY CONTRACT. THE ACT ALLOWS A STUDENT-ATHLETE TO CANCEL AN AGENCY CONTRACT WITHIN 14 DAYS AFTER IT IS SIGNED. THE ACT REQUIRES AN ATHLETE AGENT TO RETAIN RECORDS. THE ACT PROHIBITS AN ATHLETE AGENT FROM ENGAGING IN CERTAIN CONDUCT. THE ACT PROVIDES CRIMINAL, CIVIL, AND ADMINISTRATIVE PENALTIES, was read for the first time and referred to the Rules Committee.

ENHANCEMENTS TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION

S.B. 61

Lyle W. Hillyard

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION BY ESTABLISHING AN ENGINEERING AND COMPUTER SCIENCE INITIATIVE WITHIN THE STATE SYSTEM OF HIGHER EDUCATION AND A JOB ENHANCEMENT PROGRAM FOR SECONDARY TEACHERS IN MATHEMATICS, PHYSICS, CHEMISTRY, PHYSICAL SCIENCE, AND INFORMATION TECHNOLOGY WITHIN THE PUBLIC EDUCATION SYSTEM. THE ACT IDENTIFIES COMPONENTS OF THE HIGHER EDUCATION INITIATIVE TO INCLUDE

INCREASING PROGRAM CAPACITY, PROVIDING SUPPLEMENTAL MONIES FOR EQUIPMENT PURCHASES, AND PROVIDING INCENTIVES. THE ACT PROVIDES FOR A \$10,550,000 APPROPRIATION TO FUND THE ENGINEERING AND COMPUTER SCIENCE INITIATIVE AND A \$19,000,000 APPROPRIATION TO FUND THE PUBLIC EDUCATION JOB ENHANCEMENT PROGRAM. THE ACT HAS A SPLIT EFFECTIVE DATE OF MAY 1, 2001, AND JULY 1, 2001, was read for the first time and referred to the Rules Committee.

OPTIONAL COUNTY AFFORDABLE HOUSING FUNDS ACT

S.B. 62

Karen Hale

THIS ACT MODIFIES PROVISIONS RELATED TO COUNTIES TO AUTHORIZE COUNTIES TO INCREASE RECORDER FEES TO FUND AFFORDABLE HOUSING PROGRAMS AND PROJECTS. THE ACT MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES

S.B. 63

Ed P. Mayne

THIS ACT MODIFIES THE PROPERTY TAX ACT TO PROVIDE FOR AN EXEMPTION FROM TAXATION OF A PORTION OF THE FAIR MARKET VALUE OF A SECONDARY RESIDENCE. THIS ACT DEFINES "SECONDARY RESIDENCE" AND INCLUDES IN THE DEFINITION A LIMIT THAT THE SECONDARY RESIDENCE MAY NOT BE CONNECTED TO A SEWER OR WATER SYSTEM OPERATED BY CERTAIN LOCAL ENTITIES OR BE RENTED TO ANOTHER PERSON DURING A CALENDAR YEAR. THE ACT REQUIRES AN OWNER OF A SECONDARY RESIDENCE TO COMPLY WITH CERTAIN REQUIREMENTS TO RECEIVE THE PROPERTY TAX EXEMPTION, AND MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

JUSTICE COURT APPEALS REVISION

S.B. 128

Terry R. Spencer

THIS ACT MODIFIES PROVISIONS PROVIDING FOR APPEALS FROM JUSTICE COURT CONVICTIONS. THE ACT CLARIFIES THE CIRCUMSTANCES UNDER WHICH A PERSON OR THE PROSECUTOR MAY APPEAL AND PROVIDES FOR TRIAL DE NOVO IN THE DISTRICT COURT, was read for the first time and referred to the Rules Committee.

MEDICAL MALPRACTICE – MONETARY CAP**S.B. 129***Michael G. Waddoups*

THIS ACT MODIFIES THE JUDICIAL CODE. THIS ACT INCREASES THE LIMIT ON THE RECOVERY OF NONECONOMIC DAMAGES IN MALPRACTICE ACTIONS AGAINST HEALTH CARE PROVIDERS. THE ACT PROVIDES FOR AN ANNUAL ADJUSTMENT TO THE LIMIT BASED ON INFLATION, WITH THIS ADJUSTMENT APPLYING ONLY TO A CAUSE OF ACTION THAT ARISES AFTER THE ADJUSTMENT IS MADE. THIS ACT REQUIRES RULEMAKING AND PROVIDES AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

R.S. 2477 AMENDMENTS**S.B. 130***John W. Hickman*

THIS ACT MODIFIES THE TRANSPORTATION CODE BY PROVIDING RESTRICTIONS ON CERTAIN AGREEMENTS THAT MAY BE ENTERED INTO REGARDING R.S. 2477 RIGHTS-OF-WAY, was read for the first time and referred to the Rules Committee.

SENATE RULES RESOLUTION – USE OF MASON’S MANUAL**S.R. 2***Michael G. Waddoups*

THIS SENATE RESOLUTION MODIFIES SENATE RULES BY ESTABLISHING MASON’S MANUAL OF LEGISLATIVE PROCEDURE AS A REFERENCE FOR PARLIAMENTARY PROCEDURE. THIS RESOLUTION TAKES EFFECT UPON PASSAGE BY THE SENATE, was read for the first time and referred to the Rules Committee.

* * *

At the request of Senator Poulton, acting President, Senator Valentine assumed the position of President Pro Tem.

THIRD READING CALENDAR

S.B. 8, REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT, was read the third time.

On motion of Senator Dmitrich, the bill was circled.

* * *

On motion of Senator Hillyard, the Senate moved to the Second Reading Calendar.

SECOND READING CALENDAR

S.B. 97, SPECIAL NEEDS ADOPTION SERVICES, was read the second time.

On motion of Senator Hillyard, **S.B. 97**, was placed at the top of the Second Reading Calendar.

On motion of Senator Hillyard, the following substitute bill replaced the original bill.

SPECIAL NEEDS ADOPTION SERVICES

1st Sub. S.B. 97

L. Hillyard

THIS ACT MODIFIES THE HUMAN SERVICES CODE TO PROVIDE A DESCRIPTION OF THE TYPES OF SPECIAL NEEDS ADOPTION SERVICES AVAILABLE TO ADOPTIVE PARENTS AND THE ELIGIBILITY FOR THOSE SERVICES. THE ACT AMENDS THE DESCRIPTION OF DUTIES FOR THE DIVISION OF CHILD AND FAMILY SERVICES REGARDING FINANCIAL SUPPORT FOR ADOPTIONS. THE ACT MAKES TECHNICAL CHANGES TO ADOPTION ASSISTANCE AGREEMENTS UNDER INTERSTATE COMPACTS. THIS ACT INCLUDES A COORDINATION CLAUSE.

On motion of Senator Hillyard, **1st Sub. S.B. 97** was returned to its position on the Second Reading Calendar under **S.B. 38**.

* * *

On motion of Senator Hillyard, the Senate returned to the Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Dmitrich, the circle was removed from **S.B. 8**, REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT, and it was before the Senate. Senator Dmitrich explained the bill. Senator Dmitrich declared a conflict of interest. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Voting in the negative was: Senator
Peterson

Absent or not voting were: Senators

Blackham	Hale	Poulton	Mansell
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S.B. 8 was transmitted to the House.

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S.B. 24, INDIVIDUAL INCOME TAX – ADDITIONS TO FEDERAL TAXABLE INCOME, was read the third time

On motion of Senator Knudson, the bill was circled.

* * *

S.B. 36, INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS, was read the third time.

On motion of Senator Knudson, the bill was circled.

* * *

S.B. 32, LEGISLATIVE PROCESS COMMITTEE, was read the third time.

On motion of Senator Knudson, the bill was circled.

SECOND READING CALENDAR

S.B. 12, TRAFFIC MANAGEMENT COMMITTEE AMENDMENTS was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Hickman	Poulton	Steele
Mansell			

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S.B.17, HIGHWAY CONSTRUCTION BID LIMIT, was read the second time.

On motion of Senator Knudson, the bill was circled.

* * *

On motion of Senator Knudson, the circle was removed from **S.B. 31**, AREA HEALTH EDUCATION CENTER AMENDMENTS, and it was before the Senate. Senator Knudson explained the bill. Senator Julander commented. The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Suazo	Waddoups
Walker			

Voting in the negative were: Senators

Evans	Spencer	Stephenson	Valentine
Wright			

Absent or not voting were: Senators

Blackham	Davis	Mansell
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* * *

Senator Poulton returned to the podium as acting President.

* * *

S.B. 40, PENALTY FOR USE OF DYED DIESEL was read the second time. Senator Eastman explained the bill.

On motion of Senator Eastman, the bill was amended as follows:

1. Page 1, Line 14:
Senate Committee Amendments 1-17-2001:
Delete “or”
2. Page 1, Line 14e:
Senate Committee Amendments 1-17-2001:
Delete the period and insert “; or
(c) the motor vehicle is special mobile equipment, as defined in Section 41-1a-102, including off-road motorized construction or maintenance equipment, that is only incidentally operated or moved on a highway in connection with a construction project.”

Senator Steele commented and the bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker			

Absent or not voting were: Senators

Blackham	Hickman	Wright	Mansell
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S.B. 99, REVISOR’S STATUTE, was read the second time. Senator Waddoups explained the bill.. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators
Blackham Mansell

* * *

On motion of Senator Valentine, the Senate returned to the Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Valentine, the circle was removed from **S.B. 24**, INDIVIDUAL INCOME TAX – ADDITIONS TO FEDERAL TAXABLE, and it was before the Senate. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators
Blackham Mansell

S.B. 24 was transmitted to the House.

* * *

On motion of Senator Valentine, the circle was removed from **S.B. 36**, INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS, and it was before the Senate. Senator Valentine explained the bill. Senators Steele, Spencer, Ron Allen, Buttars, Gladwell, and Bramble commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting was: Senator Mansell

S.B. 36 was transmitted to the House.

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On motion of Senator Blackham, the circle was removed from **S.B. 32**, LEGISLATIVE PROCESS COMMITTEE – DUTIES AND RESPONSIBILITIES, and it was before the Senate. Senator Blackham explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Buttars	Jenkins	Mansell
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S.B. 32 was transmitted to the House.

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On motion of Senator Valentine, the Senate returned to the Second Reading Calendar.

SECOND READING CALENDAR

H.J.R.1, JOINT RULES RESOLUTION – AMENDMENTS TO PROCESSES, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Hillyard	Mansell
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S.B. 16, TEACHER QUALITY AMENDMENTS, was read the second time. Senator Steele explained the bill. Senators Valentine and Wright commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Hellewell	Hillyard	Mansell
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S.B. 4, PROHIBITION OF INTIMACY WITH PERSON IN CUSTODY, was read the second time. Senator Julander explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Hillyard	Mansell
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S.B. 37, HATE CRIMES AMENDMENTS, was read the second time.

On motion of Senator Suazo, the bill was circled.

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On motion of Senator Knudson, the circle was removed from **S.B. 17, HIGHWAY CONSTRUCTION BID LIMIT,** and it was before the Senate.

On motion of Senator Knudson, the bill was amended as follows:

1. Page 2, Line 28 :
 After line 28 insert:
“(3) If the department performs a construction or improvement project by force account, the department shall:
(i) provide an accounting of the costs and expenditures of the improvement including material and labor;
(ii) disclose the costs and expenditures to any person upon request and allow the person to make a copy and pay for the actual cost of the copy;
and
(iii) perform the work using the same specifications and standards that would apply to a private contractor.”

The bill, as amended, failed on the following roll call:

Yeas, 12; Nays, 16; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Hale	Julander	Knudson
Mayne	Peterson	Steele	Suazo

Voting in the negative were: Senators

Blackham	Bramble	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Poulton	Spencer	Stephenson
Valentine	Waddoups	Walker	Wright

Absent or not voting was: Senator

Mansell

The bill was filed.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

January 19, 2001

The House passed, as amended, **H.B. 13**, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, by Representative A.L. Tyler, and it is transmitted for consideration.

The House passed, as amended, **H.B. 44**, INSURANCE DEPARTMENT – HEALTH POLICY RESPONSIBILITIES, by Representative R. Lockhart, and it is transmitted for consideration.

The House passed **H.B. 190**, ORIGINAL ISSUE LICENSE PLATE AMENDMENTS, by Representative R. Lockhart, and it is transmitted for consideration.

The House passed **H.J.R. 5**, JOINT RULES RESOLUTION – REFERENCE TO MASON'S MANUAL, by Representative W. Harper, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 13**, **H.B. 44**, **H.B. 190**, and **H.J.R. 5** were read the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS**BAIL BOND AMENDMENTS****S.B. 127***Terry R. Spencer*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE AND THE INSURANCE CODE REGARDING BAIL BOND SURETY COMPANIES BY PROVIDING PROCEDURES FOR ACTIONS AGAINST BAIL BOND SURETY COMPANIES FOR FAILURE TO PAY BAIL BOND FORFEITURES.

THIS ACT ALSO AMENDS PROVISIONS REGARDING THE SURETY'S AND THE PROSECUTOR'S FUNCTIONS IF A DEFENDANT FAILS TO APPEAR, AND PROCEDURES FOR EXONERATION OF THE BOND, was read for the first time and referred to the Rules Committee.

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On motion of Senator Valentine and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Monday, January 22, 2001.

EIGHTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call – All Senators present except Senators Spencer and Wright, excused.

Prayer – Richard V. Strong, Former Director, Office of Legislative Research and General Counsel

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 19, 2001

The House passed **H.B. 15**, BICYCLE LAW AMENDMENTS, by Representative M. Dillree, and it is transmitted for consideration.

The House passed **H.B. 41**, FIRE PREVENTION AMENDMENTS, by Representative K. Bryson, and it is transmitted for consideration.

The House passed **H.B. 63**, OFF-HIGHWAY VEHICLE REGISTRATION AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for consideration.

The House passed, as amended, **H.B. 191**, LIQUOR PACKAGE AGENCY CONTRACTS, by Representative M. Styler, and it is transmitted for consideration.

The House passed, as amended, **H.B. 195**, DEPARTMENT OF HEALTH – FEE PROCESS, by Representative K. Garn, and it is transmitted for consideration.

The House passed, as amended, **H.B. 205**, EMPLOYERS' REINSURANCE FUND SPECIAL ASSESSMENT, by Representative G. Adair, and it is transmitted for consideration.

The House passed **H.B. 206**, COUNTIES ACCUMULATION OF RETAINED EARNINGS, by Representative T. Hatch, and it is transmitted for consideration.

The House passed, as amended, **H.B. 212**, MUSEUM EDUCATIONAL INITIATIVE, by Representative W. Harper, and it is transmitted for consideration.

The House passed **H.J.R. 3**, JOINT RESOLUTION APPROVING APPOINTMENT OF DIRECTOR, by Representative K. Garn, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 15, H.B. 41, H.B. 63, H.B. 191, H.B. 195, H.B. 205, H.B. 206, H.B. 212**, and **H.J.R. 3** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 19, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Human Services

H.B. 204 Olene Walker Housing Trust Fund Appropriation
(W. Harper)

Judiciary

S.B. 115 Safe Schools Amendments (B. Wright)

Revenue & Taxation

S.B. 34 Individual Income Tax Relief for Low-income
Individuals and Related State Tax Commission
Amendments (L. Hillyard)

S.B. 106 Municipal Bond Secured Transactions (L. Hillyard)

State & Local Affairs

S.B. 47 Ballot Requirements on Legislative and Initiative
Proposals (M. Peterson)

Transportation & Public Safety

S.B. 122 Motor Vehicle Insurance Amendments (M. Waddoups)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

Mr. President: January 19, 2001
 The Rules Committee recommends the assignment of the following Senate Resolution to the Second Reading Calendar:

S.J.R. 5 Resolution Recognizing Contributions of
 Richard V. Strong (A. Mansell)
 Michael Waddoups
 Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted and **S.J.R. 5** was placed on the Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: January 19, 2001
 The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 90**, VETERANS MEMORIALS ERECTED AND MAINTAINED BY COUNTIES, by Senator G. Davis; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 98**, LOCATING TELECOMMUNICATIONS FACILITIES, by Senator R. Allen; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 16**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ENVIRONMENTAL QUALITY, by Representative R. Siddoway; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 17**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – NATURAL RESOURCES, by Representative R. Siddoway.

Terry R. Spencer, Chair; and

Mr. President: January 19, 2001
 The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, by Senator K. Hale, with the following amendments:

1. Page 1, Line 20:
 Delete "17" and insert "18"

On motion of Senator Steele, the committee reports were adopted. **S.B. 90, S.B. 98, H.B. 16, H.B. 17, and S.B. 48**, as amended, were placed on Second Reading Calendar.

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Mr. President:

January 19, 2001

The Judiciary Committee reports a favorable recommendation on **H.B. 5, SERIOUS HABITUAL OFFENDER COMPREHENSIVE ACTION PROGRAM AMENDMENT**, by Representative D. Bowman, and recommends it be considered read for the second time and placed on the Consent Calendar.

On motion of Senator Gladwell, the committee report was adopted. **H.B. 5** was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

FIREFIGHTER RETIREMENT AMENDMENTS

S.B. 131

Gene Davis

THIS ACT MODIFIES THE RETIREMENT CODE BY CREATING A DEFERRED COMPENSATION BENEFIT FOR MEMBERS OF THE FIREFIGHTERS' RETIREMENT SYSTEM. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

VETERINARY PRACTICE ACT AMENDMENTS

S.B. 132

Bill Wright

THIS ACT MODIFIES THE VETERINARY PRACTICE ACT. THIS ACT PROVIDES A LIMITED EXEMPTION FROM LICENSING UNDER THE VETERINARY PRACTICE ACT FOR CHIROPRACTIC PHYSICIANS, PHYSICAL THERAPISTS, AND MASSAGE THERAPISTS WHO PROVIDE CERTAIN TREATMENT AND MEET SPECIFIED TRAINING REQUIREMENTS, was read for the first time and referred to the Rules Committee.

AGE DISCRIMINATION IN EMPLOYMENT

S.B. 133

Ed P. Mayne

THIS ACT MODIFIES THE UTAH ANTIDISCRIMINATION ACT TO CLARIFY THAT A PERSON EMPLOYING EIGHT OR MORE EMPLOYEES

MAY NOT DISCRIMINATE ON THE BASIS OF AGE, was read for the first time and referred to the Rules Committee.

PROTECTIVE ORDER AMENDMENTS

S.B. 134

Terry R. Spencer

THIS ACT MODIFIES PROVISIONS REGARDING PROTECTIVE ORDERS TO ALLOW EITHER PARTY TO A HEARING TO OBJECT TO AN ORDER RECOMMENDED BY A COMMISSIONER AND HAVE THE MATTER HEARD BY A JUDGE, was read for the first time and referred to the Rules Committee.

PROVIDING FOR SELECTIVE SERVICE REGISTRATION

S.B. 135

L. Steven Poulton

THIS ACT MODIFIES THE DRIVER LICENSING ACT BY REQUIRING THAT SPECIFIC INFORMATION FROM THE APPLICATION FOR A DRIVER LICENSE OR IDENTIFICATION CARD BE FORWARDED TO THE SELECTIVE SERVICE SYSTEM FOR REGISTRATION AS REQUIRED BY FEDERAL LAW. THE ACT ALSO SPECIFIES THAT REFUSAL WILL RESULT IN THE DENIAL OF THE LICENSE OR CARD, was read for the first time and referred to the Rules Committee.

PARENTING PLAN FOR DIVORCING PARENTS

S.B. 136

Lyle W. Hillyard

THIS ACT MODIFIES THE JOINT CUSTODY PROVISIONS TO REQUIRE THAT A PARENTING PLAN BE PROVIDED BY PARENTS REQUESTING JOINT CUSTODY OF MINOR CHILDREN. THE ACT DEFINES A PARENTING PLAN, PROVIDES OBJECTIVES, AND PRESCRIBES REQUIREMENTS FOR FILING A PARENTING PLAN. IT ALSO REQUIRES THE DESIGNATION OF A DISPUTE RESOLUTION PROCESS FOR ANY BREAKDOWN OF THE AGREEMENT, was read for the first time and referred to the Rules Committee.

RESOLUTION URGING REQUIREMENT OF BOND TO SUE AN ATTORNEY

S.R. 3

Terry R. Spencer

THIS RESOLUTION OF THE SENATE URGES THE UTAH SUPREME COURT AND THE UTAH STATE BAR TO REQUIRE PERSONS FILING A

COMPLAINT AGAINST AN ATTORNEY TO POST A BOND, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 12, TRAFFIC MANAGEMENT COMMITTEE AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Spencer Wright

S.B. 12 was transmitted to the House.

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S.B. 31, AREA HEALTH EDUCATION CENTER AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Suazo	Waddoups	Walker
Mansell			

Voting in the negative were: Senators

Stephenson Valentine

Absent or not voting were: Senators
Spencer Wright

S.B. 31 was transmitted to the House.

* * *

S.B. 40, PENALTY FOR USE OF DYED DIESEL, was read the third time, explained by Senator Eastman, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators
Blackham Spencer Wright

S.B. 40 was transmitted to the House.

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On motion of Senator Suazo, the circle was removed from **S.B.25**, ATHLETIC COMMISSION RESPONSIBILITIES, and it was before the Senate.

On motion of Senator Suazo, the following substitute bill replaced the original bill.

UTAH PROFESSIONAL ATHLETIC COMMISSION ACT

Sub. S.B. 25

P. Suazo

THIS ACT MODIFIES THE UTAH PROFESSIONAL BOXING REGULATION ACT BY REPEALING THE CURRENT ACT AND REPLACING IT WITH THE UTAH PROFESSIONAL ATHLETIC COMMISSION ACT. THIS ACT REMOVES THE REGULATION OF BOXING AND UNARMED COMBAT FROM THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING AND CREATES AN INDEPENDENT

UTAH PROFESSIONAL ATHLETIC COMMISSION WITHIN THE DEPARTMENT OF COMMERCE. THE ACT PROVIDES FOR THE LICENSURE OF PROMOTERS, MANAGERS, SECONDS, CONTESTANTS, JUDGES, AND REFEREES. THE ACT GRANTS RULEMAKING AUTHORITY TO THE UTAH PROFESSIONAL ATHLETIC COMMISSION TO GOVERN UNARMED COMBAT. THE ACT PROHIBITS ULTIMATE FIGHTING. THE ACT AUTHORIZES THE HIRING OF A DIRECTOR OF THE UTAH PROFESSIONAL ATHLETIC COMMISSION. THE ACT LEVIES FEES ON TICKET PROCEEDS AND BROADCAST REVENUES FROM CONTESTS. THE ACT PROVIDES FOR FUNDING OF AMATEUR BOXING WITHIN THE STATE. THIS ACT PROVIDES AN EFFECTIVE DATE.

On motion of Senator Suazo, the bill was circled.

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S.B. 99, REVISOR’S STATUTE, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Buttars	Spencer	Wright
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S.B. 99 was transmitted to the House.

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H.J.R. 1, JOINT RULES RESOLUTION – AMENDMENTS TO PROCESSES, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell

Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Buttars	Spencer	Wright
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H.J.R. 1 was signed by the President of the Senate in open session and returned to the House.

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S.B. 16, TEACHER QUALITY AMENDMENTS, was read the third time.

On motion of Senator Steele, the bill was circled.

* * *

S.B. 4, PROHIBITION OF INTIMACY WITH PERSON IN CUSTODY, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Spencer	Wright
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S.B. 4 was transmitted to the House.

SECOND READING CALENDAR

S.B. 11, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – DRIVERS LICENSE, was read the second time. Senator Steele explained the bill; Senator Valentine commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Davis	Spencer	Wright
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* * *

S.B. 38, HIGHWAY AUTHORITY WINTER ROAD CLOSURE AUTHORITY, was read the second time. Senator Hellewell explained the bill. Senators Jenkins, Hickman, Steele, and Davis commented. The bill failed on the following roll call:

Yeas, 13; Nays, 14; Absent, 2.

Voting in the affirmative were: Senators

Bramble	Buttars	Gladwell	Hale
Hellewell	Hillyard	Julander	Knudson
Peterson	Poulton	Suazo	Waddoups
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Hickman
Jenkins	Mayne	Steele	Stephenson
Valentine	Walker		

Absent or not voting were: Senators

Spencer	Wright
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Sub. S.B. 97, SPECIAL NEEDS ADOPTION SERVICES, was before the Senate.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 4, Line 96–97:
After “who” delete “:” and all of line 97
2. Page 4, Line 98:
Delete “(2)” and after “need” insert “and who qualifies under state and federal law”

Senators Buttars and Ed Allen commented.

On motion of Senator Hillyard, Robin Arnold–Williams, Executive Director, Department of Human Services, spoke in Committee of the Whole. Senator Ed Allen, Valentine, Buttars, Davis, Poulton, and Mayne commented.

On motion of Senator Hillyard, the Committee of the Whole was dissolved

On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Valentine, the Senate voted to reconsider its action on **S.B. 17**. Motion passed and the bill returned to the bottom of the Second Reading Calendar.

INTRODUCTION OF BILLS

PROCUREMENT CODE REQUIREMENT OF HEALTH CARE BENEFITS

S.B. 137

Ed P. Mayne

THIS ACT MODIFIES THE UTAH PROCUREMENT CODE BY REQUIRING CERTAIN BUSINESSES TO PROVIDE QUALIFIED HEALTH INSURANCE COVERAGE TO EMPLOYEES AS A CONDITION FOR CONTRACTING WITH THE STATE UNDER CERTAIN CIRCUMSTANCES, was read for the first time and referred to the Rules Committee.

MINIMUM WAGE APPLICABILITY

S.B. 138

Howard A. Stephenson

THIS ACT MODIFIES THE UTAH MINIMUM WAGE ACT TO PROHIBIT CITIES, TOWNS, AND COUNTIES FROM ESTABLISHING A MINIMUM WAGE RATE THAT EXCEEDS THE FEDERAL MINIMUM WAGE RATE. THE ACT PROHIBITS CITIES, TOWNS, AND COUNTIES

FROM REQUIRING THAT A PERSON CONTRACTING WITH THE CITY, TOWN, OR COUNTY PAY ITS EMPLOYEES A MINIMUM WAGE THAT EXCEEDS THE FEDERAL MINIMUM WAGE, was read for the first time and referred to the Rules Committee.

NONPROFIT CORPORATION ACT AMENDMENTS

S.B. 139

Lyle W. Hillyard

THIS ACT MODIFIES THE UTAH REVISED NONPROFIT CORPORATION ACT. THE ACT MAKES VARIOUS TECHNICAL CHANGES. THE ACT AMENDS PROVISIONS RELATING TO BALLOTS. THE ACT AMENDS PROVISIONS RELATING TO VOTING ON DIRECTORS. THE ACT AMENDS PROVISIONS RELATING TO THE REMOVAL OF DIRECTORS. THE ACT AMENDS PROVISIONS RELATING TO CONFLICT OF INTEREST TRANSACTIONS. THE ACT ADDS A SEVERABILITY CLAUSE, was read for the first time and referred to the Rules Committee.

CULTURAL AND LINGUISTIC COMPETENCY IN HEALTH CARE TASK FORCE

S.B. 140

Pete Suazo

THIS ACT CREATES THE CULTURAL LINGUISTIC COMPETENCY IN HEALTH CARE TASK FORCE. THE ACT SPECIFIES MEMBERSHIP, RESPONSIBILITIES, PROCEDURES, AND REPORTING DATES FOR THE TASK FORCE. THE ACT APPROPRIATES \$39,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 AND \$39,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02 TO FUND THE TASK FORCE. THE TASK FORCE IS REPEALED ON NOVEMBER 30, 2002, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Poulton and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Tuesday, January 23, 2001.

NINTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present

Prayer –President Mary Ellen Smoot, Relief Society General President, Church of Jesus Christ of Latter–Day Saints

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

January 22, 2001

The House passed, as amended, **H.B. 25**, CIVIL STALKING AMENDMENTS, by Representative L. Shurtliff, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 49**, VEHICLE SUSPENSION LIFT LAWS, by Representative D. Bowman, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 60**, JUSTICE COURT AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 209**, ISSUANCE OF A DRIVERS LICENSE, by Representative B. Parker, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 218**, STATE HIGHWAY ACCESS MANAGEMENT, by Representative W. Harper, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 25**, as amended, **H.B. 49**, as amended, **H.B. 60**, as amended, **Sub. H.B. 209**, and **H.B. 218**, as amended, were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 22, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

- S.B. 100** Insurance Law Amendments (L.S. Poulton)
H.B. 207 Coal Mine Regulation by Labor Commission (G. Adair)

Education

- S.B. 124** Education Resource Centers (B. Evans)

Energy, Natural Resources & Agriculture

- S.B. 50** Property Exempt from Execution (C. Walker)
H.B. 54 Wildlife – Hunting and Fishing Fees (M. Styler)

Health & Environment

- S.B. 104** Mental Health Practice Amendments (K. Hale)
S.B. 118 Emergency Management Assistance Act (L. Hillyard)
H.B. 44 Insurance Department – Health Policy Responsibilities (R. Lockhart)

Human Services

- S.B. 111** Conflict of Interest Investigations into Allegation of Child Abuse or Neglect (D.C. Buttars)

Judiciary

- S.B. 103** Attempted Murder Amendments (D. Gladwell)

Revenue & Taxation

- S.B. 114** Sales and Use Tax on Public Accommodations and Services Taxed by Tribes (M. Dmitrich)

State & Local Affairs

- S.B. 105** State Settlement Agreements Amendments (P. Knudson)

Transportation & Public Safety

- 1st Sub. H.B. 57** Traffic Offense Adjudication Amendments (B. Goodfellow)

H.B. 190 Original Issue License Plate Amendments (R. Lockhart)
Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

Mr. President: January 22, 2001

The Rules Committee recommends the assignment of the following Resolutions to the Second Reading Calendar:

S.R. 2 Senate Rules Resolution – Use of Mason’s Manual (M. Waddoups)

H.J.R. 5 Joint Rules Resolution – Reference to Mason’s Manual (W. Harper)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

The State and Local Affairs Committee recommends **S.B. 39**, PERMISSIVE USE OF COUNTY AND CITY MONEYS, by Senator D.C. Buttars, be replaced and favorably recommends **1st Sub. S.B. 39**, ALLOWABLE USE OF COUNTY AND CITY RESOURCES; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 19**, FEES RECODIFICATION, by Representative N. Hansen, et al; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 21**, MAILING REQUIREMENTS TO STATE AND POLITICAL SUBDIVISIONS, by Representative R. Barrus, et al; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 27**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ADMINISTRATIVE RULES AND PROCEDURES, by Representative R. Siddoway; and

The State and Local Affairs Committee recommends **H.B. 29**, ELECTION LAW – TECHNICAL AMENDMENTS, by Representative B. Holladay, et al, be replaced and favorably recommends **1st Sub. H.B. 29**, ELECTION LAW – TECHNICAL AMENDMENTS with the following amendment:

1. Page 2, Line 53:
After "President" insert "/ Vice President"

Carlene Walker, Chair; and

Mr. President:

January 22, 2001

The Human Services Committee reports a favorable recommendation on **H.B. 33**, CLARIFICATION OF TIME LIMITS FOR REUNIFICATION SERVICES, by Representative M. Throckmorton, with the following amendments:

1. Page 3, Line 78
Lilac Copy 1-16-2001:
After "who is" bracket "two years" and insert "36 months"
2. Page 3, Line 79
Lilac Copy 1-16-2001:
After "child is" insert "initially" and after "court shall" insert ":(i) hold a permanency hearing eight months after the date of the initial removal, pursuant to Section 78-3a-312; and (ii)"
3. Page 3, Line 80
Lilac Copy 1-16-2001:
After "from the" insert "initial"
4. Page 3, Line 81
Lilac Copy 1-16-2001:
After "plan." bracket "The burden is upon"
5. Page 3, Lines 82 through 84c:
Bracket and delete lines 82 through 84c.

John W. "Bill" Hickman, Chair

On motion of Senator Hickman, the committee reports were adopted. **Sub. S.B. 39, H.B. 19, H.B. 21, H.B. 27, Sub. H.B. 29**, as amended, and **H.B. 33**, as amended, were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

ADOPTION LAW AMENDMENTS

S.B. 64

Terry R. Spencer

THIS ACT MODIFIES THE TERMINATION OF PARENTAL RIGHTS ACT AND THE ADOPTION ACT. THE ACT EXPANDS THOSE WHO ARE

AUTHORIZED TO TAKE CONSENTS OR RELINQUISHMENTS UNDER THE TERMINATION OF PARENTAL RIGHTS ACT TO INCLUDE ANY PERSON WHO IS AUTHORIZED TO TAKE CONSENTS OR RELINQUISHMENTS UNDER THE ADOPTION ACT. THE ACT AMENDS THE ADOPTION ACT TO REQUIRE A FATHER TO FILE AN EXECUTED VOLUNTARY DECLARATION OF PATERNITY WITH THE STATE REGISTRAR OF VITAL STATISTICS AS REQUIRED BY THE VOLUNTARY DECLARATION OF PATERNITY ACT. THE ACT CLARIFIES THAT A NOTICE OF THE COMMENCEMENT OF PATERNITY PROCEEDINGS IS CONSIDERED FILED WHEN THE NOTICE IS ENTERED IN THE REGISTRY OF NOTICES FROM UNMARRIED BIOLOGICAL FATHERS. THE ACT PROVIDES THAT LICENSED EXPERTS IN FAMILY RELATIONS OF THE STATE WHERE PROSPECTIVE ADOPTIVE PARENTS RESIDE MAY CONDUCT PREPLACEMENT EVALUATIONS. THE ACT ESTABLISHES BACKGROUND CHECK REQUIREMENTS FOR PROSPECTIVE ADOPTIVE PARENTS WHO HAVE NOT BEEN RESIDENTS OF UTAH FOR FIVE CONSECUTIVE YEARS PRECEDING THE TIME OF THE FILING OF A PETITION FOR ADOPTION. THE ACT EXPANDS THE JURISDICTION OF UTAH COURTS TO ALLOW A FAMILY TO FINALIZE AN ADOPTION IN THE UTAH DISTRICT COURT WHERE A CHILD WAS BORN. THE ACT MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

TELEPHONE HARASSMENT AMENDMENTS

S.B. 141

Terry R. Spencer

THIS ACT MODIFIES THE CRIMINAL CODE BY DELETING LANGUAGE REGARDING THE OFFENSE OF TELEPHONE HARASSMENT THAT HAS BEEN FOUND UNCONSTITUTIONAL BY THE UTAH SUPREME COURT, was read for the first time and referred to the Rules Committee.

PERSONNEL MANAGEMENT ACT REVISION

S.B. 142

Terry R. Spencer

THIS ACT MODIFIES THE PERSONNEL MANAGEMENT ACT BY ADJUSTING REQUIREMENTS FOR SALARY RANGES IN PAY PLANS AND BY ADJUSTING MERIT STEP INCREMENTS, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Poulton, the Senate moved to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Poulton, under suspension of rules, **S.J.R. 5** was moved to the top of the Second Reading Calendar.

* * *

On motion of Senator Valentine, under suspension of the rules, **S.J.R. 5, RESOLUTION RECOGNIZING CONTRIBUTIONS OF RICHARD STRONG**, was read the second and third times. The bill was read before the Senate.

On motion of Senator Poulton, Richard V. Strong spoke in Committee of the Whole. Senators Poulton, Dmitrich, Davis, Julander, Valentine, Blackham, Knudson, Steele, Hillyard, Peterson, and Mansell commented.

On motion of Senator Poulton, the Senate dissolved the Committee of the Whole

The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

- | | | | |
|-----------|----------|------------|-----------|
| E. Allen | R. Allen | Blackham | Bramble |
| Buttars | Davis | Dmitrich | Eastman |
| Evans | Gladwell | Hale | Hellewell |
| Hickman | Hillyard | Jenkins | Julander |
| Knudson | Mayne | Peterson | Poulton |
| Spencer | Steele | Stephenson | Suazo |
| Valentine | Waddoups | Walker | Wright |
| Mansell | | | |

* * *

On motion of Senator Steele, the Senate moved to the Third Reading Calendar.

THIRD READING CALENDAR

S.B. 11, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – DRIVERS LICENSE, was read the third time.

On motion of Senator Suazo, the bill was circled.

* * *

Sub. S.B. 25, ATHLETIC COMMISSION RESPONSIBILITIES, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Steele
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Sub. S.B. 25 was transmitted to the House.

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On motion of Senator Steele, the Senate returned to Second Reading Calendar.

SECOND READING CALENDAR

S.B. 44, FEES PAYABLE TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Buttars Steele

* * *

S.B. 95, WORKERS' COMPENSATION ADVISORY COUNCIL AMENDMENTS, was read the second time. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Buttars Steele

* * *

S.B. 96, COMMERCIAL DRIVERS LICENSE MEDICAL WAIVERS, was read the second time. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars Knudson Spencer

* * *

On motion of Senator Steele, the Senate returned to the Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Steele, the circle was removed from **S.B. 16, TEACHER QUALITY AMENDMENTS**, and it was before the Senate. Senator Steele explained the bill.

On motion of Senator Steele, the bill was amended as follows:

1. Page 21, Line 622:
After "Education" delete "and" and insert "or"
2. Page 21, Line 623:
After "shall" delete "jointly"
3. Page 21, Line 631:
After "Regents" delete "and the State Board of Education"
4. Page 21, Line 633:
After "Regents" delete "and State Board of Education"
5. Page 21, Line 637:
After "of" delete "Education" and insert "Regents"
6. Page 21, Line 638:
After "not" delete "teach" and insert "work" and after "system" insert "or a private school within the state"
7. Page 22, Line 648:
After "licensing" insert "or advanced licensing" and after "met" delete ", whichever is shorter"
8. Page 22, Line 650:
After "Regents" delete "and State Board of Education"
9. Page 22, Line 651:
After "pursue" delete "a"
10. Page 22, Line 652:
Delete "teaching" and insert "an education" and after "system" insert "or a private school within the state"
11. Page 22, Line 669:
Delete "and numbers"

- 12. Page 22, Line 670:
After “(a)” delete “up to 200”
- 13. Page 22, Line 672:
After “(b)” delete “up to 165”

On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Steele, the circle was removed from **S.B. 11**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – DRIVERS LICENSE, and it was before the Senate. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Spencer	Stephenson
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S.B. 11 was transmitted to the House.

On motion of Senator Steele, the Senate returned to the Second Reading Calendar.

SECOND READING CALENDAR

S.B. 28, UTAH PERFORMANCE ASSESSMENT FOR STUDENTS AMENDMENTS, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Valentine, the Senate voted to reconsider its action on **S.B. 38**. The bill was placed at the bottom of the Second Reading Calendar.

* * *

S.B. 35, PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS, was read the second time. Senator Waddoups explained the bill. Senator Peterson commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Davis	Hickman
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S.B. 30, FILING EMPLOYEE TAX INFORMATION ELECTRONICALLY, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Blackham

* * *

S.B. 21, INFORMATION TECHNOLOGY COMMISSION AMENDMENTS, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

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S.B. 41, UTAH COORDINATE SYSTEM AMENDMENTS, was read the second time. Senator Hellewell explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Dmitrich	Hickman
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S.B. 90, VETERANS MEMORIALS ERECTED AND MAINTAINED BY COUNTIES, was read the second time. Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard

Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Blackham	Bramble	Wright
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S.B. 98, LOCATING TELECOMMUNICATIONS FACILITIES, was read the second time. Senator Ron Allen explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Blackham	Mansell
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ADVISE AND CONSENT

Dear President Mansell and Members of the Senate: December 7, 2000

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

JUVENILE COURT

Thomas M. Higbee appointed as a Judge of the Juvenile Court of the Fifth Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3a-107, Utah Code Annotated 1953, as amended; and

Mr. President: January 8, 2001

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

DEPARTMENT OF CORRECTIONS

Michael Chabries appointed as the Executive Director of the Department of Corrections. Section 64-13-3, Utah Code Annotated 1953, as amended.

DEPARTMENT OF PUBLIC SAFETY

Robert Lee Flowers appointed as the Commissioner of Public Safety for a term to expire June 30, 2005. Section 53-1-107, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of these appointments.

Michael O. Leavitt
Governor

Communication filed.

* * *

On motion of Senator Poulton, the Senate voted to consent to the appointments of the Governor. The motion passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Bramble
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On motion of Senator Buttars, Judge Thomas M. Higbee, Michael Chabries, and Robert Flowers spoke in Committee of the Whole. Senators Buttars, Hickman, and Ron Allen commented.

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On motion of Senator Buttars, the Senate dissolved the Committee of the Whole.

* * *

On motion of Senator Poulton, and at 11:50 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 23, 2001

The House passed, **S.J.R. 5**, RESOLUTION RECOGNIZING CONTRIBUTIONS OF RICHARD V. STRONG, by Senator A. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.J.R. 5 was signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

Mr. President: January 23, 2001

The House passed, as substituted, **1st Sub. H.B. 14**, UNDERGROUND WASTEWATER DISPOSAL SYSTEMS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 184**, PUBLIC UTILITIES AMENDMENTS--REPEAL, by Representative D. Ure, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 201**, REVISIONS TO DRIVING UNDER THE INFLUENCE, by Representative A.L. Tyler, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 14**, **H.B. 184**, and **H.B. 201** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 23, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

H.B. 191 Liquor Package Agency Contracts (M. Styler)

H.B. 205 Employers' Reinsurance Fund Special Assessment
(G. Adair)

Education

S.B. 102 Middle Schools Exit Requirements (D. Gladwell)

Energy, Natural Resources & Agriculture

S.B. 19 Ice Cream and Milk Dispenser Requirements (G. Davis)

S.B. 113 Uintah Basin Revitalization Fund Amendments
(B. Evans)

Health & Environment

S.B. 112 Appropriation for Assistive Technology (P. Knudson)

Human Services

S.B. 119 Child Welfare Records Amendments (L. Hillyard)

Transportation & Public Safety

S.B. 52 Commercial Drivers License Railroad and Highway
Grade Requirements (D. Steele)

S.B. 56 Driving Under the Influence Penalty Amendments
(K. Hale)

H.B. 41 Fire Prevention Amendments (K. Bryson)

H.B. 63 Off-highway Vehicle Registration Amendments
(B. Goodfellow)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

Mr. President: January 23, 2001

The Rules Committee recommends the assignment of the following Resolution to the Second Reading Calendar:

H.J.R. 3 Joint Resolution Approving Appointment of Director (K. Garn)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted

INTRODUCTION OF BILLS**MARKETING AND DISTRIBUTION OF PRESCRIPTION DRUGS****S.B. 143***Dan R. Eastman*

THIS ACT MODIFIES THE INSURANCE CODE TO PROHIBIT INSURANCE COMPANIES FROM STRUCTURING HEALTH CARE CONTRACTS SO THAT OUT-OF-STATE MAIL SERVICE PHARMACIES MAY OFFER BENEFITS TO INSURED INDIVIDUALS THAT IN-STATE PHARMACIES MAY NOT OFFER, was read for the first time and referred to the Rules Committee.

CRIMINAL RESTITUTION CHANGES**S.B. 144***Terry R. Spencer*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE, CREATING THE CRIME VICTIMS RESTITUTION ACT. THE ACT DEFINES TERMS AND SETS OUT PROCEDURES FOR COLLECTING RESTITUTION FROM PERSONS CONVICTED OF A CRIME AND ORDERED BY A COURT TO PAY RESTITUTION TO THEIR VICTIMS. THE ACT REQUIRES INPUT ON THE ISSUE OF RESTITUTION FROM LAW ENFORCEMENT AGENCIES, PROSECUTORS, AND THE DEPARTMENT OF CORRECTIONS. IN ADDITION, THE DEFENDANT IS REQUIRED TO PROVIDE INFORMATION TO THE COURT TO HELP THE COURT DETERMINE RESTITUTION. THE ACT ALSO PROVIDES A MECHANISM BY WHICH A RESTITUTION ORDER CAN BE ENFORCED THROUGH A CIVIL ACTION AND DECLARES THAT IT IS NONDISCHARGEABLE IN BANKRUPTCY. PRIORITY, ENFORCEMENT, AND COLLECTION OF RESTITUTION IS ALSO ADDRESSED, was read for the first time and referred to the Rules Committee.

JOINT RESOLUTION RECOGNIZING LIBERTY DAY**S.J.R. 6***Ed P. Mayne*

THIS JOINT RESOLUTION OF THE LEGISLATURE DESIGNATES MARCH 16, 2001 AS LIBERTY DAY IN THE STATE OF UTAH. THE RESOLUTION URGES THE CITIZENS OF UTAH TO REFLECT ON THE FREEDOMS GRANTED TO THEM IN THE DECLARATION OF INDEPENDENCE AND THE UNITED STATES CONSTITUTION, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Poulton, **H.B.184** was lifted from the Rules Committee and placed at the top of the Second Reading Calendar.

SECOND READING CALENDAR

H.B. 184, PUBLIC UTILITIES AMENDMENTS – REPEAL, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Steele, the Senate returned to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Steele, the circle was removed from **S.B. 16, TEACHER QUALITY AMENDMENTS**, and it was before the Senate. On motion of Senator Wright, the bill was amended as follows:

- 1. Page 15, Line 460
After “qualifications” insert “or extensive job experience in the public or private sector in such areas as mathematics, science, business, information technology, and applied technology”
- 2. Page 16, Line 471–472:
After “board” insert a period and delete the rest of line 471 and line 472.

The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

S.B. 16 was transmitted to the House.

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On motion of Senator Blackham, the Senate returned to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Blackham, under suspension of the rules, **H.B. 184**, PUBLIC UTILITIES AMENDMENTS – REPEAL, was read the second and third times. Senator Blackham explained the bill. Senators R. Allen and Mayne commented. The bill passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative was: Senator
Spencer

H.B. 184 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 48, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, was read the second time. Senator Hale explained the bill. Senators Bramble, Wright, R. Allen, Walker, Spencer, Waddoups, Steele, Davis, Ed Allen, Hillyard, Jenkins, Hickman, and Valentine commented. The bill passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Suazo	Valentine
Waddoups	Walker	Mansell	

Voting in the negative were: Senators
 Hellewell Hillyard Spencer Stephenson
 Wright

Absent or not voting was: Senator
 Blackham

* * *

INTRODUCTION OF BILLS

BONDING FOR SOLDIER HOLLOW GOLF COURSE

S.B. 65 *David H. Steele*

THIS ACT MODIFIES PROVISIONS RELATED TO BONDING. THE ACT AUTHORIZES THE STATE BUILDING OWNERSHIP AUTHORITY TO ISSUE REVENUE BONDS FOR FUNDING THE CONSTRUCTION OF A 36-HOLE GOLF COURSE AT SOLDIER HOLLOW IN THE WASATCH MOUNTAIN STATE PARK, was read for the first time and referred to the Rules Committee.

THEFT OF RENTAL MOTOR VEHICLE

S.B. 88 *Bill Wright*

THIS ACT MODIFIES THE CRIMINAL CODE BY ESTABLISHING THE SPECIFIC OFFENSE OF THEFT OF A RENTAL VEHICLE. THE ACT STATES THAT FAILURE TO RETURN THE VEHICLE WITHIN 72 HOURS AFTER THE DATE THE VEHICLE IS DUE TO BE RETURNED IS THE CRIMINAL OFFENSE OF THEFT, was read for the first time and referred to the Rules Committee.

STATE PARKS ACCESS ROADS AMENDMENTS

S.B. 89 *Peter C. Knudson*

THIS ACT MODIFIES THE TRANSPORTATION CODE TO EXTEND THE STATE PARK ACCESS HIGHWAY FOR HYRUM STATE PARK, was read for the first time and referred to the Rules Committee.

METROPOLITAN WATER DISTRICT BOARD AMENDMENTS

S.B. 145

Carlene M. Walker

THIS ACT MODIFIES PROVISIONS RELATING TO SPECIAL DISTRICTS TO MODIFY THE NUMBER OF MEMBERS OF A METROPOLITAN WATER DISTRICT BOARD OF TRUSTEES AND TO REPEAL OBSOLETE LANGUAGE RELATING TO THE STATUS OF BOARD OF TRUSTEES MEMBERS SERVING AT THE TIME OF A PRIOR AMENDMENT, was read for the first time and referred to the Rules Committee.

PERFORMING UNLAWFUL MARRIAGES

S.B. 146

Ron Allen

THIS ACT MODIFIES PROVISIONS PERTAINING TO MARRIAGE. THE ACT PROVIDES SPECIFIC PENALTIES FOR PERFORMING MARRIAGES WITHOUT AUTHORITY OR A VALID LICENSE. IT ALSO PROVIDES A PENALTY FOR A PARENT OR GUARDIAN WHO ALLOWS A MINOR CHILD TO BE MARRIED IN VIOLATION OF THE LAW, was read for the first time and referred to the Rules Committee.

RESOLUTION ADDRESSING STUDY OF CONSUMER CREDIT REPORTING LAWS

S.J.R. 7

Gene Davis

THIS JOINT RESOLUTION ENCOURAGES THE STUDY OF CONSUMER CREDIT REPORTING LAWS DURING THE 2001 INTERIM BY THE BUSINESS, LABOR, AND ECONOMIC DEVELOPMENT INTERIM COMMITTEE, was read for the first time and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Stephenson, the circle was removed from **S.B. 28**, UTAH PERFORMANCE ASSESSMENT FOR STUDENTS AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Blackham

* * *

On motion of Senator Poulton, and at 3:30 p.m., the Senate adjourned until 10:00 a.m., Wednesday, January 24, 2001.

TENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present

Prayer –Craig Peterson, former State Senator

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 23, 2001

The House passed, as amended, **H.B. 58**, SCHOOL UNIFORMS AMENDMENTS, by Representative K. Morgan, and it is transmitted for consideration; and

The House passed **H.B. 199**, TRAFFIC STOP STATISTICS, by Representative D. Bourdeaux, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 58** and **H.B. 199** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 23, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 32**, UNAUTHORIZED CHARGES ON UTILITIES – CRAMMING AMENDMENTS, by Representative S. Allen, with the following amendments:

1. Page 2, Line 28:
Bracket “means a company or utility providing:” and insert “is as defined in Section 54-2-1.”
2. Page 2, Lines 29–31:
Delete lines 29 through 31
3. Page 3, Line 66:
After “(d)” insert “except for Subsections (5) and (6).”; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 59, WORKERS' COMPENSATION FUND**, by Representative K. Garn; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 65, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE AMENDMENTS**, by Representative J. Seitz, with the following amendments:

1. Page 2, Line 38:
After line 38 insert "or"
2. Page 2, Line 40:
Reinstate "with respect"
House Floor Amendments 1-17-2001

Dan R. Eastman, Chair; and

Mr. President:

January 23, 2001

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 50, PROPERTY EXEMPT FROM EXECUTION**, by Senator C. Walker, with the following amendments:

1. Page 2, Lines 30-31:
Delete Lines 30-31; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 54, WILDLIFE - HUNTING AND FISHING FEES**, by Representative M. Styler.

Terry R. Spencer, Chair; and

Mr. President:

January 23, 2001

The Education Committee reports a favorable recommendation on **S.B. 7, STATE TEXTBOOK COMMISSION AMENDMENTS**, by Senator D. Steele, et al, with the following amendments:

1. Page 2, line 39:
After "(3)" delete "(a)"
2. Page 2, line 42:
Delete "(i)" and insert "(a)"
3. Page 2, line 43:
Delete "(ii)" and insert "(b)"

4. Page 2, line 44:
Delete “(iii)” and insert “(c)”
5. Page 2, line 45:
Delete “(iv)” and insert “(d)”
6. Page 2, line 46:
Delete “(v)” and insert “(e)”
7. Page 2, lines 47–48:
Delete lines 47 and 48
8. Page 2, line 55:
After “(1)” delete “Biannually” and insert “Semi-annually”
9. Page 2, line 55:
After “(1)” insert “(a)”
10. Page 2, line 57:
After line 57 insert: “(b) The board shall make a rule in accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, providing for a process to:(i) allow a school district to use or substitute in courses within the state curriculum framework instructional materials not recommended by the commission; and(ii) appeal any recommendation of the commission to the board.”
11. Page 2, line 58:
After the word “be,” delete “four” and insert “five”
12. Page 3, lines 60–61:
Delete lines 60 and 61
13. Page 3, line 62:
Remove the brackets from “(3)” and delete “(4)”;

The Education Committee reports a favorable recommendation on **S.B. 54**, EDUCATION ROUNDTABLE, by Senator D.C. Buttars; and

The Education Committee reports a favorable recommendation on **H.B. 35**, UTAH TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM AMENDMENTS, by Representative B. Goodfellow.

Bill Wright, Chair; and

Mr. President:

January 23, 2001

The Transportation and Public Safety Committee recommends **S.B. 26**, MASTER ROAD AMENDMENTS, by Senator P. Knudson, be replaced and favorably recommends **1st Sub. S.B. 26**, MASTER ROAD AMENDMENTS; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 57**, TRAFFIC OFFENSE ADJUDICATION AMENDMENTS, by Representative B. Goodfellow; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 190**, ORIGINAL ISSUE LICENSE PLATE AMENDMENTS, by Representative R. Lockhart, with the following amendments:

1. Page 1, Line 14:
Delete "1972" and insert "1973"

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 32**, as amended, **H.B. 59**, **H.B. 65**, as amended, **S.B. 50**, as amended, **H.B. 54**, **S.B. 7**, as amended, **S.B. 54**, **H.B. 35**, **Sub. S.B. 26**, **1Sub. H.B. 57**, and **H.B. 190**, as amended, were placed on Second Reading Calendar.

* * *

Mr. President: January 23, 2001

The Judiciary Committee reports a favorable recommendation on **H.B. 18**, INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION, by Representative G. Cox, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 12:
After "July 1," delete "2002" and insert "2001"

David L. Gladwell, Chair; and

Mr. President: January 23, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 22**, SEX OFFENDER LIFETIME REPORTING AMENDMENTS, by Representative D. Bowman, and recommends it be considered read for the second time and placed on the Consent Calendar.

David H. Steele, Chair

On motion of Senator Steele, the committee reports were adopted. **H.B. 18**, as amended, and **H.B. 22** were placed on the Consent Calendar.

INTRODUCTION OF BILLS

ANIMAL FEEDING OPERATION GRANTS

S.B. 66

Leonard M. Blackham

THIS ACT MODIFIES THE AGRICULTURE CODE BY AUTHORIZING THE SOIL CONSERVATION COMMISSION TO MAKE GRANTS TO OWNERS OR OPERATORS OF ANIMAL FEEDING OPERATIONS FOR PLANS OR PROJECTS TO IMPROVE MANURE MANAGEMENT OR CONTROL SURFACE WATER RUNOFF. THE ACT SPECIFIES CRITERIA TO BE CONSIDERED IN THE AWARDING OF THE GRANTS AND REQUIRES THE SOIL CONSERVATION COMMISSION TO MAKE RULES. THIS ACT APPROPRIATES AN ONGOING APPROPRIATION OF \$500,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2001-02 TO THE DEPARTMENT OF AGRICULTURE AND FOOD FOR GRANTS TO OWNERS OR OPERATORS OF ANIMAL FEEDING OPERATIONS. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

EXTENDING CHILD VISITATION FOR DIVORCED FAMILIES

S.B. 147

Terry R. Spencer

THIS ACT MODIFIES THE VISITATION SCHEDULE FOR CHILDREN AGED THREE TO FIVE YEARS BY ALLOWING A NONCUSTODIAL PARENT TO PICK THE CHILD UP FROM DAYCARE FOR A SPECIFIED EVENING VISITATION, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 44, COMMISSIONER OF FINANCIAL INSTITUTIONS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

S.B. 44 was transmitted to the House.

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S.B. 95, WORKERS' COMPENSATION ADVISORY COUNCIL AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Steele	Valentine
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S.B. 95 was transmitted to the House.

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S.B. 96, COMMERCIAL DRIVERS LICENSE MEDICAL WAIVERS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Hickman

S.B. 96 was transmitted to the House.

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S.B. 35, PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS, was read the third time, explained by Senator Waddoups. President Mansell, Senators Peterson, Blackham, Evans, and Steele commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Buttars

S.B. 35 was transmitted to the House.

* * *

S.B. 30, FILING EMPLOYEE TAX INFORMATION ELECTRONICALLY, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Spencer

S.B. 30 was transmitted to the House.

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S.B.21, INFORMATION TECHNOLOGY COMMISSION AMENDMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hickman	Spencer	Valentine
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S.B. 21 was transmitted to the House.

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S.B. 41, UTAH COORDINATE SYSTEM AMENDMENTS, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Spencer	Stephenson	Valentine
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S.B. 41 was transmitted to the House.

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S.B. 90, VETERANS MEMORIALS ERECTED AND MAINTAINED BY COUNTIES, was read the third time, and explained by Senator Davis. Senator Poulton commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Valentine

S.B. 90 was transmitted to the House.

* * *

S.B. 98, LOCATING TELECOMMUNICATIONS FACILITIES, was read the third time, explained by Senator R. Allen, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Hellewell Valentine

S.B. 98 was transmitted to the House.

* * *

S.B. 48, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, was read the third time, and explained by Senator Hale.

On motion of Senator Wright, the bill was amended as follows:

- 1. Page 1, Line 24:
Senate Committee Amendments 1–22–2001: Delete “or” and after line 24 insert: “(b) on assignment of a farmer or rancher and the driver is engaged in an agricultural operation; or”
- 2. Page 1, Line 25, :
Senate Committee Amendments 1–22–2001:
Delete “(b)” and insert “(c)”

Senators Blackham, Knudson, Bramble, and Spencer commented. The bill passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Suazo
Waddoups	Walker	Mansell	

Voting in the negative were: Senators

Blackham	Hellewell	Spencer	Stephenson
Wright			

Absent or not voting was: Senator
Valentine

S.B. 48 was transmitted to the House.

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S.B. 28, UTAH PERFORMANCE ASSESSMENT FOR STUDENTS AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Valentine

S.B. 28 was transmitted to the House.

* * *

On motion of Senator Knudson, a bill file for a concurrent resolution is authorized to be opened on behalf of the Department of Transportation.

SECOND READING CALENDAR

H.B. 20, STATE SYMBOL RECODIFICATION, was read the second time. Senator Knudson explained the bill. Senator Hickman commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Evans	Hellewell	Suazo	Valentine
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H.B. 16, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ENVIRONMENTAL QUALITY, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hellewell	Mayne	Valentine
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H.B. 17, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – NATURAL RESOURCES, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Hellewell	Hillyard	Mayne	Valentine
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S.B. 17, HIGHWAY CONSTRUCTION BID LIMIT, was before the Senate. Senator Knudson explained the bill.

On motion of Senator Knudson, the bill was amended as follows:

1. Page 2, Line 28:
 After line 28 insert:
“(4) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the department shall establish procedures for:
(a) hearing evidence that a region within the department violated this

section; and
(b) administering sanctions against the region if the region is found in violation.”

Senators Waddoups, Eastman, and Steele commented. The bill passed on the following roll call:

Yeas, 26; Nays, 3; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Mansell		

Voting in the negative were: Senators

Jenkins	Stephenson	Wright
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COMMUNICATIONS FROM THE HOUSE

Mr. President: January 24, 2001

The House passed, **S.B. 6**, REPEAL OF 1933 UTAH CODE REVISION STATUTES, by Senator M. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 9**, REPEAL OF AUTHORIZATION FOR CONSTRUCTION OF CERTAIN FACILITIES COMPLETED, by Senator B. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 10**, SUNSET REAUTHORIZATIONS, by Senator M. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 13**, REPEAL OF ATTORNEYS AND COUNSELORS PROVISIONS, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 14**, ACCOUNTS OF POLITICAL SUBDIVISIONS – REPEAL, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 18**, REPEAL OF DEFINITION OF LAW, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 99**, REVISOR’S STATUTE, by Senator M. Waddoups, et al, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 4**, JOINT RULES RESOLUTION – REVISIONS TO APPROPRIATIONS SUBCOMMITTEES, by Senator M. Waddoups, et al, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **S.B. 6, S.B. 9, S.B. 10, S.B. 13, S.B. 14, S.B. 18, S.B. 99**, and **S.J.R. 4** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

January 24, 2001

The House passed, as amended, **H.B. 202**, 511 COMMUNICATIONS SYSTEM, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 202**, as amended, was read the first time and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Waddoups, under suspension of the rules, **S.R. 2**, SENATE RULES RESOLUTION – USE OF MASON’S MANUAL, was read the second and third times. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Blackham Steele

S.R. 2 was signed by the President in open session and transmitted to the Governor.

* * *

On motion of Senator Waddoups, under suspension of the rules, **H.J.R. 5, RESOLUTION – REFERENCE TO MASON’S MANUAL**, was read the second and third times. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Blackham Mayne

H.J.R. 5 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton and at 11:40 a.m., the Senate adjourned until 10:00 a.m., Thursday, January 25, 2001.

ELEVENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present

Prayer –Frank A. Martin, Stake Patriarch, Salt Lake Wasatch Stake

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

January 24, 2001

The House passed, as amended, **H.B. 6**, STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed **H.B. 52**, UNEMPLOYMENT INSURANCE AMENDMENTS, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 75**, NAVAJO REVITALIZATION FUND AMENDMENTS, by Representative J. Buffmire, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 6**, as amended, **H.B. 52** and **H.B. 75** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 24, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 129 Medical Malpractice – Monetary Cap (M. Waddoups)

Education

S.B. 120 Distance Education Doctorate Program (B. Evans)

Energy, Natural Resources & Agriculture**1st Sub. H.B. 14** Underground Wastewater Disposal Systems (T. Hatch)**Health & Environment****S.B. 58** Repeal of Nursing Facilities Assessment (P. Knudson)**S.B. 121** Task Force on Improving Access to Health Care
(P. Knudson)**H.B. 195** Department of Health – Fee Process (K. Garn)**Human Services****S.B. 125** Aging and Adult Services Amendments (D. Eastman)**H.B. 31** Child Welfare Oversight Panel Amendments (T. Beck)**Judiciary****S.B. 110** Criminal Procedure Amendments (L. Hillyard)**S.B. 128** Justice Court Appeals Revision (T. Spencer)**Transportation & Public Safety****H.B. 49** Vehicle Suspension Lift Laws (D. Bowman)**H.B. 60** Justice Court Amendments (B. Goodfellow)**1st Sub. H.B. 209** Issuance of a Drivers License (B. Parker)**H.B. 218** State Highway Access Management (W. Harper)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

To the Members of the Senate:

January 24, 2001

The Rules Committee recommends the assignment of the following Resolution to the Second Reading Calendar:

S.J.R. 6 Joint Resolution Recognizing Liberty Day (E. Mayne)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 24, 2001

The Revenue and Taxation Committee recommends **S.B. 27, SALES AND USE TAX EXEMPTION FOR MINING ESTABLISHMENTS**, by Senator H. Stephenson, be replaced and favorably recommends **3rd Sub. S.B. 27, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS FOR MINING ESTABLISHMENTS**; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 34, INDIVIDUAL INCOME TAX RELIEF FOR LOW-INCOME INDIVIDUALS AND RELATED STATE TAX COMMISSION AMENDMENTS**, by Senator L. Hillyard, with the following amendments:

1. Page 5, Line 151:
After “(ii)” delete “state income tax percentage” and insert “tax imposed under Section 59-10-104”
2. Page 6, Line 152:
After “(2)” insert “(a)”
3. Page 6, Line 154:
After “individual” bracket “in accordance with the” and after “[schedules]” delete “tables”
4. Page 6, Line 155:
At the beginning of Line 155 delete “provided for” and then bracket “in Section 59-10-104”
5. Page 6, Line 158:
After Line 158 insert:
“(b) The tax under this section shall be calculated by multiplying the nonresident individual’s state taxable income by the nonresident individual’s state income tax percentage.”

Curtis S. Bramble, Chair; and

Mr. President: January 24, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 47, BALLOT REQUIREMENTS ON LEGISLATIVE AND INITIATIVE PROPOSALS**, by Senator M. Peterson, with the following amendments:

1. Page 4, Line 113:
After “heading” delete “People’s”
Insert “Citizen’s”

2. Page 4, Line 116:
After "heading" delete "People's"
Insert "Citizen's"
3. Page 4, Line 119:
After "heading" delete "People's"
Insert "Citizen's"
4. Page 5, Line 122:
After "heading" delete "People's"
Insert "Citizen's"
5. Page 6, Line 167:
After "heading" delete "People's"
Insert "Citizen's"
6. Page 6, Line 170:
After "heading" delete "People's"
Insert "Citizen's"
7. Page 6, Line 173:
After "heading" delete "People's"
Insert "Citizen's"
8. Page 6, Line 176:
After "heading" delete "People's"
Insert "Citizen's"
9. Page 7, Line 194:
After "heading" delete "People's"
Insert "Citizen's"
10. Page 7, Line 197:
After "heading" delete "People's"
Insert "Citizen's"
11. Page 9, Line 248:
After "ballot" delete "People's"
Insert "Citizen's"
12. Page 9, Line 267:
After "ballot" delete "People's"
Insert "Citizen's"

13. Page 10, Line 299:
After "ballot" delete "People's"
Insert "Citizen's"
14. Page 11, Line 333:
After "ballot" delete "People's"
Insert "Citizen's"
15. Page 11, Line 335:
After "ballot" delete "People's"
Insert "Citizen's"
16. Page 12, Line 364:
After "ballot" delete "People's"
Insert "Citizen's"
17. Page 12, Line 366:
After "ballot" delete "People's"
Insert "Citizen's"; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 53**, TRUST DEED LAW AMENDMENTS, by Senator M. Waddoups, with the following amendments:

1. Page 3, Line 79:
After "Subsection (1)"
Insert "or from using the service of others for publication and posting"
2. Page 6, Line 172:
Delete "current"
Insert "record"
3. Page 6, Line 173:
After "property"
Insert "as of the reporting of the notice of default"
4. Page 7, Line 188:
After "where"
Delete "the date of filing for record of"; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 105**, STATE SETTLEMENT AGREEMENTS AMENDMENTS, by Senator P. Knudson, with the following amendments:

1. Page 3, Lines 68–71:

Delete lines 68–71 and insert:

“(4)(a) The Department of Transportation may not enter into a settlement agreement that resolves a condemnation case and requires payment of \$1,000,000 to \$2,000,000 over the Department of Transportation’s original appraisal until the Transportation Commission has approved the agreement.

(b) The Department of Transportation may not enter into a settlement agreement that resolves a condemnation case and requires payment of more than \$2,000,000 over the Department of Transportation’s original appraisal until:

(i) the Transportation Commission has approved the agreement; and

(ii) the Legislative Management Committee has reviewed and approved the agreement.”

Carlene M. Walker, Chair

On motion of Senator Valentine, the committee reports were adopted. **3 Sub. S.B. 27, S.B. 34, as amended, S.B. 47, as amended, S.B. 53, as amended, and S.B. 105, as amended,** were placed on Second Reading Calendar.

* * *

Mr. President:

January 24, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 106, MUNICIPAL BOND SECURED TRANSACTIONS**, by Senator L. Hillyard, with the following amendment and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 15:

Delete line 15 and insert:

“(b) “Governmental unit” means:

(i) the State of Utah;

(ii) any county, municipality, quasi-municipal corporation, political subdivision, school district, special district, building authority, or other governmental entity in Utah; or

(iii) any subdivision, agency, department, authority, instrumentality, or institution of the entities described in Subsections (1)(b)(i) or (ii) that are authorized to issue bonds.”

Curtis S. Bramble, Chair

On motion of Senator Bramble, the committee report was adopted. **S.B. 106** was read the second time and placed on the Consent Calendar.

* * *

Mr. President:

January 24,, 2001

The Human Services Committee has returned **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, by Representative W. Harper, et al, to the Secretary of the Senate, with the recommendation it be sent to the appropriate appropriations subcommittee.

John W. "Bill" Hickman, Chair

On motion of Senator Waddoups, the committee report was adopted and **H.B. 204** was returned to the Rules Committee for appropriate appropriations committee appointment.

INTRODUCTION OF BILLS

**SALES TAX – DISTRIBUTION OF OLYMPIC
SPECIAL REVENUE FUND MONIES**

S.B. 67

Michael G. Waddoups

THIS ACT MODIFIES THE UTAH SPORTS AUTHORITY ACT. THE ACT MODIFIES DISBURSEMENT FROM THE OLYMPIC SPECIAL REVENUE FUND BY MODIFYING THE DETERMINATION OF A MUNICIPALITY’S OR COUNTY’S PERCENTAGE OF TOTAL SALES AND USE TAXES GENERATED AND DEPOSITED INTO THE OLYMPIC SPECIAL REVENUE FUND, was read for the first time and referred to the Rules Committee.

**PLACEMENT OF CERTAIN RESIDENTIAL
FACILITIES FOR PERSONS WITH A DISABILITY**

S.B. 68

Ed P. Mayne

THIS ACT MODIFIES PROVISIONS RELATING TO COUNTIES AND THE UTAH MUNICIPAL CODE TO MODIFY THE ALLOWABLE RESTRICTIONS THAT COUNTY AND MUNICIPAL ORDINANCES MAY CONTAIN RELATING TO RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY. THE ACT ALLOWS COUNTY AND MUNICIPAL ORDINANCES, IF CONSISTENT WITH FEDERAL AND STATE LAW, TO REQUIRE SUPERVISION AND SECURITY FOR RESIDENTIAL SUBSTANCE ABUSE FACILITIES LOCATED WITHIN A CERTAIN DISTANCE OF A SCHOOL. THE ACT ELIMINATES A REQUIREMENT THAT RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY BE A PERMITTED USE IN ANY ZONING AREA WHERE RESIDENTIAL

DWELLINGS ARE ALLOWED. THE ACT ALSO MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

MEDICAL CLAIMS AMENDMENTS

S.B. 69

Leonard M. Blackham

THIS ACT MODIFIES THE INSURANCE CODE TO ESTABLISH A HEALTH CARE PROVIDER CLAIMS PRACTICE. THE ACT ESTABLISHES THE DUTIES OF AN INSURER TO TIMELY PAY PROVIDERS AND THE DUTY OF PROVIDERS TO RESPOND TO INSURER REQUEST FOR INFORMATION. THE ACT PROVIDES FOR PENALTIES FOR FAILURE TO TIMELY PAY. THE ACT DEFINES AN UNFAIR CLAIM SETTLEMENT PRACTICE. THE ACT AUTHORIZES THE INSURANCE COMMISSIONER TO AUDIT COMPLIANCE, IMPOSE SANCTIONS, AND ADOPT RULES NECESSARY TO ENFORCE THE ACT, was read for the first time and referred to the Rules Committee.

VOTER INFORMATION PAMPHLET AMENDMENTS

S.B. 86

David L. Gladwell

THIS ACT MODIFIES THE ELECTION CODE. THE ACT CLARIFIES THE STANDARD OF REVIEW IN WRITING AND JUDICIALLY REVIEWING BALLOT TITLES FOR INITIATIVE AND REFERENDA. THE ACT PROVIDES A TIME FRAME FOR REBUTTALS TO ARGUMENTS PRESENTED FOR OR AGAINST AN INITIATIVE. THE ACT CLARIFIES THE RESPONSIBILITY FOR BALLOT MARKING PROCEDURES. THE ACT MAKES TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

ANTIQUÉ FIREARMS AMENDMENTS

S.B. 87

Michael G. Waddoups

THIS ACT MODIFIES PROVISIONS RELATING TO FIREARMS. THE ACT DEFINES CERTAIN TERMS. THE ACT CHANGES THE DEFINITION OF A FIREARM TO EXCLUDE ANTIQUÉ FIREARMS AND CURIO OR RELIC FIREARMS, was read for the first time and referred to the Rules Committee.

CONSTRUCTION BID LIMIT AMENDMENTS

S.B. 148

Howard A. Stephenson

THIS ACT MODIFIES THE TRANSPORTATION CODE TO PROVIDE CERTAIN ACCOUNTING REQUIREMENTS AND SANCTIONS ON A

HIGHWAY AUTHORITY THAT VIOLATES CERTAIN HIGHWAY CONSTRUCTION BID LIMIT PROVISIONS, was read for the first time and referred to the Rules Committee.

UTAH PROSECUTION COUNCIL AMENDMENTS

S.B. 149

Ron Allen

THIS ACT AMENDS THE CHAPTER CREATING THE UTAH PROSECUTION COUNCIL BY ADDING THE CHAIR OF THE UTAH PROSECUTORIAL ASSISTANTS ASSOCIATION AS A VOTING MEMBER OF THE COUNCIL. THIS ACT ALSO CLARIFIES PROCEDURE FOR REIMBURSEMENT OF UNUSUAL PROSECUTION EXPENSES, AMENDS PROCEDURE FOR CITY PROSECUTORS TO BE APPOINTED TO THE COUNCIL, AND CLARIFIES THE TERMS OF NEWLY APPOINTED MEMBERS, was read for the first time and referred to the Rules Committee.

TIME RESTRICTION ON WHEN STATE OFFICIALS MAY BECOME LOBBYISTS

S.B. 150

D. Edgar Allen

THIS ACT MODIFIES TITLE 36 OF THE UTAH CODE BY ENACTING THE LOBBYING RESTRICTIONS ACT. THE ACT DEFINES CERTAIN TERMS AND PROHIBITS CERTAIN STATE OFFICIALS FROM BECOMING LOBBYISTS FOR TWO YEARS AFTER LEAVING OFFICE. THIS ACT TAKES EFFECT ON JANUARY 1, 2002, was read for the first time and referred to the Rules Committee.

UNIFORM COMMERCIAL CODE – TECHNICAL AMENDMENTS

S.B. 151

Lyle W. Hillyard

THIS ACT MODIFIES THE UNIFORM COMMERCIAL CODE – SECURED TRANSACTIONS BY CORRECTING CROSS REFERENCES, was read for the first time and referred to the Rules Committee.

MEDICAL EXPENSES OF COUNTY INMATES

S.B. 152

Michael G. Waddoups

THIS ACT MODIFIES PROVISIONS RELATING TO COUNTIES TO INCLUDE INMATE MEDICAL EXPENSES PROVIDED AT THE REQUEST OF A COUNTY SHERIFF AS COUNTY EXPENSES. THE ACT SPECIFIES

THE BASIS FOR COSTS OF MEDICAL SERVICES IN THE ABSENCE OF A CONTRACT BETWEEN THE COUNTY AND A MEDICAL SERVICE PROVIDER OR FACILITY. THE ACT ALSO MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

KINSHIP PLACEMENT FOR FOSTER CHILDREN

S.B. 153

Bill Wright

THIS ACT AMENDS THE JUDICIAL CODE AND THE HUMAN SERVICES CODE TO AUTHORIZE THE DIVISION OF CHILD AND FAMILY SERVICES TO PLACE A CHILD IN AN EMERGENCY KINSHIP PLACEMENT RATHER THAN SHELTER CARE PRIOR TO A SHELTER HEARING. THE ACT EXPANDS THE REQUIREMENT FOR A SHELTER HEARING TO INCLUDE AFTER AN EMERGENCY KINSHIP PLACEMENT, AFTER A PARENT HAS ENTERED A DOMESTIC VIOLENCE SHELTER AT THE REQUEST OF THE DIVISION, AND AFTER A PARENT HAS BEEN ASKED BY THE DIVISION TO LEAVE THE HOME. THE ACT EXPANDS THE CIRCUMSTANCES IN WHICH THE DIVISION MUST CONDUCT A POST-REMOVAL INVESTIGATION, was read for the first time and referred to the Rules Committee.

INDIGENT DEFENDANT LEGAL SERVICES

S.B. 154

David L. Gladwell

THIS ACT AMENDS THE INDIGENT DEFENSE ACT IN THE CODE OF CRIMINAL PROCEDURE, REGARDING PROVIDING DEFENSE FOR INDIGENT PERSONS. THE ACT REQUIRES THAT IF A COUNTY OR MUNICIPALITY HAS CONTRACTED FOR LEGAL DEFENSE OR DEFENSE RESOURCES, INDIGENT REPRESENTATION SHALL BE ASSIGNED TO THOSE CONTRACTED, UNLESS THERE IS A COMPELLING REASON TO ASSIGN REPRESENTATION TO A NONCONTRACTING PARTY. THE ACT ALSO PROVIDES DEFINITIONS OF COMPELLING REASON AND DEFENSE RESOURCES, was read for the first time and referred to the Rules Committee.

RETIREMENT BOARD MEMBERSHIP

S.B. 155

David H. Steele

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY EXPANDING THE UTAH STATE RETIREMENT BOARD MEMBERSHIP, was read for the first time and referred to the Rules Committee.

OVERSIZE PERMIT AMENDMENTS

S.B. 156

John W. Hickman

THIS ACT MODIFIES THE TRANSPORTATION CODE BY AMENDING CERTAIN LENGTH LIMITATIONS FOR OVERSIZE PERMITS, was read for the first time and referred to the Rules Committee.

VEHICLE SAFETY INSPECTION AMENDMENTS

S.B. 157

D. Chris Buttars

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY AUTHORIZING A SAFETY INSPECTION APPRENTICESHIP PROGRAM FOR HIGH SCHOOLS. THIS ACT AMENDS THE FREQUENCY FOR THE SAFETY INSPECTIONS OF NEW VEHICLES AND INCREASES THE AUTHORIZED SAFETY INSPECTION FEES, was read for the first time and referred to the Rules Committee.

SENATE RULES RESOLUTION – SUSPENSION OF RULES

S.R. 4

D. Edgar Allen

THIS SENATE RULES RESOLUTION AMENDS SENATE RULES TO REQUIRE A TWO-THIRDS VOTE FOR SUSPENDING RULES. THIS RESOLUTION PROVIDES AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 5, SERIOUS HABITUAL OFFENDER COMPREHENSIVE ACTION PROGRAM AMENDMENT, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

- | | | | |
|----------|------------|-----------|----------|
| E. Allen | R. Allen | Blackham | Bramble |
| Buttars | Dmitrich | Eastman | Evans |
| Gladwell | Hale | Hellewell | Hickman |
| Hillyard | Jenkins | Julander | Knudson |
| Mayne | Peterson | Poulton | Spencer |
| Steele | Stephenson | Valentine | Waddoups |
| Walker | Wright | Mansell | |

Absent or not voting were: Senators

Davis Suazo

H.B. 5 was signed by the President in open session and returned to the House.

THIRD READING CALENDAR

H.B. 20, STATE SYMBOL RECODIFICATION, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

H.B. 20 was signed by the President in open session and returned to the House.

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H.B. 16, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ENVIRONMENTAL QUALITY, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

H.B. 16 was signed by the President in open session and returned to the House.

* * *

H.B. 17, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – NATURAL RESOURCES, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

H.B. 17 was signed by the President in open session and returned to the House.

* * *

S.B. 17, HIGHWAY CONSTRUCTION BID LIMIT, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 25; Nays, 4; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Suazo	Valentine	Waddoups	Walker
Mansell			

Voting in the negative were: Senators

Jenkins	Spencer	Stephenson	Wright
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S.B. 17 was transmitted to the House.

SECOND READING CALENDAR

1st Sub. S.B. 39, PERMISSIVE USE OF COUNTY AND CITY MONEYS, was read the second time. Senator Buttars explained the bill. Senator Buttars

declared a conflict of interest. Senators Jenkins, Hillyard, and Valentine commented. The bill passed on the following roll call:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Hillyard Stephenson

* * *

On motion of Senator Suazo, the circle was removed from **S.B. 37**, HATE CRIME AMENDMENTS, and it was before the Senate. Senator Suazo explained the bill. Senators Gladwell, Hillyard, Hales, R. Allen, Julander, E. Allen, Poulton, Davis, and Blackham commented. The bill passed on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Hale	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Steele	Suazo	Waddoups	Walker
Mansell			

Voting in the negative were: Senators

Bramble	Gladwell	Hellewell	Poulton
Spencer	Stephenson	Valentine	

Absent or not voting was: Senator

Wright

* * *

On motion of Senator Poulton, and at 11:40 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

Senator Hillyard was excused for the afternoon session.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 25, 2001

The House passed, as amended, **H.B. 62**, OPERATION AND MAINTENANCE OF STATE BUILDINGS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.B. 194**, STATE HIGHWAY DESIGNATION, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 196**, DUI – PROBATION AMENDMENTS, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 200**, IGNITION INTERLOCK AMENDMENTS, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed **H.B. 213**, FISHING LICENSE EXEMPTION FOR YOUTH IN YOUTH CORRECTIONS, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 214**, CORRIDOR PRESERVATION FUNDING DISTRIBUTION, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed **H.J.R. 2**, RESOLUTION ON SOCIAL SECURITY, by Representative J. Ferrin, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 62**, as amended, **H.B. 194**, **H.B. 196**, **H.B. 200** as amended, **H.B. 213**, **1st Sub. H.B. 214**, and **H.J.R. 2** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 25, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Judiciary

S.R. 3 Resolution Urging Requirement of Bond to File a Bar Complaint (T. Spencer)

Revenue & Taxation

H.B. 206 Counties Accumulation of Retained Earnings (T. Hatch)

State & Local Affairs

H.B. 202 511 Communications System (M. Dillree)

Transportation & Public Safety

S.B. 108 Licensure of Motor Vehicles (E. Mayne)

H.B. 201 Revisions to Driving Under the Influence (A.L. Tyler)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

SECOND READING CALENDAR

S.B. 38, HIGHWAY AUTHORITY WINTER ROAD CLOSURE AUTHORITY, was read the second time. Senator Hellewell explained the bill.

On motion of Senator Hellewell, the bill was amended as follows:

1. Page 1, Line 22:
Reinstate all of line 22
2. Page 1, Line 23:
Reinstate “weight of a vehicle under Subsection (1) for more than” and insert “120” and reinstate “days in any one calendar year.”
3. Page 1, Line 24:
Reinstate “(3)” and delete “(2)”
4. Page 1, Line 27:
Reinstate “(4)” and delete “(3)”

The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

R. Allen Dmitrich

Absent or not voting were: Senators

Hillyard Mayne

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S.B. 50, PROPERTY EXEMPT FROM EXECUTION, was read the second time.

On motion of Senator Walker, the bill was circled.

* * *

S.B. 7, STATE TEXTBOOK COMMISSION AMENDMENTS, was read the second time. Senator Steele explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Jenkins	Julander	Knudson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Hickman Hillyard Mayne Spencer

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S.B. 54, EDUCATION ROUNDTABLE, was read the second time. Senator Buttars explained the bill.

On motion of Senator Buttars, the bill was amended as follows:

- 1. Page 2, Line 30:
After "education:" delete "and"
- 2. Page 2, Line 31:
After line 31 insert the following:
": and (D) other committee members as approved or appointed by the Senate President."

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hickman	Hillyard	Mayne
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1st Sub. S.B. 26, MASTER ROAD AMENDMENTS, was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson

Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hillyard	Mayne	Stephenson
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H.B. 19, FEES RECODIFICATION, was read the second time.

On motion of Senator Suazo, the bill was circled.

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H.B. 21, MAILING REQUIREMENTS TO STATE AND POLITICAL SUBDIVISIONS, was read the second time. Senator Spencer explained the bill. Senator Blackham commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars	Davis	Hale	Hillyard
Mayne	Waddoups		

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H.B. 27, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS—ADMINISTRATIVE RULES AND PROCEDURES, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars	Hillyard	Mayne
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1st Sub. H.B. 29, ELECTION LAW – TECHNICAL AMENDMENTS, was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hillyard

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H.B. 33, CLARIFICATION OF TIME LIMITS FOR REUNIFICATION SERVICES, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

H.J.R. 3, JOINT RESOLUTION APPROVING APPOINTMENT OF DIRECTOR, was read the second time.

On motion of Senator Poulton, the bill was circled.

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H.B. 32, UNAUTHORIZED CHARGES ON UTILITIES – CRAMMING AMENDMENTS, was read the second time. Senator Blackham explained the bill.

Senators Valentine, Bramble, and Mansell commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Hillyard

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On motion of Senator Wright, the circle was removed from **H.B. 33, CLARIFICATION OF TIME LIMITS FOR REUNIFICATION SERVICES**, and it was before the Senate. Senator Wright explained the bill. Senators Spencer and Evans commented. Senator Peterson declared a conflict of interest. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Jenkins	Knudson	Mayne	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Evans	Julander	Peterson
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Absent or not voting was: Senator Hillyard

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On motion of Senator Poulton and at 3:00 p.m., the Senate adjourned until 10:00 a.m., Friday, January 26, 2001.

TWELFTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present, except Senator Hillyard, excused
Prayer –Reverend James Semple, St. Thomas More Parish

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 25, 2001

The House passed **H.B. 42**, FUNDING FOR CLASSROOM SUPPLIES, by Representative R. Bigelow, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 61**, MEDICAL EXAMINER AUTHORITY, by Representative G. Cox, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 66**, LOBBYIST DISCLOSURE AND REGULATION ACT AMENDMENTS, by Representative R. Bigelow, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 73**, MENTAL HEALTH THERAPIST LICENSING ACT AMENDMENTS, by Representative J. Buffmire, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 79**, PERSONS WITH A DISABILITY – TECHNICAL REVISIONS, by Representative T. McCartney, and it is transmitted for consideration; and

The House passed **H.B. 208**, CONFORMING AMENDMENTS TO REPEAL OF HEALTH POLICY COMMISSION, by Representative R. Lockhart, and it is transmitted for consideration; and

The House passed **H.B. 242**, REVIEW OF SALES AND USE TAX EXEMPTIONS, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.J.R. 7**, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 42**, **H.B. 61**, as amended, **1st Sub. H.B. 66**, **1st Sub. H.B. 73**, **1st Sub. H.B. 79**, as amended, **H.B. 208**, **H.B. 242**, and **H.J.R. 7** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 25, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 46**, DECEPTION DETECTION EXAMINERS LICENSING ACT AMENDMENTS, by Senator J. Hickman; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 191**, LIQUOR PACKAGE AGENCY CONTRACTS, by Representative M. Styler; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 205**, EMPLOYERS' REINSURANCE FUND SPECIAL ASSESSMENT, by Representative G. Adair; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 207**, COAL MINE REGULATION BY LABOR COMMISSION, by Representative G. Adair.

Dan R. Eastman, Chair; and

Mr. President: January 25, 2001

The Education Committee reports a favorable recommendation on **S.B. 102**, MIDDLE SCHOOLS EXIT REQUIREMENTS, by Senator D. Gladwell, with the following amendments:

1. Page 1, Line 5:
After "by" delete "removing" and insert "modifying"
2. Page 1, Lines 23–25:
After "remediation program" reinstate the rest of line 23 and lines 24 and 25
3. Page 1, Line 23:
From the reinstated language on line 23, after "that" insert "local school boards may allow"

4. Page 1, Line 24:
From the reinstated language in Line 24
After “school” delete “shall” and insert “to”; and

The Education Committee reports a favorable recommendation on **S.B. 124**, EDUCATION RESOURCE CENTERS, by Senator B. Evans.

Bill Wright, Chair; and

Mr. President: January 15, 2001

The Health and Environment Committee reports a favorable recommendation on **S.B. 104**, MENTAL HEALTH PRACTICE AMENDMENTS, by Senator K. Hale; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 118**, EMERGENCY MANAGEMENT ASSISTANCE ACT, by Senator L. Hillyard; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 44**, INSURANCE DEPARTMENT – HEALTH POLICY RESPONSIBILITIES, by Representative R. Lockhart, with the following amendments:

1. Page 2, Line 46a (Lilac):
After “share” delete “charges” and insert “changes”

Peter C. Knudson, Chair; and

Mr. President: January 25, 2001

The Judiciary Committee recommends **S.B. 101**, UNLAWFUL USE OF LASER POINTERS, by Senator D.E. Allen, be replaced and favorably recommends **1st Sub. S.B. 101**, UNLAWFUL USE OF LASER POINTERS; and

The Judiciary Committee reports a favorable recommendation on **S.B. 103**, ATTEMPTED MURDER AMENDMENTS, by Senator D. Gladwell.

David L. Gladwell, Chair; and

Mr. President: January 25, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 52**, COMMERCIAL DRIVERS LICENSE RAILROAD AND HIGHWAY GRADE REQUIREMENTS, by Senator D. Steele, with the following amendments:

1. Page 3, Lines 69–70:
Bracket “a station agent of”
2. Page 7, Line 183:
Delete “is convicted of a violation of” and insert “violates”; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 56**, DRIVING UNDER THE INFLUENCE PENALTY AMENDMENTS, by Senator K. Hale; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 122**, MOTOR VEHICLE INSURANCE AMENDMENTS, by Senator M. Waddoups, with the following amendments:

1. Page 8, Lines 218–219:
Delete all of lines 218 and 219 and insert:
“(12)(a) Within two business days after written notification that the liability insurer has tendered its liability policy limits, the underinsured carrier shall either:
(i) waive any subrogation claim the underinsured carrier may have against the person liable for the injuries caused in the accident; or(ii) pay the insured an amount equal to the policy limits tendered by the liability carrier.
(b) If neither option is exercised under Subsection (12)(a), the subrogation claim is deemed to be waived by the underinsured carrier.”; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 41**, FIRE PREVENTION AMENDMENTS, by Representative K. Bryson.

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 46**, **H.B. 191**, **H.B. 205**, **H.B. 207**, **S.B. 102**, as amended, **S.B. 124**, **S.B. 104**, **S.B. 118**, **H.B. 44**, as amended, **1st Sub. S.B. 101**, **S.B. 103**, **S.B. 52**, as amended, **S.B. 56**, **S.B. 122**, as amended, and **H.B. 41** were placed on Second Reading Calendar.

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Mr. President:

January 25, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 63**, OFF-HIGHWAY VEHICLE REGISTRATION

AMENDMENTS, by Representative B. Goodfellow, and recommends it be considered read for the second time and placed on the Consent Calendar.

David H. Steele, Chair

On motion of Senator Steele the committee reports were adopted. **H.B. 63** was read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

LIMITING REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS

S.B. 70

Howard A. Stephenson

THIS ACT MODIFIES SPECIAL DISTRICTS PROVISIONS RELATING TO REDEVELOPMENT AGENCIES TO ALLOW SCHOOL DISTRICT BOARDS TO CHOOSE NOT TO APPOINT MEMBERS TO THE TAXING AGENCY COMMITTEE AND THUS NOT TO HAVE THE SCHOOL DISTRICT PORTION OF TAX INCREMENT GO TO THE REDEVELOPMENT AGENCY FOR REDEVELOPMENT AND ECONOMIC DEVELOPMENT PROJECTS. THIS ACT ALSO MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

PUBLIC SAFETY RETIREMENT EXCEPTION

S.B. 85

Beverly Ann Evans

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT TO ALLOW AN ELECTED SHERIFF TO RETIRE WITHIN THE PUBLIC SAFETY RETIREMENT SYSTEM AND TO CONTINUE IN THE OFFICE WITH A RETIREMENT EXCLUSION. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

MANUFACTURED HOUSING DEVELOPMENT EQUAL TREATMENT

S.B. 158

D. Chris Buttars

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND PROVISIONS RELATING TO COUNTIES TO REQUIRE MUNICIPALITIES AND COUNTIES TO TREAT DEVELOPMENTS THAT INCLUDE MANUFACTURED HOMES THE SAME AS DEVELOPMENTS THAT DO NOT INCLUDE MANUFACTURED HOMES. THE ACT PROHIBITS MUNICIPALITIES AND COUNTIES FROM REJECTING DEVELOPMENT

PLANS SOLELY BECAUSE THEY INCLUDE MANUFACTURED HOMES, was read for the first time and referred to the Rules Committee.

**PUBLIC ACCESS TO BUDGETS AND
FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES**

S.B. 159

Howard A. Stephenson

THIS ACT MODIFIES THE GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT BY DEFINING PUBLIC ASSOCIATIONS AND MAKING THEM SUBJECT TO GRAMME, was read for the first time and referred to the Rules Committee.

COSMETOLOGIST AND BARBER LICENSING ACT REVISIONS

S.B. 160

Beverly Ann Evans

THIS ACT MODIFIES THE COSMETOLOGIST/BARBER LICENSING ACT BY REDUCING THE NUMBER OF HOURS OF INSTRUCTION OR TRAINING FOR LICENSEES, was read for the first time and referred to the Rules Committee.

REVENUE BOND FOR UTAH STATE FAIR PARK

S.B. 161

Pete Suazo

THIS ACT MODIFIES THE BONDS CODE TO DECREASE THE REVENUE BOND AUTHORIZATION FOR THE CONSTRUCTION OF A MULTIPURPOSE BUILDING FOR THE STATE FAIR PARK, was read for the first time and referred to the Rules Committee.

**INTEREST ON MORTGAGE LOAN
RESERVE ACCOUNT AMENDMENTS**

S.B. 162

Terry R. Spencer

THIS ACT MODIFIES THE FINANCIAL INSTITUTIONS CODE BY ADDRESSING ITS APPLICATION TO MORTGAGE LOAN RESERVE ACCOUNTS. THE ACT ALSO MAKES TECHNICAL CHANGES TO THE AFFECTED STATUTES, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR UTAH STATE FAIR CORPORATION

S.B. 163

Pete Suazo

THIS ACT APPROPRIATES \$7,000,000 FROM THE GENERAL FUND, FOR FISCAL YEAR 2001-02 ONLY, TO THE UTAH STATE FAIR

CORPORATION TO CONSTRUCT A MULTIPURPOSE BUILDING. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO ENGLISH AS THE OFFICIAL LANGUAGE

S.B. 164

Pete Suazo

THIS ACT MODIFIES STATUTES GOVERNING THE OFFICIAL STATE LANGUAGE. THE ACT PROVIDES AN EXCEPTION FOR THE DIVISION OF INDIAN AFFAIRS AND THE STATE ETHNIC OFFICES IN COMMUNICATING WITH THE PEOPLE THEY SERVE. THE ACT MAKES TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

NONCUSTODIAL VISITATION

S.B. 165

Parley Hellewell

THIS ACT CHANGES THE TERM "VISITATION" TO "PARENT-TIME" THROUGHOUT THE CODE AS IT APPLIES TO THE RIGHT OF A NONCUSTODIAL PARENT TO SPEND TIME WITH THEIR CHILD, was read for the first time and referred to the Rules Committee.

MOBILE HOME PARK RESIDENCY AMENDMENTS

S.B. 166

Dan R. Eastman

THIS ACT MODIFIES THE MOBILE HOME PARK RESIDENCY ACT, THE MOTOR VEHICLE ACT, AND THE GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT. THE ACT PROVIDES SPECIFIC CRITERIA BY WHICH THE MOTOR VEHICLE DIVISION MAY DISCLOSE THE NAME AND ADDRESS OF THE LIENHOLDER OR MOBILE HOME OWNER OF AN ABANDONED MOBILE HOME TO THE OWNER OF A MOBILE HOME PARK. THE ACT MODIFIES PROVISIONS RELATED TO CHANGES IN SERVICE CHARGES TO RESIDENTS OF MOBILE HOME PARKS. THE ACT MODIFIES PROVISIONS RELATED TO THE SALE OF MOBILE HOMES. THE ACT MODIFIES THE CAUSE REQUIRED AND PREREQUISITE PROCEDURE FOR A MOBILE HOME PARK OWNER TO COMMENCE EVICTION PROCEEDINGS. THE ACT EXPANDS PROVISIONS RELATED TO THE RULES OF PARKS. THE ACT AMENDS PROVISIONS RELATED TO A RESIDENT'S PAYMENT OF RENT, FEES, AND SERVICE CHARGES AFTER RECEIPT OF A NOTICE OF NONCOMPLIANCE WITH THE RULES OF THE PARK. THE ACT AMENDS

PROVISIONS RELATED TO LIENHOLDER AND OWNER OF A MOBILE HOME'S RIGHTS AND LIABILITIES AFTER RECEIPT OF A NOTICE OF ABANDONMENT OR ISSUANCE OF A WRIT OR RESTITUTION. THE ACT DEFINES ABANDONMENT OF A MOBILE HOME SPACE OR MOBILE HOME, AND DESIGNATES PARK PROCEDURE IN THE EVENT OF ABANDONMENT. THE ACT AMENDS THE PROCEDURE AFTER AN EVICTION JUDGMENT HAS BEEN ENTERED BY A COURT. THE ACT ALLOWS MOBILE HOME PARK RESIDENTS TO FORM ASSOCIATIONS AND OUTLINES THE REQUIREMENTS OF THOSE ASSOCIATIONS. THE ACT ALSO MAKES TECHNICAL REVISIONS, was read for the first time and referred to the Rules Committee.

PENALTY FOR WRONGFUL MECHANICS' LIEN

S.B. 167

L. Steven Poulton

THIS ACT MODIFIES THE MECHANICS' LIEN CODE AND UTAH CONSTRUCTION TRADES LICENSING ACT. THE ACT PROVIDES FOR CIVIL PENALTIES FOR FILING A MECHANICS' LIEN IN AN AMOUNT GREATER THAN THE ACTUAL SUM DUE. THE ACT PROVIDES FOR ACTION AGAINST A CONSTRUCTION TRADES LICENSE HELD BY A PERSON OR ENTITY FILING A WRONGFUL MECHANICS' LIEN, was read for the first time and referred to the Rules Committee.

RESOLUTION ON RENT MORATORIUM DURING THE OLYMPICS

S.J.R. 8

Ron Allen

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES OWNERS OF RENTAL PROPERTIES IN COMMUNITIES NEAR 2002 OLYMPIC WINTER GAMES VENUES TO LIMIT RENTAL INCREASES, NOT EVICT TENANTS IN THE MONTHS PRECEDING THE GAMES, AND ALLOW RENTERS TO RENEW LONG-TERM LEASES, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

1st Sub. S.B. 39, ALLOWABLE USE OF COUNTY AND CITY RESOURCES, was read the third time.

On motion of Senator Buttars, the following substitute bill replaced the original bill.

ALLOWABLE USE OF COUNTY AND CITY RESOURCES

2nd Sub. S.B. 39

D. Chris Buttars

THIS ACT MODIFIES COUNTY AND CITY PROVISIONS RELATING TO A COUNTY OR CITY’S USE OF ITS RESOURCES FOR NONPROFIT ENTITIES. THE ACT AUTHORIZES COUNTIES AND CITIES TO USE RESOURCES FOR PRIVATE, NONPROFIT ENTITIES. THE ACT ALSO MAKES TECHNICAL CHANGES.

Senator Buttars explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Mansell

Voting in the negative were: Senators

Hickman	Stephenson	Wright
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Absent or not voting were: Senators

Hale	Hillyard
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2nd Sub. S.B. 39 was transmitted to the House.

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S.B. 37, HATE CRIMES AMENDMENTS, was read the third time.

On motion of Senator Suazo, the bill was circled.

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S.B. 38, HIGHWAY AUTHORITY WINTER ROAD CLOSURE AUTHORITY, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Eastman	Evans	Gladwell	Hale

Hellewell	Hickman	Jenkins	Knudson
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	Julander
Mayne			

Absent or not voting were: Senators

Hillyard	Poulton
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S.B. 38 was transmitted to the House.

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S.B. 7, STATE TEXTBOOK COMMISSION AMENDMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Poulton
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S.B. 7 was transmitted to the House.

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S.B. 54, EDUCATION ROUNDTABLE, was read the third time, explained by Senator Buttars, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Evans	Hale	Hillyard	Poulton
Steele			

S.B. 54 was transmitted to the House.

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1st Sub. S.B. 26, MASTER ROAD AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Jenkins	Julander
Knudson	Mayne	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Evans	Hickman	Hillyard
Poulton			

1st Sub. S.B. 26 was transmitted to the House.

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On motion of Senator Mansell, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Walker, the circle was removed from **S.B. 50**, PROPERTY EXEMPT FROM EXECUTION, and it was before the Senate.

On motion of Senator Walker, the following substitute bill replaced the original bill.

PROPERTY EXEMPT FROM EXECUTION

1st Sub. S.B. 50

Carlene M. Walker

THIS ACT MODIFIES THE JUDICIAL CODE TO CHANGE HOW LIFE INSURANCE BENEFITS ARE EXEMPTED FROM JUDICIAL PROCESS.

Senator Walker explained the bill. Senators Spencer and Bramble commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Poulton
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S.J.R. 6, JOINT RESOLUTION RECOGNIZING LIBERTY DAY, was read the second time. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Poulton
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3rd Sub. S.B. 27, SALES AND USE TAX EXEMPTION FOR MINING ESTABLISHMENTS, was read the second time.

On motion of Senator Stephenson, the bill was circled.

* * *

S.B. 34, INDIVIDUAL INCOME TAX RELIEF FOR LOW-INCOME INDIVIDUALS AND RELATED STATE TAX COMMISSION AMENDMENTS, was read the second time.

On motion of Senator Spencer, the bill was circled.

* * *

S.B. 47, BALLOT REQUIREMENTS ON LEGISLATIVE AND INITIATIVE PROPOSALS, was read the second time. Senator Peterson explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Evans	Hillyard	Poulton
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S.B. 53, TRUST DEED LAW AMENDMENTS, was read the second time.

On motion of Senator Waddoups, the bill was circled.

* * *

S.B. 105, STATE SETTLEMENT AGREEMENTS AMENDMENTS, was read the second time.

On motion of Senator Knudson, the bill was circled.

* * *

On motion of President Mansell, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

H.B. 21, MAILING REQUIREMENTS TO STATE AND POLITICAL SUBDIVISIONS, was read the third time.

On motion of Senator Steele, the bill was circled.

* * *

H.B. 27, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ADMINISTRATIVE RULES AND PROCEDURES, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars	Hillyard
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H.B. 27 was signed by the President in open session and returned to the House

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On motion of Senator Spencer, the circle was removed from **H.B. 21**, MAILING REQUIREMENTS TO STATE AND POLITICAL SUBDIVISIONS, and it was before the Senate. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hillyard	Poulton
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H.B. 21 was signed by the President in open session and returned to the House.

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1st Sub. H.B. 29, ELECTION LAW – TECHNICAL AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hillyard

1st Sub. H.B. 29, as amended, was returned to the House for further consideration.

COMMUNICATION FROM THE HOUSE

Mr. President:

January 26, 2001

The House passed **H.C.R. 1**, RESOLUTION FOR A DAY OF REMEMBRANCE, by Representative M. Styler, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.C.R. 1** was read the first time and referred to the Rules Committee.

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On motion of Senator Waddoups, under suspension of the rules, **H.C.R. 1**, was moved to the top of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Waddoups, Annette Moore spoke in Committee of the Whole and read a tribute to Eugene Lamont Bridges who died of leukemia at age seven. Senator Buttars commented.

On motion of Senator Waddoups, the Committee of the Whole was dissolved.

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On motion of Senator Waddoups, under suspension of the rules, **H.C.R. 1**, RESOLUTION FOR A DAY OF REMEMBRANCE, was read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Davis	Hillyard
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H.C.R. 1 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

H.B. 32, UNAUTHORIZED CHARGES ON UTILITIES – CRAMMING AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Davis	Hillyard
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H.B. 32, as amended, was returned to the House for further consideration.

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H.B. 33, CLARIFICATION OF TIME LIMITS FOR REUNIFICATION SERVICES, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Davis	Hillyard	Peterson
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H.B. 33, as amended, was returned to the House for further consideration.

SECOND READING CALENDAR

H.B. 59, WORKERS' COMPENSATION FUND, was read the second time.

On motion of Senator Valentine, the bill was circled.

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On motion of Senator Poulton, the circle was removed from **H.J.R. 3**, JOINT RESOLUTION APPROVING APPOINTMENT OF DIRECTOR, and it was before the Senate. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hillyard	Peterson
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H.B. 65, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hillyard Peterson

* * *

H.B. 54, WILDLIFE – HUNTING AND FISHING FEES, was read the second time. Senator Blackham explained the bill. Senators Steele, Suazo, Valentine, Peterson, and Bramble commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Jenkins	Julander	Knudson	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative was: Senator

Steele

Absent or not voting were: Senators

Hickman Hillyard Mayne Spencer

* * *

On motion of Senator Poulton and at 11:35 a.m., the Senate adjourned until 10:00 a.m., Monday, January 29, 2001.

FIFTEENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present, except Senator Hale, excused
Prayer – Clay Olson, Student Body President, Logan High School

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 26, 2001

The House passed, as amended, **S.J.R. 1**, JOINT RULES RESOLUTION – MINI APPROPRIATIONS PROCESS, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the bill was placed on the Concurrence Calendar.

* * *

Mr. President: January 26, 2001

The House passed, as amended, **H.B. 26**, CRIMINAL RESTITUTION AMENDMENTS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed **H.B. 71**, APPROPRIATION FOR LAND USE PLANNING, by Representative S. Urquhart, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 74**, UNAUTHORIZED CONTROL OF A MOTOR VEHICLE AMENDMENTS, by Representative G. Cox, and it is transmitted for consideration; and

The House passed **H.B. 81**, ALCOHOLIC BEVERAGE SERVER TRAINING AMENDMENTS, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed **H.B. 189**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 215**, FORGERY AMENDMENTS, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed **H.B. 226**, PROOF OF HUNTER EDUCATION, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 231**, ELECTORAL COLLEGE AMENDMENTS, by Representative D. Clark, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 26**, as amended, **H.B. 71**, **1st Sub. H.B. 74**, **H.B. 81**, **H.B. 189**, **H.B. 215**, **H.B. 226**, and **H.B. 231** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 26, 2001

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

- S.B. 142** Personnel Management Act Revision (T. Spencer)
S.J.R. 7 Resolution Addressing Study of Consumer Credit Reporting Laws (G. Davis)
H.B. 52 Unemployment Insurance Amendments (R. Siddoway)

Education

- S.B. 57** Instruction in Mandarin Chinese in Public Schools (H. Stephenson)
S.B. 61 Enhancements to the State Systems of Public and Higher Education (L. Hillyard)

Energy, Natural Resources & Agriculture

- H.B. 213** Fishing License Exemption for Youth in Youth Corrections (B. Johnson)

Health & Environment

- S.B. 140** Cultural and Linguistic Competency in Health Care Task Force (P. Suazo)

Human Services

- S.B. 64** Adoption Law Amendments (T. Spencer)
S.B. 134 Protective Order Amendments (T. Spencer)

Judiciary

- S.B. 86** Voter Information Pamphlet Amendments (D. Gladwell)
S.B. 141 Telephone Harassment Amendments (T. Spencer)
S.B. 144 Criminal Restitution Changes (T. Spencer)
S.B. 149 Utah Prosecution Council Amendments (R. Allen)

Revenue & Taxation

- H.J.R. 2** Resolution on Social Security (J. Ferrin)

State & Local Affairs

- S.B. 145** Metropolitan Water District Board Amendments
(C. Walker)
H.B. 62 Operation and Maintenance of State Buildings (G. Adair)

Transportation & Public Safety

- S.B. 88** Theft of Rental Motor Vehicle (B. Wright)
S.B. 130 R.S. 2477 Amendments (J. Hickman)
H.B. 194 State Highway Designation (B. Johnson)
H.B. 196 DUI – Probation Amendments (A.L. Tyler)
1st Sub. H.B. 214 Corridor Preservation Funding Distribution (D. Hogue)
Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 26, 2001
The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 113**, UINTAH BASIN REVITALIZATION FUND AMENDMENTS, by Senator B. Evans; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **1st Sub. H.B. 14**, UNDERGROUND WASTEWATER DISPOSAL SYSTEMS, by Representative T. Hatch.

Terry R. Spencer, Chair; and
Mr. President: January 26, 2001
The Human Services Committee reports a favorable recommendation on **S.B. 111**, CONFLICT OF INTEREST INVESTIGATIONS INTO ALLEGATION OF CHILD ABUSE OR NEGLECT, by Senator D.C. Butters, with the following amendments:

1. Page 2, Line 31:
After “(b)” delete “The” and insert “(i) under the direction of the Board of Child and Family Services, the” after “division” delete “may” and insert “shall”
2. Page 2, Line 33:
After line 32 insert “(ii) The executive director of the department shall designate an entity within the department, other than the division, to monitor the contract for the investigators described in Subsection (b)(i).”; and

The Human Services Committee reports a favorable recommendation on **S.B. 125**, AGING AND ADULT SERVICES AMENDMENTS, by Senator D. Eastman; and

The Human Services Committee reports a favorable recommendation on **H.B. 31**, CHILD WELFARE OVERSIGHT PANEL AMENDMENTS, by Representative T. Beck, with the following amendments:

1. Page 2, Line 55:
After “Subcommittee” insert “the Executive Office, Criminal Justice Appropriations Subcommittee.”
2. Page 2, Line 58:
After “system;” insert
“(h) study actions the state can take to preserve, unify, and strengthen the child’s family ties whenever possible in the child’s best interest, including recognizing the constitutional rights and claims of parents whenever those family ties are severed or infringed;”
3. Page 3, Line 59:
Delete “(h)” and insert “(i)”
4. Page 3, Line61:
Delete “(i)” and insert “(j)”

John W. “Bill” Hickman, Chair; and

Mr. President:

January 26, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 22**, NAVAJO NATION – MOTOR AND SPECIAL FUEL TAXES, by Senator M. Dmitrich; and

The Revenue and Taxation Committee recommends **S.B. 114**, SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY

TRIBES, by Senator M. Dmitrich, be replaced and favorably recommends **1st Sub. S.B. 114**, SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES.

Curtis S. Bramble, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 113**, **1st Sub. H.B. 14**, **S.B. 111**, as amended, **S.B. 125**, **H.B. 31**, as amended, **S.B. 22**, and **1st Sub. S.B. 114** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

SUPPLEMENTAL APPROPRIATIONS ACT

S.B. 1

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS

S.B. 2

Beverly Ann Evans

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SUPPLEMENTAL APPROPRIATIONS II

S.B. 3

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS

S.B. 71

Carlene M. Walker

THIS ACT MODIFIES PROVISIONS OF THE REVENUE AND TAXATION CODE AND THE UTAH HUMAN SERVICES CODE RELATING TO CHILD AND FAMILY SERVICES. THE ACT PROVIDES A TAX CREDIT TO ANY TAXPAYER WHO ADOPTS A CHILD WHO HAS A SPECIAL NEED. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2001, was read for the first time and referred to the Rules Committee.

LOW-LEVEL RADIOACTIVE WASTE SHIPPING AND DISPOSAL**S.B. 72***Bill Wright*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

LOCAL OPTION OIL AND GAS SEVERANCE TAX AND RELATED AMENDMENTS**S.B. 73***Beverly Ann Evans*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX – STREAMLINED SALES TAX PROJECT REVISIONS AND SALES AND USE TAX REVISIONS**S.B. 74***Lyle W. Hillyard*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PUBLIC EDUCATION CURRICULUM AMENDMENTS**S.B. 75***Bill Wright*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROPERTY TAX APPEAL AMENDMENTS**S.B. 76***Curtis S. Bramble*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

MOBILE HOME PARK RESIDENCY ACT AMENDMENTS**S.B. 77***Ed P. Mayne*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TAX OF FOOD**S.B. 78***Michael G. Waddoups*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

OPEN MEETINGS LAW

S.B. 79

D. Edgar Allen

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

COUNTY STATUTES REVISION

S.B. 80

David L. Gladwell

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROVISIONS RELATING TO HIGH LEVEL NUCLEAR WASTE

S.B. 81

Terry R. Spencer

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RIGHT TO CARRY WEAPONS

S.B. 82

Scott K. Jenkins

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SMALL EMPLOYER PURCHASING ALLIANCE AMENDMENTS

S.B. 83

Leonard M. Blackham

THIS ACT MODIFIES THE INSURANCE CODE BY AMENDING PROVISIONS RELATED TO SMALL EMPLOYER PURCHASING ALLIANCES FOR HEALTH INSURANCE. THE ACT PERMITS AN ALLIANCE TO LIMIT REIMBURSEMENT TO PROVIDERS ON THE PANEL OF CONTRACTING INSURERS UNDER SPECIFIC CIRCUMSTANCES, was read for the first time and referred to the Rules Committee.

STATE OLYMPIC AMENDMENTS

S.B. 84

Beverly Ann Evans

THIS ACT MODIFIES THE UTAH SPORTS AUTHORITY ACT AND THE STATE OLYMPIC COORDINATION ACT. THE ACT REPEALS THE UTAH

SPORTS ADVISORY COMMITTEE AND MODIFIES THE RESPONSIBILITIES OF THE OLYMPIC COORDINATION COMMITTEE. THE ACT MODIFIES REPORTING REQUIREMENTS OF THE STATE OLYMPIC OFFICER. THE ACT REPEALS OBSOLETE LANGUAGE AND MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

**CHARTER SCHOOL AMENDMENTS CENTER>CERTAIN
MUNICIPAL SERVICES IN FIRST CLASS COUNTIES**

S.B. 168

Leonard M. Blackham

THIS ACT MODIFIES PROVISIONS RELATING TO COUNTIES AND TO REVENUE AND TAXATION TO REQUIRE COUNTIES OF THE FIRST CLASS TO PROVIDE DETECTIVE INVESTIGATIVE SERVICES IN THEIR UNINCORPORATED AREA. THE ACT REQUIRES THOSE COUNTIES TO DECREASE THEIR COUNTYWIDE TAX LEVY PREVIOUSLY IMPOSED TO PAY FOR THOSE SERVICES AND AUTHORIZES THEM TO INCREASE THEIR LEVY ON THE UNINCORPORATED AREA TO OFFSET THE DECREASE. THE ACT AUTHORIZES CITIES AND TOWNS LOCATED WITHIN THOSE COUNTIES TO INCREASE THEIR TAX LEVY TO GENERATE THE CITY OR TOWN'S PROPORTIONATE SHARE OF THE COUNTY'S COUNTYWIDE DECREASE. THE ACT EXEMPTS THOSE TAX INCREASES FROM APPLICABLE NOTICE AND HEARING REQUIREMENTS AND EXPANDS AN EXEMPTION FROM THOSE SAME REQUIREMENTS FOR CITIES AND TOWNS THAT INCREASE THEIR TAX RATE TO OFFSET A COUNTYWIDE REDUCTION RELATING TO ADVANCED LIFE SUPPORT AND PARAMEDIC SERVICES. THE ACT ALSO MAKES TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

S.B. 169

Howard A. Stephenson

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

UTAH REVISED LIMITED LIABILITY COMPANY ACT

S.B. 170

John L. Valentine

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

STATE RETIREMENT FORMULA CHANGES

S.B. 171

John L. Valentine

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

POSTCONVICTION DNA TESTING

S.B. 172

Lyle W. Hillyard

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

EXTENDED SCHOOL YEAR PROGRAMS

S.B. 173

Bill Wright

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

**SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR
PROCESSING OR FABRICATION**

S.B. 174

Curtis S. Bramble

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RURAL ACCESS TO HEALTH CARE PROVIDERS

S.B. 175

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

EXECUTIVE COMPENSATION

S.B. 176

L. Steven Poulton

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

**GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT
AMENDMENTS**

S.B. 177

Terry R. Spencer

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

HEALTH CARE DIRECTIVES**S.B. 178***Peter C. Knudson*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

UNEMPLOYMENT INSURANCE – NATIVE AMERICAN TRIBAL UNITS**S.B. 179***Ed P. Mayne*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PRESCRIPTION DRUG COVERAGE AND FORMULARIES**S.B. 180***Peter C. Knudson*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

OUTDOOR ADVERTISING STRUCTURES NEAR POWER LINES**S.B. 181***Mike Dmitrich*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

LIABILITY COVERAGE FOR TEACHERS**S.B. 182***David L. Gladwell*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CREDIT UNION ACT AMENDMENTS**S.B. 183***Michael G. Waddoups*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

OPERATION OF NONRESIDENT OWNED SNOWMOBILE**S.B. 184***John W. Hickman*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR 21ST CENTURY LIBRARY INITIATIVE

S.B. 185

Beverly Ann Evans

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PAYMENT OF WAGES AMENDMENTS

S.B. 186

Pete Suazo

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS

S.B. 187

Beverly Ann Evans

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CREDIT UNION ACT – MEMBER BUSINESS LOANS

S.B. 188

Terry R. Spencer

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

ENERGY AMENDMENTS

S.B. 189

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CRIMINAL BACKGROUND CHECKS FOR MENTAL HEALTH PROVIDERS AND OTHERS

S.B. 190

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

BOND TO BE POSTED IN ENVIRONMENTAL ACTIONS

S.B. 191

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REPEAL OF RESIDENCE LIEN RECOVERY FUND**S.B. 192***Parley Hellewell*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TITLE INSURANCE AMENDMENTS**S.B. 193***Michael G. Waddoups*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

MEDICAL PRACTICE ACT AMENDMENT**S.B. 194***D. Edgar Allen*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROPERTY TAX AMENDMENTS**S.B. 195***John L. Valentine*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

BONDING AUTHORITY FOR IRRIGATION DISTRICTS**S.B. 196***David L. Gladwell*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

**DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE –
REPEAL OF QUALITY REVIEW REQUIREMENTS****S.B. 197***David L. Gladwell*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

HIGH LEVEL NUCLEAR WASTE REVISIONS**S.B. 198***Terry R. Spencer*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

AMENDMENTS REGARDING HIGH LEVEL NUCLEAR WASTE

S.B. 199

Terry R. Spencer

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REVISIONS REGARDING HIGH LEVEL NUCLEAR WASTE

S.B. 200

Terry R. Spencer

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SOLDIER HOLLOW LEGACY FUNDING

S.B. 201

Beverly Ann Evans

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CONFIDENTIALITY OF TAX INFORMATION

S.B. 202

Karen Hale

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

COUNTY RECORDER – RECORDING LAW AMENDMENTS

S.B. 203

Ron Allen

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REPEAL OF LICENSING ALARM RESPONSE RUNNERS

S.B. 204

Dan R. Eastman

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROHIBITION OF JOB ACTIONS BY PUBLIC EMPLOYEES

S.B. 205

David L. Gladwell

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TASK FORCE ON IMPLEMENTATION OF WATER FLUORIDATION**S.B. 206***L. Steven Poulton*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

EFFECTIVE AND CONSISTENT PROSECUTION OF CRIMINAL BEHAVIOR STATEWIDE**S.B. 207***Ron Allen*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

GOVERNMENTAL IMMUNITY FOR TRANSPORTING PERSONS FROM REMOTE OR INACCESSIBLE AREAS**S.B. 208***Leonard M. Blackham*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX – EXEMPTION FOR MACHINERY OR EQUIPMENT USED IN BOTTLING WATER**S.B. 209***Mike Dmitrich*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

HIGHER EDUCATION TUITION DISCLOSURE**S.B. 210***Carlene M. Walker*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SOLEMNIZATION OF MARRIAGES**S.B. 211***Gene Davis*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

UTAH PAWNBROKING ACT

S.B. 212

Michael G. Waddoups

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TAXATION OF TELEPHONE CORPORATIONS

S.B. 213

Curtis S. Bramble

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TELECOMMUNICATIONS TAXATION TASK FORCE

S.B. 214

Curtis S. Bramble

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TEACHERS QUALIFICATIONS IN MIDDLE SCHOOLS

S.B. 215

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REIMBURSEMENT OF COSTS FOR INVESTIGATIONS OF PUBLIC EMPLOYEES

S.B. 216

David L. Gladwell

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

DOMESTIC VIOLENCE SHELTERS – RESPONSIBILITY AND FUNDING

S.B. 217

Mike Dmitrich

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REGISTRATION AND PROTECTION OF TRADEMARKS

S.B. 218

Lyle W. Hillyard

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CONSTRUCTION CONTRACTS – PROMPT PAYMENT ACT**S.B. 219***Michael G. Waddoups*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

AGRICULTURAL PROTECTION ZONE AMENDMENTS**S.B. 220***Leonard M. Blackham*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

WATER QUALITY BOARD AMENDMENTS**S.B. 221***David L. Gladwell*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

**NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL
PARENT OF CHILD'S REMOVAL****S.B. 222***Parley Hellewell*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

DEFERRED RETIREMENT OPTION PROGRAM**S.B. 223***Gene Davis*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

BLUE STAKES AMENDMENTS**S.B. 224***Bill Wright*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

APPROPRIATION TO MEMORY GROVE FOUNDATION**S.B. 225***Pete Suazo*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROPERTY TAX – NOTICE OF APPEALS

S.B. 226

Scott K. Jenkins

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

INCOME TAX CREDITS FOR CERTAIN POLITICAL CONTRIBUTIONS

S.B. 227

Bill Wright

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX – TOURISM, RECREATION, CULTURAL, AND CONVENTION FACILITIES TAX AMENDMENTS

S.B. 228

Pete Suazo

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

WATER COMPANIES AND ASSOCIATIONS VOTING RIGHTS

S.B. 229

Mike Dmitrich

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

WATER COMPANIES AND ASSOCIATIONS ASSESSMENTS

S.B. 230

Mike Dmitrich

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROHIBITION OF FIREARMS IN SCHOOLS AND PLACES OF WORSHIP

S.B. 231

Karen Hale

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESTRICTIONS ON COURT HOUSE PARKING LOTS**S.B. 232***John L. Valentine*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

INCOME TAX AMENDMENTS**S.B. 233***Curtis S. Bramble*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

**SALES AND USE TAX – BOTANICAL, CULTURAL, RECREATIONAL,
AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES
AMENDMENTS****S.B. 234***Lyle W. Hillyard*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

FINANCIAL INSTITUTIONS AMENDMENTS**S.B. 235***John W. Hickman*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS**S.B. 236***Dan R. Eastman*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

GENERAL OBLIGATION BOND PROCESS**S.B. 237***John L. Valentine*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

**FISCAL YEAR FOR UTAH COMPREHENSIVE HEALTH INSURANCE
POOL****S.B. 238***Gene Davis*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REVISIONS TO GOVERNMENT OPERATIONS

S.B. 239

Pete Suazo

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

GOVERNMENT OPERATIONS AMENDMENTS

S.B. 240

Pete Suazo

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SPECIAL DISTRICT AMENDMENTS

S.B. 241

Gene Davis

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CHANGES TO STATE GOVERNMENT

S.B. 242

Ron Allen

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

STATE GOVERNMENT REVISIONS

S.B. 243

Mike Dmitrich

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO UTILITY REGULATION

S.B. 244

D. Edgar Allen

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CONSUMER PROTECTION AMENDMENTS

S.B. 245

Mike Dmitrich

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

INFORMATION TECHNOLOGY TRAINING INCENTIVE PROGRAM**S.B. 246***David H. Steele*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TAX LAW REVISIONS**S.B. 247***John L. Valentine*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TASK FORCE TO DEVELOP SUBDIVISION AND PLATTING ACT**S.B. 248***Mike Dmitrich*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

FUNDING AMENDMENTS FOR PUBLIC HEALTH**S.B. 249***Ron Allen*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

STATE LAW REVISIONS**S.B. 250***John L. Valentine*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROHIBITING EMPLOYMENT OF RELATIVES – AMENDMENTS**S.B. 251***Lyle W. Hillyard*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO CONSTRUCTION CONTRACTS**S.B. 252***Scott K. Jenkins*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

STATE BONDING AMENDMENTS

S.B. 253

L. Steven Poulton

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESIDENCE LIENS RECOVERY FUND AMENDMENTS

S.B. 254

Lyle W. Hillyard

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

**TASK FORCE REVIEWING LOCAL GOVERNMENT TAX
STRUCTURE**

S.B. 255

Peter C. Knudson

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TRANSPORTATION AMENDMENTS

S.B. 256

Peter C. Knudson

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RETIREMENT AMENDMENTS

S.B. 257

Gene Davis

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REVISIONS TO GENERAL GOVERNMENT

S.B. 258

Gene Davis

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PUBLIC UTILITY AMENDMENTS

S.B. 259

John W. Hickman

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

GROUP INSURANCE PROGRAM ACT AMENDMENTS**S.B. 260***Curtis S. Bramble*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

OVERSIGHT OF WASTE IN ABANDONED MINES**S.B. 261***Peter C. Knudson*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO OPTIONAL FORMS OF COUNTY GOVERNMENT**S.B. 262***Gene Davis*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO DUTIES OF COUNTY LEGISLATIVE BODIES**S.B. 263***Gene Davis*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

REVISIONS TO RETIREMENT LAW**S.B. 264***Gene Davis*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

SICK LEAVE AMENDMENTS**S.B. 265***Gene Davis*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

INCOME TAX CREDITS FOR SMALL BUSINESS LOANS**S.B. 266***Michael G. Waddoups*

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

YOUTH SERVICES AGENCY

S.B. 267

D. Chris Buttars

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

FINANCIAL INSTITUTIONS CHANGES

S.B. 268

D. Chris Buttars

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

MEDICAL CREDENTIALS OF ATHLETIC/TEAM PHYSICIAN

S.B. 269

Pete Suazo

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

TRANSPORTATION FUNDING AMENDMENTS

S.B. 270

Michael G. Waddoups

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

HOMELESS COALITION PROVISIONS

S.B. 271

Pete Suazo

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RETIREMENT – OPEN WINDOW OPTIONS

S.B. 272

Beverly Ann Evans

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

ELECTION LAW PROCEDURES

S.B. 273

D. Edgar Allen

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

PROPERTY TAX – VOTER APPROVAL

S.B. 274

L. Steven Poulton

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESOLUTION DECLARING CONSTITUTIONAL WEEK

S.C.R. 1

Bill Wright

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

ENERGY RESOLUTION

S.C.R. 2

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESOLUTION APPROVING SETTLEMENT BY UTAH DEPARTMENT OF TRANSPORTATION

S.C.R. 3

Peter C. Knudson

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESOLUTION URGING A STATUTE OF MARRINER S. ECCLES

S.J.R. 9

Howard A. Stephenson

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESOLUTION RECOGNIZING PEERY’S EGYPTIAN THEATER

S.J.R. 10

Scott K. Jenkins

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESOLUTION ON TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES

S.J.R. 11

John L. Valentine

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

RESOLUTION URGING JELL-O® RECOGNITION

S.R. 5

Leonard M. Blackham

INTRODUCED BY SHORT TITLE, was read for the first time and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 18, INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Hickman
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H.B. 18, as amended, was returned to the House.

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H.B. 22, SEX OFFENDER LIFETIME REPORTING AMENDMENTS, was read the third time, explained by Senator Waddoups. Senator Bramble commented and the bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen Hale Hickman Julander

H.B. 22 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

1st Sub. S.B. 50, PROPERTY EXEMPT FROM EXECUTION, was read the third time, explained by Senator Walker and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

1st Sub. S.B. 50, as amended, was transmitted to the House.

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S.J.R. 6, JOINT RESOLUTION RECOGNIZING LIBERTY DAY, was read the third time and explained by Senator Mayne. Senator Suazo declared a conflict of interest due to his affiliation with the Lion's Club. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

S.J.R. 6 was transmitted to the House.

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S.B. 47, **BALLOT REQUIREMENTS ON LEGISLATIVE AND INITIATIVE PROPOSALS**, was read the third time, explained by Senator Peterson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Hale

S.B. 47,as amended, was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Hillyard, the circle was removed from **S.B. 34**, **INDIVIDUAL INCOME TAX RELIEF FOR LOW-INCOME INDIVIDUALS AND RELATED STATE TAX COMMISSION AMENDMENTS**, and it was before the Senate. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale Mayne

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S.B. 46, DECEPTION DETECTION EXAMINERS LICENSING ACT AMENDMENTS, was read the second time.

On motion of Senator Hickman, the bill was circled.

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S.B. 102, MIDDLE SCHOOL EXIT REQUIREMENTS, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale Mayne Steele

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S.B. 124, EDUCATION RESOURCE CENTERS, was read the second time.

On motion of Senator Evans, the bill was circled.

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S.B. 104, MENTAL HEALTH PRACTICE AMENDMENTS, was read the second time.

On motion of Senator Julander, the bill was circled.

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S.B. 118, EMERGENCY MANAGEMENT ASSISTANCE ACT, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Hale	Jenkins	Mayne	Stephenson
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1st Sub. S.B. 101, UNLAWFUL USE OF LASER POINTERS, was read the second time. Senator Ed Allen explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Jenkins
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S.B. 103, ATTEMPTED MURDER AMENDMENTS, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Hale Jenkins

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S.B. 52, COMMERCIAL DRIVERS LICENSE RAILROAD AND HIGHWAY GRADE REQUIREMENTS, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Hale Mayne

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S.B. 56, DRIVING UNDER THE INFLUENCE PENALTY AMENDMENTS, was read the second time.

On motion of Senator Julander, the bill was circled.

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S.B. 122, MOTOR VEHICLE INSURANCE AMENDMENTS, was read the second time. Senator Waddoups explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale Mayne

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On motion of Senator Evans, the circle was removed from **S.B. 124**, EDUCATION RESOURCE CENTERS, and it was before the Senate. Senator Evans explained the bill.

On motion of Senator Wright, the bill was amended as follows:

1. Page 3, Line 84:
After “the” delete “General Fund” and insert “Uniform School Fund”

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale Julander Mayne

THIRD READING CALENDAR

H.J.R. 3, JOINT RESOLUTION APPROVING APPOINTMENT OF DIRECTOR, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Julander	Mayne
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H.J.R. 3 was signed by the President in open session and returned to the House.

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H.B. 65, DIVISION OF OCCUPATIONAL PROFESSIONAL LICENSURE, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Davis	Hale	Mayne
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H.B. 65, as amended, was returned to the House.

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H.B. 54, WILDLIFE – HUNTING AND FISHING FEES, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Mayne
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H.B. 54 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

H.B. 35, INFRASTRUCTURE INNOVATION PROGRAM AMENDMENTS, was read the second time. Senator Dmitrich explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Mayne
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1st Sub. H.B. 57, TRAFFIC OFFENSE ADJUDICATION AMENDMENTS, was read the second time. Senator Waddoups explained the bill. Senators Blackham, Steele, and Valentine commented. The bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	

Voting in the negative were: Senators

Evans	Valentine	Mansell
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Absent or not voting were: Senators

Hale	Hillyard	Spencer
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H.B. 190, LICENSE PLATE AMENDMENTS, was read the second time. Senator Bramble explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Hillyard
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On motion of Senator Poulton and at 11:35 a.m., the Senate adjourned until 10:00 a.m., Tuesday, January 30, 2001.

SIXTEENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call— All Senators present, except Senator Hale, excused.

Prayer —Father Charles Cumins, Newman Center at Weber State University

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 29, 2001

The House passed **H.B. 38**, SCHOOL DISTRICT VOTED LEEWAY AMENDMENTS, by Representative K. Garn, et al, and it is transmitted for consideration; and

The House passed **H.B. 76**, MULTISTAGE HIGHWAY TRANSPORTATION AGREEMENT MODIFICATIONS, by Representative D. Bush, and it is transmitted for consideration; and

The House passed **H.B. 197**, WAIVER OF TUITION BY STATE COLLEGE OR UNIVERSITY, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 227**, HUNTER SAFETY AMENDMENTS, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 230**, SEARCH WARRANT AMENDMENT, by Representative D. Bowman, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 38**, **H.B. 76**, **H.B. 197**, **H.B. 227**, as amended, and **H.B. 230** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 29, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Health & Environment

- H.B. 6** Standards for Illegal Drug Lab Decontamination
(A.L. Tyler)
- H.B. 208** Conforming Amendments to Repeal of Health Policy
Commission (R. Lockhart)

Human Services

- S.B. 136** Parenting Plan for Divorcing Parents (L. Hillyard)
- 1st Sub. H.B. 79** Persons with a Disability – Technical Revisions
(T. McCartney)

Judiciary

- 1st Sub. S.B. 146** Performing Unlawful Marriages (R. Allen) which was
substituted for S.B. 146 by the Rules Committee
- H.B. 13** Recovery of Special Damages for Injuries (A.L. Tyler)

Transportation & Public Safety

- S.B. 89** State Parks Access Roads Amendments (P. Knudson)
- H.B. 200** Ignition Interlock Amendments (A.L. Tyler)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

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To the Members of the Senate:

January 29, 2001

The Rules Committee recommends the assignment of the following House Resolution to the Second Reading Calendar:

- H.J.R. 7** Resolution on Compensation of In-session Employees
(M. Dillree)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 29, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 129**, MEDICAL MALPRACTICE – MONETARY CAP, by Senator M. Waddoups, with the following amendments:

1. Page 1, Line 21:
Delete “\$500,000” and insert “the limitation is adjusted for inflation to \$400,000”
2. Page 1, Line 23:
Delete “\$500,000” and insert “\$400,000”

Dan R. Eastman, Chair; and

Mr. President: January 29, 2001

The Education Committee reports a favorable recommendation on **S.B. 120**, DISTANCE EDUCATION DOCTORATE PROGRAM, by Senator B. Evans, with the following amendments:

1. Page 2, line 49:
After the word “the” delete “General Fund” and insert “Uniform School Fund”

Bill Wright, Chair; and

Mr. President: January 29, 2001

The Health and Environment Committee reports a favorable recommendation on **H.B. 195**, DEPARTMENT OF HEALTH – FEE PROCESS, by Representative K. Garn.

Peter C. Knudson, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 129**, as amended, **S.B. 120**, as amended, and **H.B. 195** were placed on Second Reading Calendar.

CONCURRENCE CALENDAR

On motion of Senator Blackham, the Senate voted to concur in the House amendments to **S.J.R. 1**, JOINT RULES RESOLUTION – MINI APPROPRIATIONS PROCESS. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Spencer
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S.J.R. 1 was returned to the House.

CONSENT CALENDAR

S.B. 106, MUNICIPAL BOND SECURED TRANSACTIONS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Hale	Hillyard	Spencer	Stephenson
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S.B. 106 was transmitted to the House.

THIRD READING CALENDAR

S.B. 34, INDIVIDUAL INCOME TAX RELIEF FOR LOW-INCOME INDIVIDUALS AND RELATED STATE TAX COMMISSION AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Spencer
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S.B. 34. as amended, was transmitted to the House.

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S.B. 102, MIDDLE SCHOOL EXIT REQUIREMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Spencer
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S.B. 102, as amended, was transmitted to the House.

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S.B. 118, EMERGENCY MANAGEMENT ASSISTANCE ACT, was read the third time.

On motion of Senator Valentine, the bill was circled.

* * *

1st Sub. S.B. 101, UNLAWFUL USE OF LASER POINTERS, was read the third time, explained by Senator Ed Allen, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Spencer
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1st Sub. S.B. 101 was transmitted to the House.

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S.B. 103, ATTEMPTED MURDER AMENDMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Spencer
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S.B. 103 was transmitted to the House.

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S.B. 52, COMMERCIAL DRIVERS LICENSE RAILROAD AND HIGHWAY GRADE REQUIREMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

S.B. 52, as amended, was transmitted to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 118**, EMERGENCY MANAGEMENT ASSISTANCE ACT, and it was before the Senate. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

S.B. 118 was transmitted to the House.

* * *

S.B. 122, MOTOR VEHICLE INSURANCE AMENDMENTS, was read the third time, explained by Senator Waddoups

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 8, Line 219a:
Senate Committee Amendments 1–26–2001:
Delete “WRITTEN NOTIFICATION” and insert “notification in a manner specified by the department”

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Hale

S.B. 122, as amended, was transmitted to the House.

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S.B. 124, EDUCATION RESOURCE CENTERS, was read the third time, explained by Senator Evans.

On motion of Senator Evans, the bill was amended as follows:

1. Page 3, Line 84
Senate 2nd Reading Amendments dated 1–29–2001:
Delete “from the Uniform School Fund”
2. Page 3, Line 84a
Senate 2nd Reading Amendments dated 1–29–2001:
After “2001–02” delete “only” and insert “of individual income tax revenues”

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Hale

S.B. 124, as amended, was transmitted to the House.

* * *

On motion of Senator Valentine, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

S.B. 113, UINTAH BASIN REVITALIZATION FUND AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Hale Stephenson

* * *

On motion of Senator Julander, the circle was removed from **S.B. 104**, MENTAL HEALTH PRACTICE AMENDMENTS, and it was before the Senate. Senator Julander explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Hale
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On motion of Senator Mayne, the circle was removed from **S.B. 56**, DRIVING UNDER THE INFLUENCE PENALTY AMENDMENTS, and it was before the Senate. Senator Mayne explained the bill. Senators Walker and Hillyard commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

* * *

S.B. 111, CONFLICT OF INTEREST INVESTIGATIONS INTO ALLEGATION OF CHILD ABUSE OR NEGLECT, was read the second time. Senator Buttars explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Steele
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S.B. 125, AGING AND ADULT SERVICES AMENDMENTS, was read the second time. Senator Eastman explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Hale	Steele	Valentine
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S.B. 22, NAVAJO NATION – MOTOR AND SPECIAL FUEL TAXES, was read the second time. Senator Dmitrich explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Hale	Julander	Spencer
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1st Sub. S.B. 114, SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES, was read the second time. Senator Dmitrich explained the bill. Senators Valentine, Bramble, and Peterson commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Spencer
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On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

H.B. 35, UTAH TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM AMENDMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson

Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Hale

H.B. 35 was signed by the President in open session and returned to the House.

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On motion of Senator Poulton, Governor Michael O. Leavitt spoke in Committee of the Whole. Governor Leavitt accounced that Utah has achieved recognition as one of the three best managed states in the country.

On motion of Senator Poulton, the Committee of the Whole was dissolved

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1st Sub. H.B. 57, TRAFFIC OFFENSE ADJUDICATION AMENDMENTS, was read the third time, explained by Senator Waddoups.

On motion of Senator Blackham, **1st Sub. H.B. 57** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 190, ORIGINAL ISSUE LICENSE PLATE AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators Hale Poulton

H.B. 190, as amended, was returned to the House.

* * *

On motion of Senator Valentine, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Valentine, the circle was removed from **H.B. 59**, WORKERS' COMPENSATION FUND, and it was before the Senate. Senator Valentine explained the bill. Senators Hickman, Blackham, Ron Allen, Waddoups, and Hellewell commented.

On motion of Senator Hellewell, the bill was circled.

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H.B. 191, LIQUOR PACKAGE AGENCY CONTRACTS, was read the second time. Senator Hickman explained the bill. Senator Wright commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Hale

* * *

On motion of Senator Blackham, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Blackham, **H.B. 191** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Poulton, and at 11:40 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 30, 2001

The House concurred in the Senate amendments and passed **1st Sub. H.B. 29**, ELECTION LAW – TECHNICAL AMENDMENTS, by Representative B. Holladay, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 32**, UNAUTHORIZED CHARGES ON UTILITIES – CRAMMING AMENDMENTS, by Representative S. Allen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 33**, CLARIFICATION OF TIME LIMITS FOR REUNIFICATION SERVICES, by Representative M. Throckmorton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. H.B. 29, **H.B. 32**, and **H.B. 33** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: January 30, 2001

The House passed, as amended, **H.B. 36**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Bigelow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 64**, TUITION WAIVERS FOR WARDS OF THE STATE, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 82**, PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD, by Representative J. Seitz, and it is transmitted for consideration; and

The House passed **H.B. 88**, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, by Representative C. Beshear, and it is transmitted for consideration; and

The House passed **H.B. 91**, STATE CAPITOL PRESERVATION BOARD AMENDMENTS, by Representative R. Becker, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 224**, NOTICE AND REASONABLE EFFORTS FOR CHILDREN IN CUSTODY ON GROUNDS OTHER THAN ABUSE OR NEGLECT, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 232**, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS, by Representative M. Throckmorton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 36**, as amended, **H.B. 64**, as amended, **H.B. 82**, **H.B. 88**, **H.B. 91**, **H.B. 224**, as amended, and **H.B. 232**, as amended, were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 30, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

- S.B. 60** Uniform Athlete Agents Act (L. Hillyard)
S.B. 139 Nonprofit Corporation Act Amendments (L. Hillyard)
H.B. 81 Alcoholic Beverage Server Training Amendments
(C. Saunders)

Education

- H.B. 58** School Uniforms Amendments (K. Morgan)

Energy, Natural Resources & Agriculture

- H.B. 226** Proof of Hunter Education (M. Styler)

Human Services

- S.B. 147** Extending Child Visitation for Divorced Families
(T. Spencer)

Judiciary

- S.B. 127** Bail Bond Amendments (T. Spencer)

- H.B. 26** Criminal Restitution Amendments (S. Allen)
- H.B. 215** Forgery Amendments (N. Hendrickson)

Revenue & Taxation

- S.B. 67** Sales Tax – Distribution of Olympic Special Revenue Fund Monies (M. Waddoups)
- H.B. 75** Navajo Revitalization Fund Amendments (J. Buffmire)
- H.B. 242** Review of Sales and Use Tax Exemptions (G. Curtis)

State & Local Affairs

- S.B. 116** Requirements to Incorporate a Town (B. Wright)

Transportation & Public Safety

- S.B. 87** Antique Firearms Amendments (M. Waddoups)
- H.B. 15** Bicycle Law Amendments (M. Dillree)
- 1st Sub. H.B. 74** Unauthorized Control of a Motor Vehicle Amendments (G. Cox)

The Rules Committee recommends that the following bill be returned to the Rules Committee for assignment to an appropriation subcommittee:

Health & Environment

- S.B. 112** Appropriation for Assistive Technology (P. Knudson)
Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

SECOND READING CALENDAR

H.B. 205, EMPLOYERS’ REINSURANCE FUND SPECIAL ASSESSMENT, was read the second time. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson

Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Bramble	Buttars	Hale
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H.B. 207, COAL MINE REGULATION OF LABOR COMMISSION, was read the second time. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

* * *

H.B. 44, INSURANCE DEPARTMENT – HEALTH POLICY RESPONSIBILITIES, was read the second time.

On motion of Senator Bramble, the bill was circled.

* * *

H.B. 41, FIRE PREVENTION AMENDMENTS, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hickman	Steele
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1st Sub. H.B. 14, UNDERGROUND WASTEWATER DISPOSAL SYSTEMS, was read the second time. Senator Wright explained the bill. Senators Hillyard and Jenkins commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

On motion of Senator Blackham, **1st Sub. H.B. 14** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Bramble, the circle was removed from **H.B. 44, INSURANCE DEPARTMENT – HEALTH POLICY RESPONSIBILITIES**, and it was before the Senate. Senator Bramble explained the bill. Senator Mayne commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale Valentine

On motion of Senator Blackham, **H.B. 44** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 31, CHILD WELFARE OVERSIGHT PANEL AMENDMENTS, was read the second time. Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Hale Valentine Wright

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On motion of Senator Knudson, the circle was removed from **S.B. 105, STATE SETTLEMENT AGREEMENTS AMENDMENTS**, and it was before the Senate. Senator Knudson explained the bill. Senators Jenkins, Ed Allen, and Peterson commented. The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hellewell	Hickman	Hillyard
Julander	Knudson	Peterson	Poulton
Steele	Suazo	Waddoups	Walker
Mansell			

Voting in the negative were: Senators

Bramble	Jenkins	Stephenson	Valentine
Wright			

Absent or not voting were: Senators

Hale	Mayne	Spencer
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On motion of Senator Poulton and at 2:50 p.m., the Senate adjourned until 10:00 a.m., Wednesday, January 31, 2001.

SEVENTEENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present, except Senator Hale, excused.

Prayer – Senator Pete Suazo

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 30, 2001

The Speaker of the House has signed **S.J.R. 1**, JOINT RULES RESOLUTION – MINI APPROPRIATIONS PROCESS, by Senator L. Blackham, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.J.R. 1 was signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

STANDING COMMITTEE REPORTS

Mr. President: January 30, 2001

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 19**, ICE CREAM AND MILK DISPENSER REQUIREMENTS, by Senator G. Davis, with the following amendments:

1. Page 1, Line 18:
After “payment,” delete “distribute dairy products.” and bracket “or” and after “bulk” insert “, or for the wholesale distribution of dairy products.”
2. Page 1, Line 25:
After “payment,” delete “distribute dairy products.” and bracket “or to”
3. Page 1, Line 26:
After “bulk” insert “, or for the wholesale distribution of dairy products.”; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 213**, FISHING LICENSE EXEMPTION FOR YOUTH IN YOUTH CORRECTIONS, by Representative B. Johnson.

Terry R. Spencer, Chair; and

Mr. President: January 30, 2001

The Human Services Committee reports a favorable recommendation on **S.B. 134**, PROTECTIVE ORDER AMENDMENTS, by Senator T. Spencer.

John W. "Bill" Hickman, Chair; and

Mr. President: January 30, 2001

The Judiciary Committee reports a favorable recommendation on **S.B. 86**, VOTER INFORMATION PAMPHLET AMENDMENTS, by Senator D. Gladwell; and

The Judiciary Committee reports a favorable recommendation on **S.B. 110**, CRIMINAL PROCEDURE AMENDMENTS, by Senator L. Hillyard; and

The Judiciary Committee reports a favorable recommendation on **S.B. 141**, TELEPHONE HARASSMENT AMENDMENTS, by Senator T. Spencer, with the following amendments:

1. Page 1, Line 23:
After "disorderly response;" insert "or" and delete lines 24 and 25.
2. Page 1, Line 26:
Reinstate "~~{(e)}~~" and delete "(d)"

David L. Gladwell, Chair; and

Mr. President: January 30, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 206**, COUNTIES ACCUMULATION OF RETAINED EARNINGS, by Representative T. Hatch; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.J.R. 2**, RESOLUTION ON SOCIAL SECURITY, by Representative J. Ferrin.

Curtis S. Bramble, Chair; and

Mr. President: January 30, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 145**, METROPOLITAN WATER DISTRICT BOARD AMENDMENTS, by Senator C. Walker; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 62**, OPERATION AND MAINTENANCE OF STATE BUILDINGS, by Representative G. Adair.

Carlene M. Walker, Chair; and

Mr. President:

January 30, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 88**, THEFT OF RENTAL MOTOR VEHICLE, by Senator B. Wright, with the following amendments:

1. Page 1, Line 18:
Delete "private passenger"
2. Page 1, Line 20:
Delete "private passenger"
3. Page 2, Lines 31–34:
Delete all of lines 31 through 34; and

The Transportation and Public Safety Committee recommends **S.B. 108**, LICENSURE OF MOTOR VEHICLES, by Senator E. Mayne, be replaced and favorably recommends **1st Sub. S.B. 108**, LICENSURE OF MOTOR VEHICLES with the following amendments:

1. Page 1, Line 14:
Delete the colon
2. Page 1, Line 15:
Delete all of line 15
3. Page 1, Line 16:
Delete "(2)" and delete "he permits to drive" and insert "who drives";
and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 130**, R.S. 2477 AMENDMENTS, by Senator J. Hickman; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 49**, VEHICLE SUSPENSION LIFT LAWS, by Representative D. Bowman; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 60**, JUSTICE COURT AMENDMENTS, by Representative B. Goodfellow; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 218**, STATE HIGHWAY ACCESS MANAGEMENT, by Representative W. Harper.

David H. Steele, Chair

On motion of Senator Blackham, the committee reports were adopted. **S.B. 19**, as amended, **H.B. 213**, **S.B. 134**, **S.B. 86**, **S.B. 110**, **S.B. 141**, as amended, **H.B. 206**, **H.J.R. 2**, **S.B. 145**, **H.B. 62**, **S.B. 88** as amended, **1st Sub. S.B. 108** as amended, **S.B. 130**, **H.B. 49**, **H.B. 60**, and **H.B. 218** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.B. 63, OFF HIGHWAY VEHICLE REGISTRATION AMENDMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Hale

H.B. 63 was signed by the President in open session and returned to the House.

On motion of Senator Bramble, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

H.J.R. 7, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES, was read the second time. Senator Bramble explained the bill. Senator Ron Allen commented.

On motion of Senator Bramble, the bill was circled.

* * *

On motion of Senator Blackham, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

S.B. 113, UINTAH BASIN REVITALIZATION FUND AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Gladwell	Hale	Steele
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S.B. 113 was transmitted to the House.

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S.B. 104, MENTAL HEALTH PRACTICE AMENDMENTS, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Gladwell Hale Hillyard Wright

S.B. 104 was transmitted to the House.

* * *

On motion of Senator Waddoups **S.R. 5** was lifted from Rules and placed at the top of the Second Reading Calendar.

On motion of Senator Blackham, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Blackham, the following substitute bill replaced the original bill.

RESOLUTION URGING JELL-O[™] RECOGNITION

1st Sub. S.R. 5

Leonard M. Blackham

THIS SENATE RESOLUTION OF THE LEGISLATURE RECOGNIZES JELL-O[™] BRAND GELATIN AS A FAVORITE SNACK OF UTAH.

1st Sub. S.R. 5, RESOLUTION URGING JELL-O[™] RECOGNITION, was read the second time. Senator Blackham explained the bill. Senators Davis, Wright, Ron Allen, Ed Allen, Hillyard, Peterson and Evans commented.

On motion of Senator Blackham, under suspension of the rules, **1st Sub. S.R. 5, RESOLUTION URGING JELL-O[™] RECOGNITION**, was read the second and third times. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen R. Allen Hillyard

Absent or not voting was: Senator

Hale

1st Sub. S.R. 5 was signed by the President in open session. The bill will be enrolled and transmitted to the Lt. Governor.

* * *

On motion of Senator Allen, the circle was removed from **H.J.R. 7, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES**, and it was before the Senate.

On motion of Senator Bramble, under suspension of the rules, **H.J.R. 7, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES**, was read the second and third times. Senator Bramble explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale Julander

H.J.R. 7 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Poulton and at 10:45 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 1, 2001.

JOINT CONVENTION

President Al Mansell called the Joint Convention to order and recognized Representative Kevin Garn, Majority Leader of the House.

On motion of Senator Poulton, the Legislature resolved into a Joint Convention.

President Mansell recognized students from BYU who participated in the effort to ensure that Utah is the “JELL-O[™] Capital of the World.”

On motion of Senator Valentine, the Joint Convention resolved into a Committee of the Whole for the purpose of hearing from Olene Walker, Lieutenant Governor; Jeri Jinard, General Manager of JELL-O[™] ; Ann Fudge, Vice President of Kraft Foods; and Mr. Bill Cosby.

Olene Walker, Lieutenant Governor presented a proclamation announcing February 4–10, 2001, “JELL-O[™] Week” in Utah.

Jeri Finard and Ann Fudge made brief remarks.

Mr. Bill Cosby spoke in the Committee of the Whole. Mr. Cosby commented “I want you to understand that this is not just about selling a lot of JELL-O[™] ...but there’s something else that counts...You’re the number family state.”

Mr. Cosby presented a plaque to Lt. Governor Walker honoring Utah for making JELL-O[™] the official snack of the state of Utah. Lt. Governor Walker presented an Honorary Citizen of Utah proclamation and JELL-O[™] Olympic Pin to Mr. Cosby.

On motion of Senator Blackham, an official citation of the Utah State Legislature was read by Sandy D. Tenney honoring Mr. Bill Cosby for his contribution to promoting wholesome entertainment in life.

* * *

On motion of Representative David Ure, the Joint Convention voted to dissolve the Committee of the Whole and to record the proceedings of the joint session in the Senate Journal.

On motion of Representative David Ure, the Joint Convention was dissolved, and the Senate and House of Representatives stand adjourned until 10:00 Thursday morning.

EIGHTEENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Pro Tem Steve Poulton presiding.

Roll Call– All Senators present, except Senators Hale, Hellewell, Jenkins, and President Mansell, excused

Prayer – Rabbi Frederick Wenger, Congregation Kol Ami, Salt Lake City

On motion of Senator Evans, the words of Rabbi Wenger will be spread upon the pages of the Senate Journal.

“Thank you for very much for the privilege of joining you here today. It was a year ago when I stood here at this place to lead you in prayer to open your day session. At that point, I remember distinctly asking you to find comfort in your faith. Senator Robert Steiner’s wife passed away at that point in time, one who devoted her life to children. A pediatrician herself, she died in childbirth. Now I am here, and it is a year later, and I don’t know if you want to invite me back because today is another sad day. Today we remember the passing of Chelsea Anne Hale and our hearts are with her family, her mother, who is your colleague, and all of her loved ones.

This causes us, dear friends, to think of children and how precious they are to us, and to remember some words from Isaiah, who said, “and all your children shall be taught of the Lord and great shall be the peace of your children. (Here he spoke in Hebrew). And there was a rabbinic commentator who said, “don’t say banayikh, (your children),” but punning on that expression, said, “say bonayikh, (your builders).” Our children are our builders, and every single time one of them is lost to us, we are diminished and part of our building is torn down.

Master of the universe, Lord of our lives, we ask you to watch over our children. We ask you to give us the perspective to watch over them as well. Give us the resources of wisdom to keep them safe, to help them grow in wisdom, and to help them grow into the kind of adults that will make Utah proud. Children who grow into people who will be willing to do Your will with a perfect heart and will have the resources of mind and spirit to help our society grow closer to your more precious gift, the gift of peace.

Even as we mourn the loss of children, we pray for the children that you have given to us, and as a house, let us consecrate ourselves to make this state a good

place for children in every way and every respect. For long after we have deliberated, argued, made peace with each other, returned to argue and make peace again, the children will be here. May this place be a place of goodness and wholesome living for all of them.

Dear God, we ask You to strengthen us in our task. Give us the strength to remain patient through all the challenges, both of our enemies and of our friends. We ask You also to draw us closer to You in acts of kindness, peace and love. We pause for a moment of silence that all of us may offer up this, or our own individual prayer in our own unique way. Praised are You, Eternal, our God, Ruler of the universe who has kept us in life, who has preserved us and brought us to our sacred task on this sacred day. Amen.”

**READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 52)**

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 31, 2001

The House passed, **S.B. 8**, REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 15**, REPEAL OF COMMISSIONERS OF DEEDS PROVISIONS, by Senator B. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 20**, REPORTING REQUIREMENTS FOR SCIENCE CENTER AUTHORITY, by Senator P. Hellewell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 32**, LEGISLATIVE PROCESS COMMITTEE – DUTIES AND RESPONSIBILITIES, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 8, S.B. 15, S.B. 20, and S.B. 32 were signed by the President Pro Tem in open session. The bills will be enrolled and transmitted to the Governor.

Mr. President: January 13, 2001

The House passed, **H.B. 18**, INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION, by Representative G. Cox, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 65**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE AMENDMENTS, by Representative J. Seitz, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 18 and **H.B. 65** were signed by the President Pro Tem in open session and returned to the House.

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Mr. President:

January 31, 2001

The House passed **H.B. 216**, APPROPRIATION FOR ADVANCED READERS AT RISK PROGRAM, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 179**, VOLUNTARY CONTRIBUTIONS ACT, by Representative C. Bennion, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 216** and **1st Sub. H.B. 179** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 31, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 157 Vehicle Safety Inspection Amendments (D.C. Buttars)

H.B. 189 Federal Government Acquisition of Real Property in the State (B. Johnson)

Education

H.B. 64 Tuition Waivers for Wards of the State (R. Siddoway)

Energy, Natural Resources & Agriculture

S.B. 66 Animal Feeding Operation Grants (L. Blackham)

Health & Environment

S.B. 132 Veterinary Practice Act Amendments (B. Wright)

H.B. 61 Medical Examiner Authority (G. Cox)

H.B. 232 Certified Child Welfare Social Service Worker Amendments (M. Throckmorton)

Human Services

- S.B. 135** Providing for Selective Service Registration
(L.S. Poulton)
- S.B. 165** Noncustodial Visitation (P. Hellewell)
- H.B. 224** Notice and Reasonable Efforts for Children in Custody on
Grounds Other than Abuse or Neglect (M. Throckmorton)

Judiciary

- H.B. 82** Payment for Bailiff and Other Services in Courts of
Record (J. Seitz)
- H.B. 199** Traffic Stop Statistics (D. Bourdeaux)
- H.B. 230** Search Warrant Amendment (D. Bowman)

State & Local Affairs

- H.B. 88** Private Records Under Government Records Access and
Management Act (C. Beshear)

Transportation & Public Safety

- S.B. 68** Placement of Certain Residential Facilities for Persons
with a Disability (E. Mayne)
- H.B. 76** Multistate Highway Transportation Agreement
Modifications (D. Bush)
- H.B. 227** Hunter Safety Amendments (M. Styler)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 31, 2001

The Business, Labor, and Economic Development Committee recommends **S.B. 100**, INSURANCE LAW AMENDMENTS, by Senator L.S. Poulton, be replaced and favorably recommends **1st Sub. S.B. 100**, INSURANCE LAW AMENDMENTS with the following amendments:

1. Page 2, Line 36:
Delete "The act requires a financial institution to maintain"
2. Page 2, Line 37:
Delete "customer privacy by ensuring confidentiality of insurance information."

3. Page 210, Line 6503:
Delete “shall” and insert “may”; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 142**, PERSONNEL MANAGEMENT ACT REVISION, by Senator T. Spencer; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 52**, UNEMPLOYMENT INSURANCE AMENDMENTS, by Representative R. Siddoway.

Dan R. Eastman, Chair; and

Mr. President: January 31, 2001

The Education Committee reports a favorable recommendation on **S.B. 57**, INSTRUCTION IN MANDARIN CHINESE IN PUBLIC SCHOOLS, by Senator H. Stephenson, with the following amendments:

1. Page 1, Line 7:
After ““Education” insert ““and the State Board of Regents”
2. Page 1, Line 25:
After “Education” insert “and the State Board of Regents”
3. Page 2, Line 31:
After “(2)” delete “shall” and insert “may”

Bill Wright, Chair; and

Mr. President: January 31, 2001

The Health and Environment Committee recommends **S.B. 58**, REPEAL OF NURSING FACILITIES ASSESSMENT, by Senator P. Knudson, be replaced and favorably recommends **1st Sub. S.B. 58**, REPEAL OF NURSING FACILITIES ASSESSMENT with the following amendment.

1. Page 3, Line 57:
After “only” delete “there is appropriated”; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 121**, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, by Senator P. Knudson with the following amendments:

1. Page 1, Line 20:
After “Health” insert “, or his designee”

2. Page 2, Line 37:
After "improving" insert "access to"
3. Page 2, Lines 43 through 45:
delete lines 43 through 45 and renumber subsections accordingly
4. Page 3, Line 62:
After "(2)" insert "In reviewing and making its recommendations, the task force shall receive input from stake holders in the health care system."; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 6, STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION**, by Representative A.L. Tyler; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 208, CONFORMING AMENDMENTS TO REPEAL OF HEALTH POLICY COMMISSION**, by Representative R. Lockhart.

Peter C. Knudson, Chair

On motion of Senator Valentine, the committee reports were adopted. **1st Sub. S.B. 100**, as amended, **S.B. 142, H.B. 52, S.B. 57**, as amended, **1st Sub. S.B. 58**, as amended, **S.B. 121**, as amended, **H.B. 6**, and **H.B. 208** were placed on Second Reading Calendar.

* * *

Mr. President:

January 31, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.J.R. 7, RESOLUTION ADDRESSING STUDY OF CONSUMER CREDIT REPORTING LAWS**, by Senator G. Davis, et al, and recommends it be considered read for the second time and placed on the Consent Calendar.

On motion of Senator Valentine, the committee reports were adopted. **S.J.R. 7** was read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

EFFECTIVE AND CONSISTENT PROSECUTION OF CRIMINAL BEHAVIOR STATEWIDE RESOLUTION

S.J.R. 12

Ron Allen

THIS JOINT RESOLUTION OF THE LEGISLATURE RECOGNIZES THAT ENFORCEMENT OF LAW AND THE PROVIDING OF HUMAN

SERVICES IN ISOLATED OR CLOSED COMMUNITIES CAN BE LIMITED. IN THIS RESOLUTION THE LEGISLATURE URGES THAT BOTH LAW ENFORCEMENT AND GOVERNMENTAL SERVICES TO THOSE IN NEED SHOULD BE CARRIED OUT CONSISTENTLY THROUGHOUT THE STATE, AND AGENCIES ARE ENCOURAGED TO PROVIDE THE TRAINING AND RESOURCES TO CARRY OUT THESE PURPOSES, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 56, DRIVING UNDER THE INFLUENCE PENALTY AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Evans	Gladwell
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Dmitrich	Eastman	Hale	Hellewell
Hickman	Jenkins	Spencer	Steele
Mansell			

S.B. 56 was transmitted to the House.

* * *

S.B. 111, CONFLICT OF INTEREST INVESTIGATIONS INTO ALLEGATION OF CHILD ABUSE OR NEGLECT, was read the third time, explained by Senator Buttars, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hickman	Hillyard	Knudson
Mayne	Peterson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Dmitrich	Hale	Hellewell	Jenkins
Julander	Spencer	Steele	Mansell

S.B. 111 was transmitted to the House.

* * *

S.B. 125, AGING AND ADULT SERVICES AMENDMENTS, was read the third time, explained by Senator Eastman, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hickman	Hillyard	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Bramble	Hale	Hellewell	Jenkins
Julander	Spencer	Mansell	

S.B. 125 was transmitted to the House.

* * *

S.B. 22, NAVAJO NATION – MOTOR AND SPECIAL FUEL TAXES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hickman	Hillyard
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Hale	Hellewell	Jenkins	Julander
Spencer	Mansell		

S.B. 22 was transmitted to the House.

* * *

1st Sub. S.B. 114, SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hickman	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Voting in the negative was: Senator Hillyard

Absent or not voting were: Senators

Hale	Hellewell	Jenkins	Julander
Spencer	Mansell		

1st Sub. S.B. 114 was transmitted to the House.

* * *

H.B. 205, EMPLOYERS' REINSURANCE FUND SPECIAL ASSESSMENT, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hickman	Hillyard	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Dmitrich	Hale	Hellewell	Jenkins
Julander	Spencer	Mansell	

H.B. 205 was signed by the President Pro Tem in open session and returned to the House.

* * *

H.B. 207, COAL MINE REGULATION BY LABOR COMMISSION, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Walker	Wright		

Absent or not voting were: Senators

Dmitrich	Hale	Hellewell	Jenkins
Spencer	Waddoups	Mansell	

H.B. 207 was signed by the President Pro Tem in open session and returned to the House.

* * *

H.B. 41, FIRE PREVENTION AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Walker
Wright			

Absent or not voting were: Senators

Blackham	Dmitrich	Hale	Hellewell
Jenkins	Spencer	Waddoups	Mansell

H.B. 41 was signed by the President Pro Tem in open session and returned to the House.

* * *

H.B. 31, CHILD WELFARE OVERSIGHT PANEL AMENDMENTS, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Walker	Wright

Absent or not voting were: Senators

R. Allen	Blackham	Dmitrich	Hale
Hellewell	Jenkins	Spencer	Waddoups
Mansell			

H.B. 31, as amended, was returned to the House.

* * *

S.B. 105, STATE SETTLEMENT AGREEMENTS AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Eastman	Gladwell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Walker	Wright	

Voting in the negative were: Senators

Bramble	Valentine
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Absent or not voting were: Senators

Dmitrich	Evans	Hale	Hellewell
Jenkins	Spencer	Waddoups	Mansell

S.B. 105 was transmitted to the House.

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SECOND READING CALENDAR

S.B. 129, MEDICAL MALPRACTICE – MONETARY CAP, was read the second time.

On motion of Senator Blackham, the bill was circled.

* * *

S.B. 120, DISTANCE EDUCATION DOCTORATE PROGRAM, was read the second time.

On motion of Senator Evans, the bill was amended as follows:

1. Page 2, Line 49:
Senate Committee Amendments
dated 1-30-2001:
After "appropriated" delete "from the Uniform School Fund"
2. Page 2, Line 49a:
Senate Committee Amendments
dated 1-30-2001:
After "\$390,000" insert "in individual income tax revenues"

Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hickman	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Walker	Wright	

Absent or not voting were: Senators

Hale	Hellewell	Jenkins	Spencer
Waddoups	Mansell		

* * *

On motion of Senator Blackham, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Blackham **1st Sub. H.B. 14** was lifted from the Third Reading Table for the purpose of amending.

1st Sub. H.B. 14 was read the third time.

On motion of Senator Wright, the bill was amended as follows:

1. Page 7, Line 185:
After "by the individual" insert "or a member of the individual's family" and after "in which the individual" insert "or a member of the individual's family" and after resides insert "or an employee of the individual resides without payment of rent"
2. Page 7, Line 188:
After "intends to reside," insert "or which is intended for use by an employee of the individual without payment of rent."

On motion of Senator Blackham, **1st Sub. H.B. 14** was returned to Third Reading Table due to fiscal impact.

* * *

On motion of Senator Waddoups, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

H.B. 195, DEPARTMENT OF HEALTH – FEE PROCESS, was read the second time.

On motion of Senator Valentine, the bill was circled.

* * *

H.B. 213, FISHING LICENSE EXEMPTION FOR YOUTH IN YOUTH CORRECTIONS, was read the second time. Senator Blackham explained the bill. Senators Buttars, Suazo, Ed Allen, and Valentine commented. The bill passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hickman	Julander
Knudson	Peterson	Poulton	Spencer
Suazo	Waddoups	Walker	Wright

Voting in the negative was: Senator
Valentine

Absent or not voting were: Senators

Hale	Hellewell	Hillyard	Jenkins
Mayne	Steele	Stephenson	Mansell

* * *

On motion of Senator Waddoups, the circle was removed from **S.B. 53, TRUST DEED LAW AMENDMENTS.**

On motion of Senator Waddoups, the following substitute bill replaced the original bill.

TRUST DEED LAW AMENDMENTS

1st Sub. S.B. 53

Michael Waddoups

THIS ACT MODIFIES PROVISIONS RELATED TO TRUST DEEDS. THE ACT ALTERS THE QUALIFICATIONS AND OUTLINES THE DUTIES FOR TRUSTEES OF TRUST DEEDS. THE ACT MODIFIES PROVISIONS RELATING TO SUCCESSOR TRUSTEES. THE ACT ALTERS THE TRUSTEE'S REQUIREMENTS WHEN FILING A NOTICE OF DEFAULT. THE ACT ALTERS PROVISIONS RELATING TO THE TRUSTEE'S SALE OF TRUST PROPERTY AND THE PROCEEDS OF THE SALE. THE ACT MODIFIES THE REQUIREMENTS FOR THE SALE OF TRUST PROPERTY BY PUBLIC AUCTION. THE ACT AMENDS THE REQUIREMENTS FOR THE TRUSTEE'S COURSE OF ACTION ONCE A DEFAULT UNDER A TRUST DEED IS CURED. THE ACT DESIGNATES THE DETERMINATIVE VALUE FOR TRUST PROPERTY. THE ACT ESTABLISHES THE EFFECT OF AN ERRONEOUSLY RECORDED RECONVEYANCE OF A TRUST DEED. THE ACT ALSO MAKES TECHNICAL CORRECTIONS.

On motion of Senator Waddoups, the bill was circled.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 59, WORKERS' COMPENSATION FUND**, and it was before the Senate. Senator Valentine explained the bill. Senators Blackham and Hillyard commented.

* * *

On motion of Senator Valentine and at 11:15 a.m., the Senate adjourned until 10:00 a.m., Friday, February 2, 2001.

NINETEENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present, except Senators Hale, Jenkins, and Wright, excused.

Prayer – Former Senator E. LaMar Buckner

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 1, 2001

The House passed, **S.B. 4**, PROHIBITION OF INTIMACY WITH PERSON IN CUSTODY, by Senator P. Julander, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 5**, DISASTER RELIEF APPROPRIATION REPEAL, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 11**, ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – DRIVERS LICENSE, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 12**, TRAFFIC MANAGEMENT COMMITTEE AMENDMENTS, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 17**, HIGHWAY CONSTRUCTION BID LIMIT, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 30**, FILING EMPLOYEE TAX INFORMATION ELECTRONICALLY, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 40**, PENALTY FOR USE OF DYED DIESEL, by Senator D. Eastman, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 90**, VETERANS MEMORIALS ERECTED AND MAINTAINED BY COUNTIES, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 96**, COMMERCIAL DRIVERS LICENSE MEDICAL WAIVERS, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 4, S.B. 5, S.B. 11, S.B. 12, S.B. 17, S.B. 30, S.B. 40, S.B. 90, and S.B. 96 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 1, 2001

The House concurred in the Senate amendments and passed **H.B. 190**, ORIGINAL ISSUE LICENSE PLATE AMENDMENTS, by Representative R. Lockhart, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 190 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 1, 2001

The House passed, as amended, **S.B. 21**, INFORMATION TECHNOLOGY COMMISSION AMENDMENTS, by Senator D. Steele, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Steele, the bill was placed on the Concurrence Calendar.

* * *

Mr. President: February 1, 2001

The House passed, as amended, **H.C.R. 4**, RESOLUTION ON CENTENNIAL OF DAUGHTERS OF UTAH PIONEERS, by Representative C. Bennion, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.C.R. 4**, as amended, was read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 1, 2001

The Human Services Committee recommends **S.B. 64**, ADOPTION LAW AMENDMENTS, by Senator T. Spencer, be replaced and favorably recommends **1st Sub. S.B. 64**, ADOPTION LAW AMENDMENTS; and

The Human Services Committee reports a favorable recommendation on **S.B. 135**, PROVIDING FOR SELECTIVE SERVICE REGISTRATION, by Senator L.S. Poulton; and

The Human Services Committee reports a favorable recommendation on **S.B. 165**, NONCUSTODIAL VISITATION, by Senator P. Hellewell.

John W. "Bill" Hickman, Chair; and

Mr. President: February 1, 2001

The Judiciary Committee recommends **S.B. 127**, BAIL BOND AMENDMENTS, by Senator T. Spencer, be replaced and favorably recommends **1st Sub. S.B. 127**, BAIL BOND AMENDMENTS with the following amendments:

1. Page 2, Line 30:
After line 30 insert "(d) A prosecutor shall not proceed under Subsection (2)(b) if a company provides notice of a motion to set aside judgment or notice of an application for an extraordinary writ prior to the end of the payment period."
2. Page 5, Line 120:
After "(iii) after an arrest" ~~delete~~ "by the surety, or an arrest in which the surety substantially assisted"; and

The Judiciary Committee reports a favorable recommendation on **S.B. 128**, JUSTICE COURT APPEALS REVISION, by Senator T. Spencer; and

The Judiciary Committee reports a favorable recommendation on **S.B. 149**, UTAH PROSECUTION COUNCIL AMENDMENTS, by Senator R. Allen.

David L. Gladwell, Chair; and

Mr. President: February 1, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 67**, SALES TAX – DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES, by Senator M. Waddoups; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 75**, NAVAJO REVITALIZATION FUND AMENDMENTS, by Representative J. Buffmire.

Curtis S. Bramble, Chair; and

Mr. President:

February 1, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 89**, STATE PARKS ACCESS ROADS AMENDMENTS, by Senator P. Knudson; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 196**, DUI – PROBATION AMENDMENTS, by Representative A.L. Tyler; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 200**, IGNITION INTERLOCK AMENDMENTS, by Representative A.L. Tyler; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 201**, REVISIONS TO DRIVING UNDER THE INFLUENCE, by Representative A.L. Tyler.

David H. Steele, Chair

* * *

On motion of Senator Poulton, the committee reports were adopted. **S.B. 64**, **S.B. 135**, **S.B. 165**, **1st Sub. S.B. 127**, as amended, **S.B. 128**, **S.B. 149**, **S.B. 67**, **H.B. 75**, **S.B. 89**, **H.B. 196**, **H.B. 200**, and **H.B. 201** were placed on Second Reading Calendar.

Mr. President:

February 1, 2001

The Judiciary Committee reports a favorable recommendation on **H.B. 215**, FORGERY AMENDMENTS, by Representative N. Hendrickson, and recommends it be considered read for the second time and placed on the Consent Calendar.

David L. Gladwell, Chair;

Mr. President:

February 1, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 242**, REVIEW OF SALES AND USE TAX EXEMPTIONS, by

Representative G. Curtis, et al, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair; and

Mr. President:

February 1, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 209**, ISSUANCE OF A DRIVERS LICENSE, by Representative B. Parker, and recommends it be considered read for the second time and placed on the Consent Calendar.

David H. Steele, Chair

On motion of Senator Steele, the committee reports were adopted. **H.B. 215**, **H.B. 242**, and **1st Sub. H.B. 209** were read for the second time and placed on the Consent Calendar.

On motion of Senator Waddoups, a bill file was authorized to be opened regarding Senate rules.

INTRODUCTION OF BILLS

SENATE RULES RESOLUTION – RE-REFERRING BILLS TO COMMITTEE

S.R. 6

Michael G. Waddoups

THIS SENATE RESOLUTION OF THE LEGISLATURE REVISES SENATE RULES TO OUTLINE THE PROCESS OF RE-REFERRING BILLS TO COMMITTEE. THIS SENATE RESOLUTION PROVIDES AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Valentine, a bill file was authorized to be opened regarding tourism.

On motion of Senator Waddoups, **S.R. 6** was lifted from Rules and placed on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Waddoups, under suspension of the rules, **S.R. 6**, SENATE RULES RESOLUTION – RE-REFERRING BILLS TO COMMITTEE, was read the second and third times. Senator Waddoups explained the bill. Senator Davis commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Hale	Hillyard	Jenkins	Wright
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S.R. 6 was signed by the President in open session and will be entroled and transmitted to the Lt. Governor.

* * *

H.B. 59, WORKERS' COMPENSATION FUND, was before the Senate. Senator Valentine explained the bill. Senators Blackham and Julander commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Hale	Hillyard	Jenkins	Wright
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THIRD READING CALENDAR

S.B. 120, DISTANCE EDUCATION DOCTORATE PROGRAM, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans

Gladwell	Hellewell	Hickman	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Dmitrich	Hale	Hillyard	Jenkins
Wright			

S.B. 120 was transmitted to the House.

* * *

H.B. 213, FISHING LICENSE EXEMPTION FOR YOUTH IN YOUTH CORRECTIONS, was read the third time, explained by Senator Blackham.

On motion of Senator Buttars, the bill was amended as follows:

1. Page 1, Line 25::
After "Corrections;" delete "or" and insert the following:
"(I) a private facility for at-risk youth licensed by the Department of Human Services; or"
2. Page 1, Line 26:
Delete "(I)" and insert "(J)"

On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Blackham, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

S.B. 19, ICE CREAM AND MILK DISPENSER REQUIREMENTS, was read the second time. Senator Davis explained the bill. Senators Evans and Waddoups commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hellewell	Hickman	Hillyard
Julander	Knudson	Mayne	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Blackham	Hale	Jenkins	Peterson
Valentine	Wright		

* * *

On motion of Senator Hillyard, the circle was removed from **1st Sub. S.B. 97**, SPECIAL NEEDS ADOPTION SERVICES, and it was before the Senate. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 4, Line 111:
After "adopting" insert "and caring for"
2. Page 4, Line 118:
After "extraordinary." delete "time"
3. Page 5, Line 119:
Delete "limited"
4. Page 5, Line 142:
After "needs:" insert "and"
5. Page 5, Line 143:
Delete line 143 and renumber remaining subsections accordingly
6. Page 6, Line 153:
Delete line 153 and insert "(1) The division may, based upon annual legislative appropriations for adoption assistance, and board policy provide"
7. Page 6, Line 155:
After "assistance" delete "may" and insert "shall"
8. Page 6, Lines 156:
After "exhausted" delete the rest of line 156 and insert ".(2)(a) The department shall, by rule, establish in each region at least one advisory committee to review and make recommendations to the division on"

individual requests for supplemental adoption assistance. The committee shall be comprised of the following members:

- (i) an adoption expert;
- (ii) an adoptive parent;
- (iii) a division representative;
- (iv) a foster parent; and
- (v) an adoption caseworker .

(b) The board policy required in Subsection (1) shall include a provision which establishes a threshold amount for requests for supplemental adoption assistance that require review by the committee established in this Subsection (2).”

Senators Davis, Ed Allen, Valentine, and Buttars commented. The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Mansell

Voting in the negative were: Senators

Buttars Stephenson

Absent or not voting were: Senators

Hale Jenkins Wright

* * *

On motion of Senator Suazo, the circle was removed from **H.B. 19**, FEES RECODIFICATION, and it was before the Senate. Senator Suazo explained the bill.

On motion of Senator Suazo, the bill was amended as follows:

1. Page 2, Line 41:
After line 41 insert “63–38–3.3 (Renumbered from 21–7–2 as last amended by Chapter 181, Laws of Utah 1991)”
2. Page 4, Line 100:
Delete the language on line 100

- 3. Page 25, Line 753:
 After line 753 insert
 “Section 16. Section 63–38–3.3, which is renumbered from Section 21–7–2, is renumbered and amended to read:
 [21–7–2] 63–38–3.3 Payment of fees prerequisite to service —
 Exception.(1) (a) [The state] State and county officers [mentioned in this title] required by law to charge fees may not perform any official service unless the fees prescribed for that service are paid in advance.
 (b) When the fee is paid, the officer shall perform the services required.
 (c) An officer is liable upon his official bond for every failure or refusal to perform an official duty when the fees are tendered.
 (2) Except as provided for payment of filing fees of county and municipal improvement district filings in compliance with Sections 17A–3–207 and 17A–3–307, no fees may be charged:
 (a) to the officer’s state, or any county or subdivision of the state;
 (b) to any public officer acting for the state, county, or subdivision;
 (c) in cases of habeas corpus;
 (d) in criminal causes before final judgment;
 (e) for administering and certifying the oath of office;
 (f) for swearing pensioners and their witnesses; or
 (g) for filing and recording bonds of public officers. ”
- 4. Page 52, Line 1592:
 Delete the language on line 1592
 Renumber remaining sections accordingly.

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

E. Allen	Blackham	Hale	Jenkins
Wright			

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 46**, DECEPTION DETECTION EXAMINERS LICENSING ACT AMENDMENT,

and it was before the Senate. Senator Hickman explained the bill. Senators Spencer, Steele, and Valentine commented. The bill passed on the following roll call:

Yeas, 19; Nays, 5; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Julander
Knudson	Peterson	Poulton	Suazo
Waddoups	Walker	Mansell	

Voting in the negative were: Senators

Hillyard	Spencer	Steele	Stephenson
Valentine			

Absent or not voting were: Senators

E. Allen	Hale	Jenkins	Mayne
Wright			

* * *

On motion of Senator Waddoups, the circle was removed from **S.B. 129, MEDICAL MALPRACTICE – MONETARY CAP**, and it was before the Senate. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Blackham	Hale	Jenkins	Mayne
Wright			

INTRODUCTION OF BILLS**COUNTY TOURISM, RECREATION, CULTURAL, AND
CONVENTION TAX AMENDMENTS****S.B. 275***John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Poulton and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Monday, February 5, 2001.

TWENTY–SECOND DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Pro Tem John Valentine presiding.

Roll Call– All Senators present, except Senators Dmitrich, Hale and President Mansell, excused.

Prayer –Reverend Tom Goldsmith, First Unitarian Church, Salt Lake City

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 2, 2001

The House passed, as amended, **H.B. 40**, FUNDING FOR TEXTBOOKS, by Representative M. Stephens, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 77**, STATE SCIENCE CENTER, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 83**, CHILD WELFARE AMENDMENTS, by Representative W. Harper, and it is transmitted for consideration; and

The House passed **H.B. 245**, UTAH PROCUREMENT CODE – REVERSE AUCTIONS, by Representative M. Stephens, and it is transmitted for consideration; and

The House passed **H.J.R. 17**, JOINT RULES RESOLUTION – SOURCES OF RULES GOVERNING PROCEDURE, by Representative W. Harper, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 40**, as amended, **H.B. 77**, as amended, **H.B. 83**, as amended, **H.B. 245**, and **H.J.R. 17** were read the first time and referred to the Rules Committee.

* * *

On motion of Senator Waddoups, under suspension of rules, **H.J.R 17** was placed at the top of the Second Reading Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 2 , 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

- S.B. 84** State Olympic Amendments (B. Evans)
S.B. 148 Construction Bid Limit Amendments (H. Stephenson)

Education

- H.B. 197** Waiver of Tuition by State College or University
(K. Bryson)

Health & Environment

- S.B. 70** Limiting Redevelopment Agency Tax Increment from
School Districts (H. Stephenson)
S.B. 160 Cosmetologist and Barber Licensing Act Revisions
(B. Evans)

Human Services

- S.B. 59** Licensing of Genetic Counselors (P. Julander)

Judiciary

- S.B. 154** Indigent Defendant Legal Services (D. Gladwell)
S.B. 167 Penalty for Wrongful Mechanics' Lien (L.S. Poulton)

Quasi-Governmental Entities

- H.B. 36** Retirement Office Amendments (R. Bigelow)

Revenue & Taxation

- S.B. 71** Tax Credits for Special Needs Adoptions (C. Walker)
S.B. 159 Public Access to Budgets and Financial Statements of
Taxpayer Funded Entities (H. Stephenson)

State & Local Affairs

- S.B. 152** Medical Expenses of County Inmates (M. Waddoups)
S.B. 158 Manufactured Housing Development Equal Treatment
(D.C. Buttars)
H.B. 91 State Capitol Preservation Board Amendments
(R. Becker)
H.B. 231 Electoral College Amendments (D. Clark)

Transportation & Public Safety**S.B. 156**

Oversize Permit Amendments (J. Hickman)

Michael Waddoups

Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President:

February 2, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 60**, UNIFORM ATHLETE AGENTS ACT, by Senator L. Hillyard; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 81**, ALCOHOLIC BEVERAGE SERVER TRAINING AMENDMENTS, by Representative C. Saunders; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 189**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, by Representative B. Johnson.

Dan R. Eastman, Chair; and

Mr. President:

February 2, 2001

The Education Committee recommends **S.B. 61**, ENHANCEMENTS TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION, by Senator L. Hillyard, be replaced and favorably recommends **1st Sub. S.B. 61**, ENHANCEMENTS TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION with the following amendments:

1. Page 3, Line 70:
After "board;" delete "and"
2. Page 3, Line 71:
After "(iii)" delete "five" and insert "six"
3. Page 3, Line 72:
After "governor" delete the period and insert "; and"
4. Page 3, Line 72:
After line 72 insert: "(iv) a master high school teacher, who has

teaching experience in mathematics, physics, chemistry, physical science, or information technology selected by the superintendent of public instruction.”; and

The Education Committee reports a favorable recommendation on **H.B. 58**, SCHOOL UNIFORMS AMENDMENTS, by Representative K. Morgan, et al, with the following amendments:

1. Page 2 (lilac copy), line 56:
After line 56, delete language on lines 56a, 56b, and 56c; and

The Education Committee reports a favorable recommendation on **H.B. 64**, TUITION WAIVERS FOR WARDS OF THE STATE, by Representative R. Siddoway.

Michael G. Waddoups,
Acting Committee Chair; and

Mr. President:

February 2, 2001

The Health and Environment Committee reports a favorable recommendation on **S.B. 140**, CULTURAL AND LINGUISTIC COMPETENCY IN HEALTH CARE TASK FORCE, by Senator P. Suazo; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 61**, MEDICAL EXAMINER AUTHORITY, by Representative G. Cox; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 232**, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS, by Representative M. Throckmorton, with the following amendments:

1. Page 1, Line 25:
After “earned a” insert “minimum of a” and after “bachelor’s” insert “degree” and delete “, master’s, or doctoral degree in social work”

Peter C. Knudson, Chair

On motion of Senator Knudson , the committee reports were adopted. **S.B. 60**, **H.B. 81**, **H.B. 189**, **1st Sub. S.B. 61**, as amended, **H.B. 58**, as amended, **H.B. 64**, **S.B. 140**, **H.B. 61**, and **H.B. 232**, as amended, were placed on Second Reading Calendar.

CONCURRENCE CALENDAR

On motion of Senator Steele, the Senate voted to concur in the House amendments to **S.B. 21**, INFORMATION TECHNOLOGY COMMISSION AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Dmitrich	Hale	Poulton
Mansell			

S.B. 21 was returned to the House.

THIRD READING CALENDAR

H.B. 59, WORKERS' COMPENSATION FUND, was read the third time, explained by Senator Eastman, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Dmitrich	Hale	Poulton
Mansell			

H.B. 59 was signed by the President Pro Tem in open session and returned to the House.

* * *

S.B. 19, ICE CREAM AND MILK DISPENSER REQUIREMENTS, was read the third time, explained by Senator Davis.

On motion of Senator Waddoups, the bill was circled.

* * *

1st Sub. S.B. 97, SPECIAL NEEDS ADOPTION SERVICES, was read the third time, explained by Senator Hillyard. Senators Buttars and Davis commented.

On motion of Senator Buttars, the bill was amended as follows:

- 1. Page 4, Line 117:
After “and (5)” insert “, not limited to a prepaid health care delivery system as defined in Section 26–18–3.7”

The amendment passed on the following roll call:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Hickman	Jenkins	Knudson
Mayne	Poulton	Spencer	Stephenson
Valentine	Waddoups	Walker	Wright

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Evans
Hellewell	Hillyard	Julander	Peterson
Steele	Suazo		

Absent or not voting were: Senators

Dmitrich	Hale	Mansell
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On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 19, FEES RECODIFICATION, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Dmitrich	Hale	Steele	Mansell
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H.B. 19, as amended, was returned to the House.

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S.B. 46, DECEPTION DETECTION EXAMINERS LICENSING ACT AMENDMENTS, was read the third time, explained by Senator Hickman. Senators Steele and Spencer commented. The bill passed on the following roll call:

Yeas, 19; Nays, 6; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hellewell
Hickman	Julander	Knudson	Mayne
Peterson	Poulton	Stephenson	Suazo
Waddoups	Walker	Wright	

Voting in the negative were: Senators

E. Allen	R. Allen	Jenkins	Spencer
Steele	Valentine		

Absent or not voting were: Senators

Dmitrich	Hale	Hillyard	Mansell
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S.B. 46 was transmitted to the House.

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S.B. 129, MEDICAL MALPRACTICE – MONETARY CAP, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hellewell
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker			

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
Hickman	Hillyard	Wright	Mansell

S.B. 129 was transmitted to the House.

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SECOND READING CALENDAR

On motion of Senator Waddoups, under suspension of the rules, **H.J.R. 17**, JOINT RULES RESOLUTION – SOURCES OF RULES GOVERNING PROCEDURE, was read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hellewell	Hickman	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Davis	Dmitrich	Hale	Hillyard
Mansell			

H.J.R. 17 was signed by the President Pro Tem in open session and returned to the House.

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On motion of Senator Poulton, under suspension of rules, the circle was removed from **H.B. 195**, DEPARTMENT OF HEALTH – FEE PROCESS.

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On motion of Senator Poulton, the Senate will consider Senate bills only on the Second Reading Calendar.

* * *

S.B. 134, PROTECTIVE ORDER AMENDMENTS, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hellewell	Hickman	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Davis	Dmitrich	Hale	Hillyard
Mansell			

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S.B. 86, VOTER INFORMATION PAMPHLET AMENDMENTS, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

S.B. 110, CRIMINAL PROCEDURE AMENDMENTS, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

S.B. 141, TELEPHONE HARASSMENT AMENDMENTS, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Eastman	Evans	Gladwell	Hellewell
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Buttars	Davis	Dmitrich	Hale
Hickman	Hillyard	Mansell	

* * *

S.B. 145, METROPOLITAN WATER DISTRICT BOARD AMENDMENTS, was read the second time. Senator Walker explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Dmitrich	Hale	Hillyard	Mansell
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S.B. 88, THEFT OF RENTAL MOTOR VEHICLE, was read the second time. Senator Wright explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hellewell	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

R. Allen	Dmitrich	Hale	Hickman
Hillyard	Mansell		

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1st Sub. S.B. 108, LICENSURE OF MOTOR VEHICLES, was read the second time. Senator Mayne explained the bill.

On motion of Senator Mayne, the bill was amended as follows:

1. Page 1, Line 13:
Senate Committee Amendments
1-31-2001:
Delete "The" and insert "Beginning October 1, 2001, the"

On motion of Senator Eastman, the bill was amended as follows:

1. Page 1, Line 6:
After "to" insert "swear or affirm that any person who drives the motor vehicle will have a valid driver license." and delete "show a valid driver license."

Senators Gladwell, Bramble, Eastman, and Hillyard commented The bill, as amended, passed on the following roll call:

Yeas, 15; Nays, 9; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Eastman	Hellewell	Hickman	Julander
Knudson	Mayne	Peterson	Steele
Suazo	Waddoups	Walker	

Voting in the negative were: Senators

Blackham	Gladwell	Hillyard	Jenkins
Poulton	Spencer	Stephenson	Valentine
Wright			

Absent or not voting were: Senators

Buttars	Dmitrich	Evans	Hale
Mansell			

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 110, CRIMINAL PROCEDURE AMENDMENTS,** and it was before the Senate.

Senator Hillyard explained the bill. Senator Waddoups commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Hale	Spencer	Mansell
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COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 5, 2001

The House passed **H.J.R. 13**, RESOLUTION RECOGNIZING SESQUICENTENNIAL OF OGDEN CITY, by Representative J. Murray, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.J.R. 13** was read the first time and assigned to the Rules Committee.

On motion of Senator Ed Allen, under suspension of the rules, **H.J.R. 13**, was lifted from the Rules Committee and placed on the Second Reading Calendar.

Senator Ed Allen read the resolution.

On motion of Senator Ed Allen, under suspension of the rules, **H.J.R. 13**, RESOLUTION RECOGNIZING SESQUICENTENNIAL OF OGDEN CITY, was read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell

Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Buttars	Hale	Spencer
Mansell			

H.J.R. 13 was signed by the President Pro Tem in open session and returned to the House.

* * *

On motion of Senator Ed Allen, Ogden City Mayor, Matthew Godfrey spoke in Committee of the Whole. Senator Waddoups commented.

On motion of Senator Ed Allen, the Committee of the Whole was dissolved.

* * *

On motion of Senator Poulton and at 11:40 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 6, 2001.

TWENTY-THIRD DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call— All Senators present, except Senator Hale, excused.

Prayer —Don Colvin, L.D.S. Stake Patriarch

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 5, 2001

The House concurred in the Senate amendments and passed **H.B. 31**, CHILD WELFARE OVERSIGHT PANEL AMENDMENTS, by Representative T. Beck, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communicaiton filed. **H.B. 31** was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 5, 2001

The House passed, as amended, **H.B. 37**, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 72**, PENALTY FOR MISUSE OF SECURITIES, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 89**, RURAL PHARMACY CHANGES, by Representative L. Pace, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 90**, RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, by Representative K. Holdaway, and it is transmitted for consideration; and

The House passed **H.B. 93**, EXPUNGEMENT OF CERTAIN FELONY RECORDS, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 228**, UTAH CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, by Representative L. Pace, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 234**, LAW ENFORCEMENT AND SPECIAL FUNCTION OFFICER AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 237**, SEX OFFENDER REGISTRY, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 241**, JURISDICTION AMENDMENTS, by Representative S. Daniels, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 37**, as amended, **2nd Sub. H.B. 72**, **H.B. 89**, as amended, **1st Sub. H.B. 90**, **H.B. 93**, **1st Sub. H.B. 228**, **1st Sub. H.B. 234**, **H.B. 237**, as amended, and **H.B. 241**, as amended, were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 5, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

- S.B. 151** Uniform Commercial Code – Technical Amendments
(L. Hillyard)
- S.B. 166** Mobile Home Park Residency Amendments (D. Eastman)

Education

- S.B. 169** Charter School Amendments (H. Stephenson)

Energy, Natural Resources & Agriculture

- S.B. 65** Bonding for Soldier Hollow Golf Course (D. Steele)

Health & Environment

- S.B. 69** Medical Claims Amendments (L. Blackham)
- H.C.R. 4** Resolution on Centennial of Daughters of Utah Pioneers
(C. Bennion)

Judiciary

S.B. 182 Liability Coverage for Teachers (D. Gladwell)

Quasi-Governmental

S.B. 131 Firefighter Retirement Amendments (G. Davis)

State & Local

S.B. 138 Minimum Wage Applicability (H. Stephenson)

Transportation & Public Safety

S.B. 184 Operation of Nonresident Owned Snowmobile
(J. Hickman)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President:

February 5, 2001

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 146**, PERFORMING UNLAWFUL MARRIAGES, by Senator R. Allen, with the following amendments:

1. Page 2, Line 28:
After "prohibited by" delete "this chapter" and insert "law"; after "guilty of a" delete "class A misdemeanor" and insert "third degree felony"
2. Page 2, Line 31:
After "If any person" insert "knowingly"
3. Page 2, Line 32 and 33:
After "guilty of a" insert "third degree felony." and delete the rest of line 32 and 33
4. Page 2, Line 39:
After (1) insert "knowingly"; after "30-1-7" insert ", or 30-1-9.1"; after the semicolon insert "or"
5. Page 2, Line 50:
After "prohibited by" delete "this chapter" and insert "law"; and

The Judiciary Committee recommends **H.B. 26**, CRIMINAL RESTITUTION AMENDMENTS, by Representative S. Allen, be replaced and favorably recommends **1st Sub. H.B. 26**, CRIMINAL RESTITUTION AMENDMENTS.

David L. Gladwell, Chair; and

Mr. President:

February 5, 2001

The Transportation and Public Safety Committee recommends **S.B. 87**, ANTIQUE FIREARMS AMENDMENTS, by Senator M. Waddoups, be replaced and favorably recommends **1st Sub. S.B. 87**, ANTIQUE FIREARMS AMENDMENTS; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 15**, BICYCLE LAW AMENDMENTS, by Representative M. Dillree; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 74**, UNAUTHORIZED CONTROL OF A MOTOR VEHICLE AMENDMENTS, by Representative G. Cox; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 76**, MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT MODIFICATIONS, by Representative D. Bush, with the following amendments:

1. Page 5, Line 131:

Delete all of line 131 and insert " $W = 500 \{LN/(N-1) + 12N+36\}$ "; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 214**, CORRIDOR PRESERVATION FUNDING DISTRIBUTION, by Representative D. Hogue.

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **1st Sub. S.B. 146**, as amended, **1st Sub. H.B. 26**, **1st Sub. S.B. 87**, **H.B. 15**, **1st Sub. H.B. 74**, **H.B. 76**, as amended, and **1st Sub. H.B. 214** were placed on Second Reading Calendar.

CONSENT CALENDAR

S.J.R. 7, RESOLUTION ADDRESSING STUDY OF CONSUMER CREDIT REPORTING LAWS, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Evans	Hale	Waddoups
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S.J.R. 7 was transmitted to the House.

THIRD READING CALENDAR

S.B. 134, PROTECTIVE ORDER AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Gladwell
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars	Evans	Hale	Hickman
Stephenson	Waddoups		

S.B. 134 was transmitted to the House.

* * *

S.B. 141, TELEPHONE HARASSMENT AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Walker	Wright	Mansell

Absent or not voting were: Senators

Buttars	Evans	Hale	Stephenson
Waddoups			

S.B. 141 was transmitted to the House.

* * *

S.B. 145, METROPOLITAN WATER DISTRICT BOARD AMENDMENTS, was read the third time, explained by Senator Walker, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Bramble	Buttars	Evans	Hale
Stephenson			

S.B. 145 was transmitted to the House.

* * *

On motion of Senator Davis, the circle was removed from **S.B 19, ICE CREAM AND MILK DISPENSER REQUIREMENTS,** and it was before the Senate. Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars	Evans	Hale
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S.B. 19 was transmitted to the House.

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S.B. 88, THEFT OF RENTAL MOTOR VEHICLE, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Buttars	Evans	Hale
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S.B. 88 was transmitted to the House.

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1st Sub. S.B. 108, LICENSURE OF MOTOR VEHICLES, was read the third time.

On motion of Senator Mayne, the bill was circled.

* * *

S.B. 110, CRIMINAL PROCEDURE AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Buttars	Evans	Hale
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S.B. 110 was transmitted to the House.

SECOND READING CALENDAR

S.B. 130, R.S. 2477 AMENDMENTS, was read the second time. Senator Hickman explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Bramble	Davis	Dmitrich
Eastman	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Blackham	Buttars	Evans
Hale			

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 86, VOTER INFORMATION PAMPHLET AMENDMENTS**, and it was before the Senate. Senator Hillyard explained the bill. Senator Stephenson commented. Senator Steele declared a conflict of interest. The bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Mansell

Voting in the negative were: Senators

Bramble	Poulton	Stephenson	Wright
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Absent or not voting were: Senators

R. Allen	Blackham	Evans	Hale
Hickman			

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1st Sub. S.B. 100, INSURANCE LAW AMENDMENTS, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

S.B. 142, PERSONAL MANAGEMENT ACT REVISION, was read the second time. Senator Spencer explained the bill.

On motion of Senator Spencer, the bill was amended as follows:

1. Page 1, line 5:
After "Act" delete "by adjusting requirements for salary"
2. Page 1, Line 6:
Delete "ranges in pay plans and"
3. Page 2, Line 47:
Reinstate "to achieve"
4. Page 2, Line 48:
Reinstate "comparability of" and delete "so that" and after "ranges" reinstate "to" and delete "are equal to or greater than"
5. Page 2, Line 49:
After "enterprise" reinstate "and other public employment for similar work"

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Blackham	Evans	Hale
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On motion of Senator Mayne, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Mayne, the circle was removed from **1st Sub. S.B. 108, LICENSURE OF MOTOR VEHICLES**, and it was before the Senate. Senator Mayne explained the bill.

On motion of Senator Gladwell, the bill was amended as follows:

- 1. Page 1, Line 16:
Senate 2nd Reading Amendments 2–5–2001:
Reinstate “he permits to drive” and delete “WHO DRIVES”

On motion of Senator Spencer, the bill was amended as follows:

- 1. Page 1, Line 16:
After “any person he permits” insert “in writing”

Senators Wright and Poulton commented.

On motion of Senator Mayne, the bill was circled.

* * *

On motion of Senator Knudson, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

S.B. 57, INSTRUCTION IN MANDARIN CHINESE IN PUBLIC SCHOOLS, was read the second time. Senator Stephenson explained the bill. Senators Hillyard, Walker, Steele, Eastman, Ed Allen, Wright, and Buttars commented. The bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Gladwell	Hellewell
Hickman	Jenkins	Knudson	Mayne
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Wright	Mansell

Voting in the negative were: Senators

Julander	Peterson	Waddoups	Walker
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Absent or not voting were: Senators

Blackham	Dmitrich	Evans	Hale
Hillyard			

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1st Sub. S.B. 58, REPEAL OF NURSING FACILITIES ASSESSMENT, was read the second time.

On motion of Senator Knudson, the bill was circled.

* * *

S.B. 121, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, was read the second time. Senator Knudson explained the bill. Senators Hickman, Davis, Wright, and Julander commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham

Buttars

Eastman

Evans

Hale

* * *

President Mansell announced that due to a written request from three Senators, **H.B. 242** will be removed from the Consent Calendar and moved to the bottom of the Second Reading Calendar.

Senator Hillyard moved under suspension of rules, **H.B. 242** be moved to the bottom of the Third Reading Calendar.

Senator Peterson made a substitute motion, under suspension of rules that **H.B. 242** be moved to the top of the Second Reading Calendar. Senator Peterson's motion passed.

* * *

On motion of Senator Poulton, and at 11:45, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 6, 2001

The Speaker of the House has signed **S.B. 21**, INFORMATION TECHNOLOGY COMMISSION AMENDMENTS, by Senator D. Steele, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 21 was signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 6, 2001

The House passed, as amended, **H.B. 30**, VEHICLE TOWING AND REPORTING REQUIREMENTS, by Representative J. Gowans, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 68**, ANNUAL LEAVE CONVERSION FOR STATE EMPLOYEES, by Representative J. Gowans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 219**, TASK FORCE ON FAMILY CONFLICT RESOLUTION, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 238**, CRIMINAL PENALTY FOR COMMITTING OFFENSE WHEN USING BODY ARMOR, by Representative D. Bourdeaux, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 240**, KIDNAPPING AMENDMENTS, by Representative G. Way, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 30**, as amended, **1st Sub. H.B. 68**, **H.B. 219**, as amended, **2nd Sub. H.B. 238**, and **H.B. 240**, as amended, were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 6, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

1st Sub. H.B. 179 Voluntary Contributions Act (C. Bennion)

Human Services

H.B. 83 Child Welfare Amendments (W. Harper)

Judiciary

S.B. 153 Kinship Placement for Foster Children (B. Wright)

S.B. 232 Restrictions on Court House Parking Lots (J. Valentine)

Revenue & Taxation

S.B. 76 Property Tax Appeal Amendments (C. Bramble)

Michael Waddoups

Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

SECOND READING CALENDAR

1st Sub. S.B. 64, ADOPTION LAW AMENDMENTS, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Davis	Hale	Hickman	Stephenson
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S.B. 135, PROVIDING FOR SELECTIVE SERVICE REGISTRATION, was read the second time. Senator Poulton explained the bill.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Lines 24 – 25:
 After “(2)” delete the rest of line 24 and all of line 25, and insert:
“Each application for any type of license to operate a motor vehicle in this state shall contain the following statement which must be acknowledged by the applicant.”

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Stephenson
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S.B. 165, NONCUSTODIAL VISITATION, was read the second time. Senator Hellewell explained the bill. Senators Steele and Spencer commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Stephenson
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1st Sub. S.B. 127, BAIL BOND AMENDMENTS, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Stephenson
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S.B. 128, JUSTICE COURT APPEALS REVISION, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Stephenson
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S.B. 149, UTAH PROSECUTION COUNCIL AMENDMENTS, was read the second time. Senator Ron Allen explained the bill.

On motion of Senator Ron Allen, the bill was amended as follows:

1. Page 1, Line 22:
After “available,” insert “and as are budgeted for this purpose”

Senator Valentine commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Davis	Dmitrich	Hale	Hickman
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S.B. 67, SALES TAX – DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES, was read the second time. Senator Waddoups

explained the bill. Senator Ron Allen commented. The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Davis
Eastman	Hellewell	Hickman	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

E. Allen	R. Allen	Evans	Gladwell
Jenkins			

Absent or not voting were: Senators

Dmitrich	Hale
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S.B. 89, STATE PARKS ACCESS ROADS AMENDMENTS, was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

R. Allen	Bramble	Hale
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S.B. 60, UNIFORM ATHLETE AGENTS ACT, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Bramble	Dmitrich	Hale
Spencer			

* * *

1st Sub. S.B. 61, ENHANCEMENTS TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION, was read the second time. Senator Hillyard explained the bill. Senators Ron Allen and Ed Allen commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Julander
Knudson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Hale	Hickman	Jenkins
Mayne	Spencer		

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S.B. 140, CULTURAL AND LINGUISTIC COMPETENCY IN HEALTH CARE TASK FORCE, was read the second time. Senator Suazo explained the bill.

On motion of Senator Suazo, the bill was amended as follows:

1. Page 1, Line 8:
After “2000–01 and” delete “\$39,000” and insert “39,500”

2. Page 1, Line 16:
After "following" delete "17" and insert "21"
3. Page 2, Line 29:
After line 29 insert
"(g) a representative of the Utah Medical Association;
(h) a representative of the Utah Nurses Association;
(i) a representative of the Utah Hospital Association;
(j) a representative of the Indian Health Board;" and renumber
remaining subsections accordingly
4. Page 2, Line 33:
After "through" delete "(1)(g)" and insert "(1)(k)"

The bill passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hellewell
Hickman	Jenkins	Julander	Knudson
Peterson	Poulton	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Voting in the negative were: Senators

Bramble	Wright
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Absent or not voting were: Senators

Blackham	Evans	Hale	Hillyard
Mayne	Spencer	Steele	

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H.B. 242, REVIEW OF SALES AND USE TAX EXEMPTIONS, was read the second time.

On motion of Senator Valentine, the bill was circled.

* * *

H.B. 195, DEPARTMENT OF HEALTH – FEE PROCESS, was before the Senate. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Peterson	Poulton
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Evans	Hale	Hillyard	Mayne
Spencer	Steele		

* * *

On motion of Senator Stephenson, the circle was removed from **3rd Sub. S.B. 27, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS FOR MINING ESTABLISHMENTS**, and it was before the Senate. Senator Stephenson explained the bill.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 1, Line 20:
After "means" insert "the product of: (i)"
2. Page 1, Line 23:
Delete "(i)" and insert "(A)"
3. Page 1, Line 24:
Delete "(ii)" and insert "(B)" and after "lease:" insert "and"
4. Page 1, Line 24:
After line 24 insert:
"(ii) (A) 30% for the taxable year beginning on or after January 1, 2002, but beginning on or before December 31, 2002;
(B) 60% for the taxable year beginning on or after January 1, 2003, but beginning on or before December 31, 2003; and
(C) 100% for taxable years beginning on or after January 1, 2004;"
5. Page 2, Line 31:
After "described in" delete "Sector 21, Mining" and insert "Subsector 212, Mining except Oil and Gas"

6. Page 2, Line 36:
After "against the" delete "tax" and insert "taxes"
7. Page 2, Line 55:
After "means" insert "the product of:
(i)"
8. Page 3, Line 58:
Delete "(i)" and insert "(A)"
9. Page 3, Line 59:
Delete "(ii)" and insert "(B)" and after "lease;" insert "and"
10. Page 3, Line 59:
After line 59 insert:
"(ii) (A) 30% for the taxable year beginning on or after January 1, 2002, but beginning on or before December 31, 2002;
(B) 60% for the taxable year beginning on or after January 1, 2003, but beginning on or before December 31, 2003; and
(C) 100% for taxable years beginning on or after January 1, 2004;"
11. Page 3, Line 66:
After "described in" delete "Sector 21, Mining" and insert "Subsector 212, Mining except Oil and Gas"
12. Page 3, Line 71:
After "against the" delete "tax" and insert "taxes"

Senators Waddoups, Hillyard, Dmitrich, Mayne, and Peterson commented. Senator Dmitrich declared a conflict of interest. The bill passed on the following roll call:

Yeas, 18; Nays, 7; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Dmitrich	Eastman	Gladwell	Hellewell
Hickman	Jenkins	Knudson	Poulton
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

E. Allen	Evans	Hillyard	Julander
Mayne	Peterson	Suazo	

Absent or not voting were: Senators

Davis Hale Spencer Steele

* * *

H.B. 206, COUNTIES ACCUMULATION OF RETAINED EARNINGS, was read the second time. Senator Blackham explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen R. Allen Blackham Bramble
Buttars Davis Dmitrich Eastman
Evans Gladwell Hellewell Hickman
Jenkins Julander Knudson Mayne
Peterson Poulton Stephenson Suazo
Valentine Waddoups Walker Mansell

Absent or not voting were: Senators

Hale Hillyard Spencer Steele
Wright

* * *

H.J.R. 2, RESOLUTION ON SOCIAL SECURITY, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 16; Nays, 8; Absent, 5.

Voting in the affirmative were: Senators

Blackham Bramble Buttars Eastman
Evans Gladwell Hellewell Hickman
Jenkins Knudson Poulton Stephenson
Valentine Waddoups Walker Mansell

Voting in the negative were: Senators

E. Allen R. Allen Davis Dmitrich
Julander Mayne Peterson Suazo

Absent or not voting were: Senators

Hale Hillyard Spencer Steele
Wright

* * *

H.B. 62, OPERATION AND MAINTENANCE OF STATE BUILDINGS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Hale	Hillyard	Spencer	Steele
Wright			

* * *

H.B. 49, VEHICLE SUSPENSION LIFT LAWS, was read the second time. Senator Hickman explained the bill. Senators Buttars, Eastman, Julander, Jenkins and Valentine commented. The bill passed on the following roll call:

Yeas, 21; Nays, 3; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Eastman	Evans	Gladwell
Hellewell	Hickman	Knudson	Mayne
Peterson	Poulton	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Buttars	Jenkins	Julander
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Absent or not voting were: Senators

Dmitrich	Hale	Hillyard	Spencer
Steele			

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 6, 2001

The House passed **H.B. 185**, REPEAL OF MAMMOGRAPHY QUALITY ASSURANCE ADVISORY COMMITTEE, by Representative L. Pace, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 250**, OBSTRUCTION OF JUSTICE AMENDMENTS, by Representative S. Daniels, and it is transmitted for consideration; and

The House passed **H.J.R. 6**, RESOLUTION URGING CONGRESS TO REGULATE POLL CLOSING, by Representative C. Saunders, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 185**, **H.B. 250**, as amended, and **H.J.R. 6** were read the first time and referred to the Rules Committee.

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On motion of Senator Poulton and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 7, 2001.

TWENTY-FOURTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present, except Senators Hale and Spencer excused.

Prayer –President Glade Barney, L.D.S. Stake President

Pledge of Allegiance–Senator Michael Waddoups

READING OF TITLES OF BILLS AND RESOLUTIONS

(PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 6, 2001

The House passed **H.B. 78**, SALES AND USE TAX – SALES RELATING TO SCHOOLS, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 80**, TEACHER TRANSFERS, by Representative M. Thompson, and it is transmitted for consideration; and

The House passed **H.B. 85**, SCHOOL BUS – VEHICLE SAFETY REQUIREMENTS, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 86**, GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE, by Representative C. Bennion, et al, and it is transmitted for consideration; and

The House passed **H.B. 104**, MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 107**, TOURISM MARKETING AMENDMENTS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed **H.B. 108**, REQUIREMENTS FOR POSTING BOUNDARIES OF HUNTING UNITS, by Representative C. Buttars, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 211**, TUITION WAIVERS FOR TEACHERS, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 220**, BURGLARY AMENDMENTS, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 239**, SUPPORT FOR CHILDREN IN STATE CUSTODY, by Representative E. Anderson, and it is transmitted for consideration; and

The House passed **H.B. 244**, MODIFYING THE ELECTRIC DEREGULATION AND CUSTOMER CHOICE TASK FORCE, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 257**, MANDATORY CHILD PROTECTIVE SERVICE REQUIREMENTS, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 258**, CRIMINAL SENTENCING AMENDMENTS, by Representative S. Daniels, and it is transmitted for consideration; and

The House passed **H.C.R. 2**, RESOLUTION URGING SCHOOL BOARDS TO KEEP MEDIA RESOURCES A PRIORITY, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 3**, RESOLUTION SUPPORTING FLAMING GORGE DAM AND RESERVOIR AND GLEN CANYON DAM AND LAKE POWELL, by Representative G. Snow, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 78**, **H.B. 80**, as amended, **H.B. 85**, **H.B. 86**, as amended, **H.B. 104**, **H.B. 107**, as amended, **H.B. 108**, **H.B. 211**, as amended, **2nd Sub. H.B. 220**, **H.B. 239**, as amended, **H.B. 244**, **H.B. 257**, **H.B. 258**, as amended, **H.C.R. 2**, and **1st Sub. H.C.R. 3** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President:

February 6, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 84**, STATE OLYMPIC AMENDMENTS, by Senator B. Evans; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 139**, NONPROFIT CORPORATION ACT AMENDMENTS, by Senator L. Hillyard; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 151**, UNIFORM COMMERCIAL CODE – TECHNICAL AMENDMENTS, by Senator L. Hillyard; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 157**, VEHICLE SAFETY INSPECTION AMENDMENTS, by Senator D.C. Buttars, et al, with the following amendments:

1. Page 1, Line 10:
After “fees.” insert “This act takes effect on January 1, 2002.”
2. Page 4, Lines 102–103:
Reinstate “frequency of the” reinstate “shall be determined based on the age of the vehicle determined by model year and shall be required” and delete “is required every year following the”
3. Page 4, Lines 104–105:
Delete all of lines 104 through 105 and insert “each year for a vehicle two or more years old.”
4. Page 6, Line 154:
After line 154 insert
“Section 4. Effective Date.
This act takes effect on January 1, 2002.”

Dan R. Eastman, Chair; and

Mr. President:

February 6, 2001

The Health and Environment Committee recommends **S.B. 69**, MEDICAL CLAIMS AMENDMENTS, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 69**, MEDICAL CLAIMS AMENDMENTS; and

The Health and Environment Committee reports a favorable recommendation on **H.C.R. 4**, RESOLUTION ON CENTENNIAL OF DAUGHTERS OF UTAH PIONEERS, by Representative C. Bennion.

Peter C. Knudson, Chair; and

Mr. President:

February 6, 2001

The Human Services Committee reports a favorable recommendation on **S.B. 119**, CHILD WELFARE RECORDS AMENDMENTS, by Senator L. Hillyard, with the following amendments:

1. Page 1, Line 26:
After "Family Services" insert ", after an evidentiary hearing"
2. Page 4, Line 110:
Delete the brackets and restore "Notwithstanding any other provision of law", and delete the rest of the line
3. Page 4, Line 111:
Delete "62A-4a-116 and 62A-4a-412"
4. Page 4, Line 112:
At the end of the line, delete the brackets and restore "to"
5. Page 4, Line 113:
Delete "and will be used by the division as evidence in"
6. Page 4, Line 115:
After "records." insert "The above disclosures are not required in the following circumstances:
(a) The division or other state or local public agency did not originally create the record being requested. In those circumstances, the person making the request under this section shall be informed of the following:
(i) the existence of all records in the possession of the division or any other state or local public agency;(ii) the name and address of the person or agency that originally created the record; and(iii) that he must seek access to the record from the person or agency that originally created the record.(b) Disclosure of the record would jeopardize the life or physical safety of a child who has been a victim of child abuse or neglect, or any person who provided substitute care for the child.(c) Disclosure of the record would jeopardize the anonymity of the person or persons making the initial report of abuse or neglect or any others involved in the subsequent investigation.(d) Disclosure of the record

would jeopardize the life or physical safety of a person who has been a victim of domestic violence.”; and

The Human Services Committee reports a favorable recommendation on **S.B. 136**, PARENTING PLAN FOR DIVORCING PARENTS, by Senator L. Hillyard, with the following amendments:

1. Page 1, Line 22:
After “joint legal custody” insert “or joint physical custody or both”
2. Page 1, Line 23:
After “joint legal custody” insert “or joint physical custody or both”
3. Page 5, Line 151:
Delete “shall” and insert “may”

John W. “Bill” Hickman, Chair; and

Mr. President:

February 6, 2001

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 88**, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, by Representative C. Beshear, with the following amendments:

1. Page 1, Line 11:
After “statute.” insert “This act removes any liability for damages that a government entity or government employee may have if they negligently disclose certain private records. This act takes effect January 1, 2002.”
2. Page 1, Line 23:
After Line 23 insert: “63–2–803, as last amended by Chapter 280, Laws of Utah 1992”
3. Page 16, Line 462:
After “employee to” delete “any” and insert “each agency of a”
4. Page 16, Line 466:
After “notice” insert “:(A) provide evidence of qualifying employment;
(B) request assistance by the agency to identify the records containing information in Subsection (1)(b)(i).
(C) designate each specific record that the applicant desires to be classified as private; and
(D)”

5. Page 17, Line 496:

After line 496 insert:

“Section 11. Section 63–2–803 is amended to read:

63–2–803 No liability for certain decisions of a governmental entity or a political subdivision.

Neither the governmental entity or political subdivision, nor any officer or employee of the governmental entity or political subdivision, is liable for damages resulting from the release of a record where the person or government requesting the record presented evidence of authority to obtain the record even if it is subsequently determined that the requester had no authority.

(2) Neither the governmental entity or political subdivision, nor any officer or employee of the governmental entity or political subdivision, is liable for damages arising from the negligent disclosure of records classified as private under Subsection 63–2–302(1)(a)(vi) unless:

(a) the disclosure was of employment records maintained by the governmental entity; or

(b) the disclosure was of non–employment records and the current or former government employee had filed the notice required by Subsection 63–2–302(1)(b).”

Renumber remaining section accordingly.

6. Page 18, Line 536:

After line 536 insert:

“Section 12. Effective date.

This act takes effect January 1, 2002.”; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 202**, 511 COMMUNICATIONS SYSTEM, by Representative M. Dillree.

Carlene M. Walker, Chair

On motion of Senator Poulton , the committee reports were adopted. **S.B. 84**, **S.B. 139**, **S.B. 151**, **S.B. 157**, as amended, **S.B 69**, **H.C.R. 4**, **S.B. 119**, as amended, **S.B. 136**, as amended, **H.B. 88**, as amended, and **H.B. 202** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.B. 215, FORGERY AMENDMENTS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Julander	Spencer
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H.B. 215 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 209, ISSUANCE OF A DRIVERS LICENSE, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Spencer
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1st Sub. H.B. 209 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 130, R.S. 2477 AMENDMENTS, was read the third time, explained by Senator Hickman, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars	Hale	Spencer
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S.B. 130 was transmitted to the House.

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S.B. 86, VOTER INFORMATION PAMPHLET AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 22; Nays, 4; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Suazo	Valentine	Waddoups
Walker	Mansell		

Voting in the negative were: Senators

Gladwell	Jenkins	Stephenson	Wright
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Absent or not voting were: Senators

Buttars	Hale	Spencer
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S.B. 86 was transmitted to the House.

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S.B. 142, PERSONNEL MANAGEMENT ACT REVISIONS, was read the third time.

On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 57, INSTRUCTION IN MANDARIN CHINESE IN PUBLIC SCHOOLS, was read the third time, explained by Senator Stephenson. Senators Knudson, Ron Allen, and Valentine commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Spencer
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S.B. 57 was transmitted to the House.

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S.B. 121, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, was read the third time, explained by Senator Knudson.

On motion of Senator Wright, the bill was amended as follows:

- Page 2, Line 45:
Buff Copy – Senate Committee Amendments 2–1–01:
After line 45 insert “(b) the impact of any willing provider laws on access to primary care; and” and renumber remaining subsections accordingly

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander

Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Dmitrich	Hale
Spencer			

S.B. 121 was transmitted to the House.

* * *

1st Sub. S.B. 64, ADOPTION LAW AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Buttars	Davis	Dmitrich	Hale
Spencer			

1st Sub. S.B. 64 was transmitted to the House.

* * *

S.B. 135, PROVIDING FOR SELECTIVE SERVICE REGISTRATION, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Mayne	Peterson

Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Davis	Hale	Knudson	Spencer
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S.B. 135 was transmitted to the House.

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S.B. 165, NONCUSTODIAL VISITATION, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Knudson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Hale	Hickman	Julander	Mayne
Spencer			

S.B. 165 was transmitted to the House.

* * *

1st Sub. S.B. 127, BAIL BOND AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Knudson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Dmitrich	Hale	Hickman	Julander
Mayne	Spencer		

1st Sub. S.B. 127 was transmitted to the House.

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S.B. 128, JUSTICE COURT APPEALS REVISION, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Dmitrich	Hale	Hickman	Mayne
Spencer			

S.B. 128 was transmitted to the House.

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S.B. 149, UTAH PROSECUTION COUNCIL AMENDMENTS, was read the third time, explained by Senator Ron Allen, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
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S.B. 149 was transmitted to the House.

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S.B. 67, SALES TAX – DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES, was read the third time.

On motion of Senator Waddoups, the bill was circled.

* * *

S.B. 89, STATE PARKS ACCESS ROADS AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
Steele	Wright		

S.B. 89 was transmitted to the House.

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S.B. 60, UNIFORM ATHLETE AGENTS ACT, was read the third time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill.

UNIFORM ATHLETE AGENTS ACT

1st Sub. S.B. 60

Lyle W. Hillyard

THIS ACT ENACTS THE UNIFORM ATHLETE AGENTS ACT. THE ACT DEFINES TERMS. THE ACT REQUIRES REGISTRATION OF

ATHLETE AGENTS AND DESCRIBES THE FORM OF THE APPLICATION FOR REGISTRATION. THE ACT CREATES REQUIREMENTS FOR AGENCY CONTRACTS INCLUDING WARNINGS TO STUDENT ATHLETES. THE ACT REQUIRES A STUDENT-ATHLETE TO NOTIFY THE EDUCATIONAL INSTITUTION WHERE THE STUDENT IS ENROLLED WITHIN 72 HOURS OF SIGNING AN AGENCY CONTRACT. THE ACT ALLOWS A STUDENT-ATHLETE TO CANCEL AN AGENCY CONTRACT WITHIN 14 DAYS AFTER IT IS SIGNED. THE ACT REQUIRES AN ATHLETE AGENT TO RETAIN RECORDS. THE ACT PROHIBITS AN ATHLETE AGENT FROM ENGAGING IN CERTAIN CONDUCT. THE ACT PROVIDES CRIMINAL, CIVIL, AND ADMINISTRATIVE PENALTIES.

On motion of Senator Hillyard, the bill was circled.

* * *

1st Sub. S.B. 61, ENHANCEMENT TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars	Dmitrich	Hale	Mayne
Spencer	Steele		

1st Sub. S.B. 61 was transmitted to the House.

* * *

S.B. 140, CULTURAL AND LINGUISTIC COMPETENCY IN HEALTH CARE TASK FORCE, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 21; Nays, 3; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Peterson	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Voting in the negative were: Senators

Bramble	Poulton	Wright
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Absent or not voting were: Senators

Buttars	Dmitrich	Hale	Mayne
Spencer			

S.B. 140 was transmitted to the House.

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H.B. 195, DEPARTMENT OF HEALTH – FEE PROCESS, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Steele	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
Stephenson			

H.B. 195 was signed by the President of the Senate in open session and returned to the House.

* * *

3rd Sub. S.B. 27, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS FOR MINING ESTABLISHMENTS, was read the third time.

On motion of Senator Stephenson, the bill was circled.

* * *

H.B. 206, COUNTIES ACCUMULATION OF RETAINED EARNINGS, was read the third time.

On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 213, FISHING LICENSE EXEMPTION FOR YOUTH IN YOUR CORRECTIONS,** and it was before the Senate.

On motion of Senator Blackham, the bill was amended as follows:

- 1. Page 2, Line 34:

After line 34 insert the following:

“(3)(a) An institution that receives a certificate of registration authorizing at-risk youth to fish shall provide instruction to the youth on fishing laws and regulations.

(b) The division shall provide educational materials to the institution to assist it in complying with Subsection (3)(a).”

On motion of Senator Ed Allen, the bill was amended as follows:

- 1. Page 2, Line 34:

After line 34 insert the following:

“(3)(a) An institution that receives a certificate of registration authorizing at-risk youth to fish shall provide instruction to the youth on fishing laws and regulations;

(b) The division shall provide educational materials to the institution to assist it in complying with Subsection (3)(a).”

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
Steele			

H.B. 213, as amended, was transmitted to the House.

* * *

H.J.R. 2, RESOLUTION ON SOCIAL SECURITY, was read the third time.

On motion of Senator Valentine, the bill was amended as follows:

1. Page 3, Line 61:

After “widows” delete the remainder of line 61 and delete lines 62–63 and insert “and widowers because they must forego either their own benefit or their deceased spouse’s benefit (“widow(er)” benefit), and may claim the widow(er) benefit only after attaining qualification age themselves regardless of the age of the deceased spouse.”

The bill passed on the following roll call:

Yeas, 18; Nays, 6; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Poulton
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Julander
Peterson	Suazo		

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
Steele			

* * *

H.J.R. 2, as amended, was returned to the House.

* * *

H.B. 62, OPERATION AND MAINTENANCE OF STATE BUILDINGS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
Steele			

H.B. 62 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, the Senate voted to reconsider its action on **H.B. 62**.

On motion of Senator Blackham, **H.B. 62** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 49, VEHICLE SUSPENSION LIFT LAWS, was read the third time.

On motion of Senator Hickman, the bill was circled.

* * *

On motion of Senator Valentine the Senate will consider Senate bills on the Second Reading Calendar today.

SECOND READING CALENDAR

1st Sub. S.B. 146, PERFORMING UNLAWFUL MARRIAGES, was read the second time. Senator Ron Allen explained the bill. Senators Poulton, Buttars, Valentine, and Hellewell commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans

Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
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On motion of Senator Valentine, the Senate voted to reconsider its action on **S.B. 57**.

On motion of Senator Eastman, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

S.B. 57, INSTRUCTION IN MANDARIN CHINESE IN PUBLIC SCHOOLS, was before the Senate.

On motion of Senator Eastman, the bill was amended as follows:

1. Page 1, Line 6:
Delete “requiring” and insert “allowing”
2. Page 1, Line 25a:
Delete “shall” and insert “may”

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
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S.B. 57, as amended, was transmitted to the House.

On motion of Senator Poulton, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

1st Sub. S.B. 87, ANTIQUE FIREARMS AMENDMENTS, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Dmitrich	Hale	Mayne	Spencer
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On motion of Senator Stephenson, a bill file will be opened for a concurrence resolution regarding Spencer Eccles.

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On motion of Senator Poulton and at 11:40 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 8, 2001.

TWENTY-FIFTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call– All Senators present except Senator Hale, excused.

Prayer – Senator Chris Buttars

Pledge of Allegiance–Senator Carlene Walker

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 7, 2001

The House passed, **S.B. 44**, FEES PAYABLE TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 50**, PROPERTY EXEMPT FROM EXECUTION, by Senator C. Walker, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 52**, COMMERCIAL DRIVERS LICENSE RAILROAD AND HIGHWAY GRADE REQUIREMENTS, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 95**, WORKERS' COMPENSATION ADVISORY COUNCIL AMENDMENTS, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 118**, EMERGENCY MANAGEMENT ASSISTANCE ACT, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 44, 1st Sub. S.B. 50, S.B. 52, S.B. 95, and S.B. 118 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

Mr. President: February 7, 2001
 The House concurred in the Senate amendments and passed **H.B. 19**, FEES RECODIFICATION, by Representative N. Hansen, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 19 was signed by the President of the Senate in open session and returned to the House.

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Mr. President: February 7, 2001
 The House passed, as amended, **S.B. 29**, FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK AMENDMENTS, by Senator R. Allen, et al, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 38**, HIGHWAY AUTHORITY WINTER ROAD CLOSURE AUTHORITY, by Senator P. Hellewell, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 41**, UTAH COORDINATE SYSTEM AMENDMENTS, by Senator P. Hellewell, and it is transmitted for further consideration; and

The House substituted and passed, **1st Sub. S.B. 98**, LOCATING TELECOMMUNICATIONS FACILITIES, by Senator R. Allen, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **S.B. 29**, as amended, **S.B. 38**, as amended, **S.B. 41**, as amended, and **1st Sub. S.B. 98** were placed on the Concurrence Calendar

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Mr. President: February 7, 2001
 The House passed, as substituted, **2nd Sub. H.B. 48**, CREATION OF SCHOOL DISTRICTS, by Representative D. Cox, and it is transmitted for consideration; and

The House passed **H.B. 169**, NAME OF SPECIAL DISTRICT AMENDMENTS, by Representative E. Anderson, and it is transmitted for consideration; and

The House passed **H.B. 173**, SPECIAL SERVICE DISTRICT – QUALIFIED ELECTORS, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed **H.B. 188**, JUVENILE COURTS – RIGHTS OF PARTIES, by Representative M. Thompson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 48**, **H.B. 169**, **H.B. 173**, and **H.B. 188** were read the first time and referred to the Rules Committee.

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Mr. President: February 7, 2001

The House has rejected **S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, by Senator K. Hale, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communications filed. **S.B. 48** was referred to the staff for filing.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 7, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

- | | |
|--------------------------|--|
| S.B. 77 | Mobile Home Park Residency Act Amendments
(E. Mayne) |
| S.B. 83 | Small Employer Purchasing Alliance Amendments
(L. Blackham) |
| S.B. 133 | Age Discrimination in Employment (E. Mayne) |
| S.B. 204 | Repeal of Licensing Alarm Response Runners
(D. Eastman) |
| 2nd Sub. H.B. 72 | Penalty for Misuse of Securities (K. Bryson) |
| 1st Sub. H.B. 228 | Utah Construction Trades Licensing Act Amendments
(L. Pace) |

Education

- | | |
|----------------|--|
| S.B. 75 | Public Education Curriculum Amendments (B. Wright) |
| H.B. 40 | Funding for Textbooks (M. Stephens) |
| | Health & Environment |

- S.B. 197** Division of Occupational and Professional Licensure –
 Repeal of Quality Review Requirements (D. Gladwell)
H.B. 89 Rural Pharmacy Changes (L. Pace)
H.B. 185 Repeal of Mammography Quality Assurance Advisory
 Committee (L. Pace)

Judiciary

- S.B. 109** Utah Anatomical Gift Act Amendments (K. Hale)
H.B. 93 Expungement of Certain Felony Records
 (N. Hendrickson)
H.B. 237 Sex Offender Registry (D. Bowman)
H.B. 240 Kidnapping Amendments (G. Way)
H.B. 250 Obstruction of Justice Amendments (S. Daniels)

Revenue & Taxation

- S.J.R. 11** Resolution on Taxation of Remote Sales and Developing
 Technologies (J. Valentine)

State & Local Affairs

- S.B. 117** Guardian Ad Litem Amendments (L. Hillyard)
H.B. 37 Reauthorization of Administrative Rules (D. Ure)
H.B. 241 Jurisdiction Amendments (S. Daniels)

Transportation & Public Safety

- 1st Sub. H.B. 68** Annual Leave Conversion for State Employees
 (J. Gowans)
1st Sub. H.B. 90 Residential Facilities for Persons with a Disability
 (K. Holdaway)
1st Sub. H.B. 234 Law Enforcement and Special Function Officer
 Amendments (B. Goodfellow)

Michael Waddoups
 Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 65**, BONDING FOR SOLDIER HOLLOW GOLF COURSE, by Senator D. Steele, with the following amendments:

1. Page 1, Line 19:

After "Park," insert "including necessary facilities such as a clubhouse, restroom facilities, and maintenance facilities,"; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 66**, ANIMAL FEEDING OPERATION GRANTS, by Senator L. Blackham.

Parley G. Hellewell,
Acting Committee Chair; and

Mr. President:

February 7, 2001

The Education Committee reports a favorable recommendation on **H.B. 197**, WAIVER OF TUITION BY STATE COLLEGE OR UNIVERSITY, by Representative K. Bryson.

Bill Wright, Chair; and

Mr. President:

February 7, 2001

The Judiciary Committee reports a favorable recommendation on **S.B. 154**, INDIGENT DEFENDANT LEGAL SERVICES, by Senator D. Gladwell; and

The Judiciary Committee reports a favorable recommendation on **S.B. 167**, PENALTY FOR WRONGFUL MECHANICS' LIEN, by Senator L.S. Poulton; and

The Judiciary Committee recommends **S.B. 182**, LIABILITY COVERAGE FOR TEACHERS, by Senator D. Gladwell, be replaced and favorably recommends **1st Sub. S.B. 182**, LIABILITY COVERAGE FOR SCHOOL DISTRICT AND SCHOOL EMPLOYEES; and

The Judiciary Committee reports a favorable recommendation on **H.B. 13**, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, by Representative A.L. Tyler, with the following amendments:

1. Page 1, Line 24a:

Lilac

After "ONLY FOR" delete "PRE- DEATH"

2. Page 1, Line 24b:

Lilac

After "SPECIAL DAMAGES" insert "OCCURRING PRIOR TO DEATH"

David L. Gladwell, Chair; and

Mr. President:

February 7, 2001

The Transportation and Public Safety Committee recommends **S.B. 68**, PLACEMENT OF CERTAIN RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, by Senator E. Mayne, be replaced and favorably recommends **1st Sub. S.B. 68**, PLACEMENT OF CERTAIN RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 156**, OVERSIZE PERMIT AMENDMENTS, by Senator J. Hickman; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 194**, STATE HIGHWAY DESIGNATION, by Representative B. Johnson; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 227**, HUNTER SAFETY AMENDMENTS, by Representative M. Styler.

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 65** as amended, **S.B. 66**, **H.B. 197**, **S.B. 154**, **S.B. 167**, **1st Sub. S.B. 182**, **H.B. 13**, as amended, **1st Sub. S.B. 68**, **S.B. 156**, **H.B. 194**, and **H.B. 227** were placed on Second Reading Calendar.

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Mr. President:

February 7, 2001

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 226**, PROOF OF HUNTER EDUCATION, by Representative M. Styler, and recommends it be considered read for the second time and placed on the Consent Calendar.

Parley G. Hellewell, Acting Committee Chair; and

Mr. President:

February 7, 2001

The Judiciary Committee reports a favorable recommendation on **H.B. 230**, SEARCH WARRANT AMENDMENT, by Representative D. Bowman, with the

following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

- 1. Page 1, Line 14:
After "10 p.m." insert "local time."

David L. Gladwell, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 226**, and **H.B. 230**, as amended, were placed on the Consent Calendar.

THIRD READING CALENDAR

1st Sub. S.B. 146, PERFORMING UNLAWFUL MARRIAGES, was read the third time, explained by Senator Ron Allen. Senators Valentine and Gladwell commented.

On motion of Senator Valentine, the bill was amended as follows:

- 1. Page 2, Line 47 and 48:
Delete "authorized under Section 30-1-6 to solemnize a marriage"

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Hale

1st Sub. S.B. 146 was transmitted to the House.

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1st Sub. S.B. 87, ANTIQUE FIREARMS AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

1st Sub. S.B. 87 was transmitted to the House.

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On motion of Senator Hickman, the circle was removed from **H.B. 49**, VEHICLE SUSPENSION LIFT LAWS, and it was before the Senate. Senator Hickman explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Voting in the negative were: Senators

Buttars Julander

Absent or not voting were: Senators

Hale Mansell

H.B. 49 was signed by the President in open session and returned to the House.

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On motion of Senator Blackham, the circle was removed from **H.B. 206**, COUNTIES ACCUMULATION OF RETAINED EARNINGS, and it was before the Senate. Senator Blackham explained the bill.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 1, Line 22:

After “equal to” bracket “the estimated” and insert “50% of the total”

Senator Gladwell commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Bramble	Hale	Mansell
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H.B. 206, as amended, was returned to the House.

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On motion of Senator Hillyard, the circle was removed from **1st Sub. S.B. 60**, UNIFORM ATHLETE AGENTS ACT, and it was before the Senate. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 3, Line 86:

After “Administration” insert “, and Part 2, Boards.”

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Bramble	Hale	Poulton	Mansell
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1st Sub. S.B. 60 was transmitted to the House.

SECOND READING CALENDAR

H.B. 60, JUSTICE COURT AMENDMENTS, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Evans	Hale	Hellewell	Poulton
Mansell			

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H.B. 218, STATE HIGHWAY ACCESS MANAGEMENT, was read the second time. Senator Buttars explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	

Absent or not voting were: Senators

Evans	Hale	Peterson	Spencer
Wright	Mansell		

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H.B. 52, UNEMPLOYMENT INSURANCE AMENDMENTS, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Davis	Hale	Spencer
Mansell			

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On motion of Senator Hillyard, the circle was removed from **H.B. 242, REVIEW OF SALES AND USE TAX EXEMPTIONS**, and it was before the Senate. Senator Hillyard explained the bill. Senators Peterson and Stephenson commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Blackham	Hale	Spencer	Mansell
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H.B. 6, STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION, was read the second time. Senator Buttars explained the bill. Senators Waddoups, Walker, Hickman, and Blackham commented.

On motion of Senator Buttars, the bill was circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2001

The House requests the return of **S.B. 48, PASSENGER LIMITATIONS FOR YOUNG DRIVERS**, by Senator K. Hale, for reconsideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Valentine, **S.B. 48** was returned to the House

SECOND READING CALENDAR

H.B. 208, CONFORMING AMENDMENTS TO REPEAL OF HEALTH POLICY COMMISSION, was read the second time. Senator Bramble explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Blackham	Hale	Spencer
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H.B. 75, NAVAJO REVITALIZATION FUND AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Blackham	Hale	Spencer
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H.B. 196, DUI – PROBATION AMENDMENTS, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Spencer
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On motion of Senator Waddoups **H.B. 196** was placed on Third Reading Table due to fiscal impact.

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H.B. 200, IGNITION INTERLOCK AMENDMENTS, was read the second time. Senator Waddoups explained the bill. Senator Mansell commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Dmitrich	Hale	Spencer
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H.B. 201, REVISIONS TO DRIVING UNDER THE INFLUENCE, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Hale	Spencer	Wright
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On motion of Senator Poulton, the circle was removed from **1st Sub. S.B. 100**, INSURANCE LAW AMENDMENTS, and it was before the Senate.

On motion of Senator Poulton, the following substitute bill replaced the original bill.

INSURANCE LAW AMENDMENTS

2nd Sub. S.B. 100

L. Steven Poulton

THIS ACT MODIFIES THE INSURANCE CODE AND RELATED PROVISIONS BY ADDRESSING ISSUES RELATED TO THE INSURANCE

BUSINESS IN GENERAL, HEALTH INSURANCE, LIFE INSURANCE, AND PROPERTY INSURANCE. THE ACT STANDARDIZES DEFINITION OF TERMS AND MAKES OTHER TECHNICAL CHANGES. THE ACT CHANGES TERMINOLOGY FROM "DISABILITY INSURANCE" TO "ACCIDENT AND HEALTH INSURANCE." THE ACT DEFINES THE SCOPE AND APPLICABILITY OF CERTAIN PROVISIONS INCLUDED IN THIS ACT. THE ACT IMPOSES CERTAIN REQUIREMENTS ON HEALTH ORGANIZATIONS THAT ARE IMPOSED ON INSURERS. THE ACT ADDRESSES THE CONDITIONS GOVERNING THE ISSUANCE AND RENEWAL OF CERTIFICATES OF AUTHORITY, INCLUDING ALLOWING THE COMMISSIONER TO ENTER INTO INTERSTATE COMPACTS. THE ACT ADDRESSES THE FORM OF AND INFORMATION REQUIRED IN STATEMENTS FILED WITH THE DEPARTMENT INCLUDING PERMITTING THE DEPARTMENT TO ACCEPT DOCUMENTS COMPLYING WITH NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS REQUIREMENTS INSTEAD OF STATUTORY REQUIREMENTS. THE ACT ADDRESSES THE REQUIREMENTS OF MINIMUM CAPITAL AND PERMANENT SURPLUS AS WELL AS THE AMOUNT OF THE DEPOSIT EACH AUTHORIZED ORGANIZATION SHALL MAINTAIN WITH THE COMMISSIONER. THE ACT ADDRESSES ISSUES RELATED TO FORMATION, CANCELLATION, AND REQUIRED PROVISIONS OF INSURANCE CONTRACTS. THE ACT REDEFINES THE QUALIFIED ASSETS THAT MAY BE USED IN DETERMINING THE FINANCIAL CONDITION OF AN INSURER. THE ACT CHANGES THE REQUIREMENTS FOR TITLE INSURANCE RESERVES. THE ACT REQUIRES THAT ALL DOCUMENTS AND AGREEMENTS THAT CONSTITUTE A LIFE INSURANCE POLICY SHALL BE DEFINED AND ATTACHED TO THE POLICY. THE ACT CREATES NOTIFICATION REQUIREMENTS FOR TERMINATION OF A GROUP OR BLANKET LIFE INSURANCE POLICY. THE ACT MODIFIES THE RESPONSIBILITIES OF THE HEALTH BENEFIT PLAN COMMITTEE. THE ACT EXPANDS THE COMMISSIONER'S RULEMAKING RESPONSIBILITIES FOR MEDICARE SUPPLEMENTAL POLICIES. THE ACT REQUIRES A POLICY SUMMARY OR ILLUSTRATION TO BE DELIVERED WITH A LIFE INSURANCE POLICY. THE ACT REQUIRES, IN CERTAIN CIRCUMSTANCES, MONTHLY REPORTS ON AN ACCIDENT AND HEALTH RIDER OR SUPPLEMENTAL BENEFIT. THE ACT ADDRESSES MATERNITY BENEFITS REQUIRED IN A CONVERSION POLICY. THE ACT CHANGES THE REQUIREMENTS AND RESTRICTIONS ON LONG-TERM CARE INSURANCE POLICIES. THE ACT MODIFIES THE LICENSING, CONTINUING EDUCATION, AND EXAMINATION REQUIREMENTS FOR

AGENTS, BROKERS, CONSULTANTS, THIRD PARTY ADMINISTRATORS, AND INDEPENDENT OR PUBLIC ADJUSTERS. THE ACT ALSO ADDRESSES THE TERMINATION OF LICENSES FOR AGENTS, BROKERS, CONSULTANTS, THIRD PARTY ADMINISTRATORS, AND INDEPENDENT OR PUBLIC ADJUSTERS. THE ACT EXPANDS THE LIST OF ACTIVITIES THAT QUALIFY AS UNFAIR MARKETING PRACTICES. THE ACT ADDRESSES THE HANDLING OF ESCROW FUNDS BY TITLE INSURANCE AGENTS. THE ACT REQUIRES TITLE INSURANCE AGENTS TO MAKE DISCLOSURES TO LOAN APPLICANTS PURCHASING TITLE INSURANCE. THE ACT REQUIRES A FINANCIAL INSTITUTION TO MAINTAIN CUSTOMER PRIVACY BY ENSURING CONFIDENTIALITY OF INSURANCE INFORMATION. THE ACT ADDRESSES SHARING COMMISSIONS FOR REFERRALS OF POTENTIAL CUSTOMERS. THE ACT ADDRESSES CONTINUANCE OF COVERAGE BY HEALTH MAINTENANCE ORGANIZATIONS.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Mayne, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Mayne, the circle was removed from **1st Sub. S.B. 108**, LICENSURE OF MOTOR VEHICLES, and it was before the Senate.

On motion of Senator Mayne, the following substitute bill replaced the original bill.

LICENSURE OF MOTOR VEHICLES

2nd Sub. S.B. 108

E. P. Mayne

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY REQUIRING APPLICANTS FOR NEW VEHICLE REGISTRATION TO SHOW A VALID DRIVER LICENSE.

On motion of Senator Mayne, the bill was circled.

* * *

On motion of Senator Poulton, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:30 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 8, 2001

The House passed, **S.B. 47**, **BALLOT REQUIREMENTS ON LEGISLATIVE AND INITIATIVE PROPOSALS**, by Senator M. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 104**, **MENTAL HEALTH PRACTICE AMENDMENTS**, by Senator K. Hale, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 105**, **STATE SETTLEMENT AGREEMENTS AMENDMENTS**, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 111**, **CONFLICT OF INTEREST INVESTIGATIONS INTO ALLEGATION OF CHILD ABUSE OR NEGLECT**, by Senator D.C. Buttars, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 113**, **UINTAH BASIN REVITALIZATION FUND AMENDMENTS**, by Senator B. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 47, **S.B. 104**, **S.B. 105**, **S.B. 111**, and **S.B. 113** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 8, 2001
 The House passed, as amended, **S.B. 122**, MOTOR VEHICLE INSURANCE AMENDMENTS, by Senator M. Waddoups, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **S.B. 122**, as amended, was placed on the Concurrence Calendar.

* * *

Mr. President: February 8, 2001
 The House passed, as amended, **H.B. 28**, INDEPENDENT ENTITIES ACT, by Representative R. Bigelow, and it is transmitted for consideration; and

The House passed **H.B. 92**, SPAY AND NEUTER LICENSE PLATE, by Representative J. Biskupski, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 126**, AMENDMENTS TO SALES AND USE TAX EXEMPTION FOR MEALS, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 210**, RETIREMENT OF PUBLIC SAFETY OFFICIALS, by Representative R. Bigelow, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 28**, as amended, **H.B. 92**, **1st Sub. H.B. 126**, and **1st Sub. H.B. 210** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 8, 2001

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

- S.B. 126** Payment of Insurance Claims (J. Valentine)
- S.B. 245** Consumer Protection Amendments (M. Dmitrich)
- H.B. 107** Tourism Marketing Amendments (S. Allen)

Education

H.B. 80 Teacher Transfers (M. Thompson)

Energy, Natural Resources & Agriculture

H.B. 108 Requirements for Posting Boundaries of Hunting Units
(C. Buttars)

H.B. 244 Modifying the Electric Deregulation and Customer
Choice Task Force (T. Hatch)

1st Sub. H.C.R. 3 Resolution Supporting Flaming Gorge Dam and Reservoir
and Glen Canyon Dam and Lake Powell (G. Snow)

Health & Environment

S.B. 172 Postconviction Dna Testing (L. Hillyard)

S.B. 175 Rural Access to Health Care Providers (L. Blackham)

Human Services

H.B. 219 Task Force on Family Conflict Resolution (A.L. Tyler)

H.B. 257 Mandatory Child Protective Service Requirements
(M. Throckmorton)

Judiciary

2nd Sub. H.B. 220 Burglary Amendments (K. Bryson)

H.B. 258 Criminal Sentencing Amendments (S. Daniels)

Quasi-Governmental Entities

S.B. 265 Sick Leave Amendments (G. Davis)

Revenue & Taxation

H.B. 78 Sales and Use Tax – Sales Relating to Schools
(B. Johnson)

State & Local Affairs

S.B. 187 Prohibiting State Departments and Entities from
Employing Contract Lobbyists (B. Evans)

S.B. 251 Prohibiting Employment of Relatives – Amendments
(L. Hillyard)

Transportation & Public Safety

S.B. 49 Aviation Fuel Tax (J. Valentine)

S.C.R. 3 Resolution Approving Settlement by Utah Department of
Transportation (P. Knudson)

H.B. 30 Vehicle Towing and Reporting Requirements (J. Gowans)
H.B. 85 School Bus – Vehicle Safety Requirements
(N. Hendrickson)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

On motion of Senator Jenkins, **S.J.R. 10** was lifted from Rules and placed on the Second Reading Calendar

SECOND READING CALENDAR

On motion of Senator Jenkins, under suspension of the rules, **S.J.R. 10, RESOLUTION RECOGNIZING PEERY’S EGYPTIAN THEATER**, was read the second and third times. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Julander
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S.J.R. 10 was transmitted to the House.

* * *

On motion of Senator Hickman, a bill file will be opened to honor the Tony–award winning Utah Shakespearean Festival.

* * *

H.B. 81, ALCOHOLIC BEVERAGE SERVER TRAINING AMENDMENTS, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Julander
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H.B. 189, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, was read the second time.

On motion of Senator Hickman, the bill was circled.

* * *

On motion of Senator Stephenson, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Stephenson, the circle was removed from **3rd Sub. S.B. 27, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS FOR MINING ESTABLISHMENTS**, and it was before the Senate. Senator Stephenson explained the bill.

On motion of Senator Mayne, the bill was amended as follows:

1. Page 2, Line 31
Senate 2nd Reading Amendments
2-6-2001:
After “(c)” insert “(i) except as provided in Subsection (1)(c)(ii).”
2. Page 2, Line 32
Senate 2nd Reading Amendments
2-6-2001:
After Line 32 insert:

“(i) notwithstanding Subsection (1)(c)(i), “mining establishment” does not include an establishment described in Industry Group 2122, Metal Ore Mining, of NAICS; and”

- 3. Page 3, Line 66
Senate 2nd Reading Amendments
2-6-2001:
After ”(c)” insert “(i) except as provided in Subsection (1)(c)(ii).”

- 4. Page 3, Line 67
Senate 2nd Reading Amendments
2-6-2001:
After Line 67 insert:
“(ii) notwithstanding Subsection (1)(c)(i), “mining establishment” does not include an establishment described in Industry Group 2122, Metal Ore Mining, of NAICS; and”

Senators Buttars and Dmitrich commented. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Knudson	Mayne	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Hillyard	Julander	Peterson	Spencer
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Absent or not voting were: Senators

Blackham	Hale
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Senator Dmitrich declared a conflict of interest.

3rd Sub. S.B. 27, as amended, was transmitted to the House.

SECOND READING CALENDAR

H.B. 58, SCHOOL UNIFORM AMENDMENTS, was read the second time. Senator Julander explained the bill. Senators Buttars and Spencer commented.

On motion of Senator Julander, the bill was circled.

* * *

H.B. 64, TUITION WAIVERS FOR WARDS OF THE STATE, was read the second time. Senator Buttars explained the bill. Senator Hillyard commented.

On motion of Senator Buttars, the bill was circled.

* * *

H.B. 61, MEDICAL EXAMINER AUTHORITY, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Knudson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Hale	Hickman	Julander
Mayne			

On motion of Senator Blackham, **H.B. 61** was placed on Third Reading Table due to fiscal impact.

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H.B. 232, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS, was read the second time.

On motion of Senator Eastman, the bill was circled.

* * *

1st Sub. H.B. 26, CRIMINAL RESTITUTION AMENDMENTS, was read the second time.

On motion of Senator Spencer, the bill was amended as follows:

1. Page 7, Lines 208 – 210:
Delete lines 208 through 210, and renumber the remaining subsections accordingly.
2. Page 16, Lines 478 – 480:
Delete lines 478 through 480.

The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hale	Hickman	Mayne
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H.B. 15, BICYCLE LAW AMENDMENTS, was read the second time. Senator Eastman explained the bill. Senators Steele, Valentine, Jenkins, Gladwell, and Walker commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Hillyard
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1st Sub. H.B. 74, UNAUTHORIZED CONTROL OF A MOTOR VEHICLE AMENDMENTS, was read the second time. Senator Suazo explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hale	Hillyard	Steele
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H.B. 76, MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT MODIFICATIONS, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Davis	Hale	Hillyard
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1st Sub. H.B. 214, CORRIDOR PRESERVATION FUNDING DISTRIBUTION, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Hillyard
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H.C.R. 4, RESOLUTION ON CENTENNIAL OF DAUGHTERS OF UTAH PIONEERS, was read the second time. Senator Walker explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Hillyard
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* * *

On motion of Senator Mayne, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Mayne, the circle was removed from **2nd Sub. S.B. 108, LICENSURE OF MOTOR VEHICLES**, and it was before the Senate. Senator Mayne explained the bill. Senators Spencer and Valentine commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Hillyard
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2nd Sub. S.B. 108 was transmitted to the House.

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On motion of Senator Hickman, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Bramble, the circle was removed from **H.B. 232, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS**, and it was before the Senate. Senator Bramble explained the bill.

On motion of Senator Evans, the bill was circled.

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H.B. 88, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Hale Hillyard

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H.B. 202, 511 COMMUNICATIONS SYSTEM, was read the second time. Senator Waddoups explained the bill. Senators Hickman and Peterson commented. The bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Evans	Gladwell	Hellewell
Hillyard	Jenkins	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Bramble Hickman Julander

Absent or not voting were: Senators

R. Allen Blackham Hale

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On motion of Senator Valentine and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Friday, February 9, 2001.

TWENTY-SIXTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Roll Call— All Senators present, except Senator Hale, excused.

Prayer —Haven J. Barrow, Past Senate President

Pledge of Allegiance —Senator Julander

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2001

The House passed, upon reconsideration, as amended, **S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, by Senator K. Hale, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

S.B. 48, as amended, was placed on the Concurrence Calendar.

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Mr. President: February 9, 2001

The House passed, as substituted and amended, **1st Sub. H.B. 7**, RECODIFICATION AND AMENDMENTS OF REDEVELOPMENT AGENCIES STATUTES, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 67**, PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 98**, ENTERPRISE ZONE AMENDMENTS, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 233**, PROPERTY AND CASUALTY GUARANTY ASSOCIATION ACT, by Representative G. Adair, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 7**, as amended, **H.B. 67**, as amended, **1st Sub. H.B. 98**, as amended, and **H.B. 233** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 8, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 83**, SMALL EMPLOYER PURCHASING ALLIANCE AMENDMENTS, by Senator L. Blackham; and

The Business, Labor, and Economic Development Committee recommends **S.B. 132**, VETERINARY PRACTICE ACT AMENDMENTS, by Senator B. Wright, be replaced and favorably recommends **1st Sub. S.B. 132**, VETERINARY PRACTICE ACT AMENDMENTS; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 148**, CONSTRUCTION BID LIMIT AMENDMENTS, by Senator H. Stephenson, with the following amendments:

1. Page 4, Line 97:
Delete “(a)” and delete “loss of county or” and insert “probation period established by rule of the department, wherein all projects of the county or municipality shall receive prior review and approval of the Privatization Policy Board created under Section 63-55a-2 if:
(a) the project has an estimated cost of more than 50% of the bid limit;
and
(b) the work is being performed by force account.”
2. Page 4, Lines 98-101:
Delete all of lines 98 through 101; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 179**, VOLUNTARY CONTRIBUTIONS ACT, by Representative C. Bennion.

Dan R. Eastman, Chair; and

Mr. President: February 8, 2001

The Education Committee reports a favorable recommendation on **S.B. 75**, PUBLIC EDUCATION CURRICULUM AMENDMENTS, by Senator B. Wright, with the following amendments:

1. Page 2, Line 30:
After “(ii)” insert “(A)”
2. Page 2, Line 32:
After line 32 insert:
“(B) Subsection (1)(b)(ii)(A) does not preclude an instructor from responding to a spontaneous question on a one-to-one basis with the student who raised the question or referring the student to a school counselor for a response as long as the response is consistent with the provisions of this section.”; and

The Education Committee reports a favorable recommendation on **H.B. 40**, FUNDING FOR TEXTBOOKS, by Representative M. Stephens, et al; and

The Education Committee reports a favorable recommendation on **S.B. 169**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson, with the following amendments:

1. Page 1, Line 8:
After “increase of” insert “up to”
2. Page 1, Line 17:
After line 17 insert:
“53A-1a-505, as enacted by Chapter 231, Laws of Utah 1998”
3. Page 1, Line 17:
After line 17 insert:
“53A-1a-506, as enacted by Chapter 231, Laws of Utah 1998”
4. Page 2, Line 29:
After “by” insert “up to”
5. Page 2, Line 30:
After line 30 insert:
“(c) (i) The additional charter schools authorized under Subsections (1)(a) and (b) may be established only after an applicant (A) has sought and been denied sponsorship by a local school board under Section 53A-1a-515; and(B) subsequently seeks and is granted sponsorship by the State Board of Education under Section 53A-1a-505.
(ii) (A) In accordance with Title 63, Chapter 46a, Utah Administrative RULEMAKING Act, the State Board of Education shall make a rule providing a timeline that would allow an applicant denied sponsorship

by a local school board to apply for and receive sponsorship approval by the State Board of Education and begin operating in the same school year as anticipated in its original application to the local school board. (B) The timeline shall be consistent with the application and approval process set out in Section 53A-1a-515.”

6. Page 2, Line 33:

After line 33 insert:

“Section 2. Section 53A-1a-505 is amended to read:

53A-1a-505 Sponsors of charter schools -- Application process.

(1) An applicant for a charter school shall seek sponsorship of its charter from the State Board of Education, except that an existing public school seeking to convert to a charter school must be sponsored by a local school board as provided in Section 53A-1a-515.

(2) (a) (i) The applicant shall also provide a copy of the application to the local school board of the school district in which the proposed charter school shall be located either before or at the same time it files its application with the state board.

(ii) The local board shall review the application and may offer suggestions or recommendations to the applicant or the state board prior to its acting on the application.

(iii) The state board shall give due consideration to suggestions or recommendations made by the local school board under Subsection (2)(a)(ii).

(b) The State Board of Education shall review and, by majority vote, either approve or deny the application within 60 days after the application is received by the board.

(c) The state board’s action under Subsection (2)(b) is final action subject to judicial review.

(3) (a) The applicant and the state board shall set forth the terms and conditions for the operation of the charter school in a written contractual agreement.

(b) The contract is the school’s charter.

(4) The State Office of Education and the school district in which the school is to be located may provide technical assistance to an applicant upon written request.”

Renumber remaining sections accordingly.

7. Page 2, Line 33:

After line 33 insert:

Section 53A-1-506 is amended to read:

53A-1a-506. Eligible students.

(1) All resident students of the state qualify for admission to a charter school, subject to the limitations set forth in this section.

(2) (a) A charter school shall enroll an eligible student who submits a timely application, unless the number of applications exceeds the capacity of a program, class, grade level, or the school.

(b) (i) If the number of applications exceeds the capacity of a program, class, grade level, or the school, then students shall be selected on a random basis except that the school may give preference to a student of a parent who has actively participated in the development of the school and to siblings of students presently enrolled in the school [~~not to exceed 20% of the student population for preferential selection~~].

(ii) The school may give preference to students who reside within the school district in which the school is located.

(c) When a public school converts to charter status, the school shall give enrollment preference to students who would have otherwise attended it as a regular public school.

(3) A charter school may not discriminate in its admission policies or practices on the same basis as other public schools may not discriminate in their admission policies and practices.”

Renumber remaining sections accordingly.

8. Page 2, Line 39:

After “charter” insert “except that an existing public school converting to charter status shall sign its charter with the sponsoring local school board under Section 53A-1a-515”

Bill Wright, Chair; and

Mr. President:

February 8, 2001

The Health and Environment Committee reports a favorable recommendation on **S.B. 197**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE – REPEAL OF QUALITY REVIEW REQUIREMENTS, by Senator D. Gladwell; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 89**, RURAL PHARMACY CHANGES, by Representative L. Pace; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 185**, REPEAL OF MAMMOGRAPHY QUALITY ASSURANCE ADVISORY COMMITTEE, by Representative L. Pace.

Peter C. Knudson, Chair; and

Mr. President:

February 8, 2001

The Human Services Committee recommends **S.B. 59**, LICENSING OF GENETIC COUNSELORS, by Senator P. Julander, be replaced and favorably recommends **1st Sub. S.B. 59**, LICENSING OF GENETIC COUNSELORS; and

The Human Services Committee reports a favorable recommendation on **S.B. 147**, EXTENDING CHILD VISITATION FOR DIVORCED FAMILIES, by Senator T. Spencer, with the following amendments:

1. Page 2, Line 44:
Delete "caregiver" and insert "custodial parent"
2. Page 3, Line 62:
Delete "caregiver" and insert "custodial parent"; and

The Human Services Committee recommends **H.B. 83**, CHILD WELFARE AMENDMENTS, by Representative W. Harper, be replaced and favorably recommends **1st Sub. H.B. 83**, CHILD WELFARE AMENDMENTS; and

The Human Services Committee reports a favorable recommendation on **H.B. 224**, NOTICE AND REASONABLE EFFORTS FOR CHILDREN IN CUSTODY ON GROUNDS OTHER THAN ABUSE OR NEGLECT, by Representative M. Throckmorton.

John W. "Bill" Hickman, Chair; and

Mr. President:

February 8, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 76**, PROPERTY TAX APPEAL AMENDMENTS, by Senator C. Bramble.

Curtis S. Bramble, Chair; and

Mr. President:

February 8, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 138**, MINIMUM WAGE APPLICABILITY, by Senator H. Stephenson; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 152**, MEDICAL EXPENSES OF COUNTY INMATES, by Senator M. Waddoups; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 158**, MANUFACTURED HOUSING DEVELOPMENT EQUAL TREATMENT, by Senator D.C. Buttars; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 91**, STATE CAPITOL PRESERVATION BOARD AMENDMENTS, by Representative R. Becker.

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 231**, ELECTORAL COLLEGE AMENDMENTS, by Representative D. Clark.

Carlene M. Walker, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 83**, **1st Sub. S.B. 132**, **S.B. 148**, as amended, **1st Sub. H.B. 179**, **S.B. 75**, as amended, **H.B. 40**, **S.B. 169**, as amended, **S.B. 197**, **H.B. 89**, **H.B. 185**, **1st Sub. S.B. 59**, **S.B. 147**, as amended, **1st Sub. H.B. 83**, **H.B. 224**, **S.B. 76**, **S.B. 138**, **S.B. 152**, **S.B. 158**, **H.B. 91**, and **H.B. 231** were placed on Second Reading Calendar.

* * *

Mr. President: February 8, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 204**, REPEAL OF LICENSING ALARM RESPONSE RUNNERS, by Senator D. Eastman, and recommends it be considered read for the second time and placed on the Consent Calendar.

Dan R. Eastman, Chair; and

Mr. President: February 8, 2001

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 79**, PERSONS WITH A DISABILITY – TECHNICAL REVISIONS, by Representative T. McCartney, and recommends it be considered read for the second time and placed on the Consent Calendar.

John W. “Bill” Hickman, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 204** and **1st Sub. H.B. 79** were considered read the second time and placed on Consent Calendar.

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Mr. President:

February 8, 2001

The Business, Labor, and Economic Development Committee has returned **S.B. 107, PURPOSES OF TRANSIENT ROOM TAX**, by Senator L. Blackham, to the Rules Committee.

Dan R. Eastman, Chair

On motion of Senator Poulton, the committee report was adopted. **S.B. 107** was returned to Rules.

* * *

On motion of Senator Buttars, Jack Monnett, home schooling spokesman, spoke in Committee of the Whole.

On motion of Senator Buttars, the Committee of the Whole was dissolved.

CONCURRENCE CALENDAR

On motion of Senator Ron Allen, the Senate voted to concur in the House amendments to **S.B. 29, FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK AMENDMENTS**. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Bramble	Hale	Hickman	Julander
Stephenson	Suazo	Valentine	

S.B. 29 was returned to the House.

* * *

On motion of Senator Hellewell, the Senate voted to concur in the House amendments to **S.B. 38, HIGHWAY AUTHORITY WINTER ROAD CLOSURE**. The bill, as amended, passed on the following roll call:

Yeas, 16; Nays, 9; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Buttars	Eastman
Evans	Gladwell	Hellewell	Hillyard
Knudson	Peterson	Poulton	Spencer
Steele	Stephenson	Waddoups	Wright

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	Hickman
Jenkins	Julander	Mayne	Walker
Mansell			

Absent or not voting were: Senators

Bramble	Hale	Suazo	Valentine
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S.B. 38 was returned to the House.

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On motion of Senator Hellewell, the Senate voted to concur in the House amendments to **S.B. 41**, UTAH COORDINATE SYSTEM AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Bramble	Hale	Hickman	Suazo
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S.B. 41 was returned to the House.

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On motion of Senator Ron Allen, the Senate voted to concur in the House amendments to **1st Sub. S.B. 98**, LOCATING TELECOMMUNICATIONS FACILITIES. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hickman	Suazo
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1st Sub. S.B. 98 was returned to the House.

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On motion of Senator Waddoups, the Senate voted to concur in the House amendments to **S.B. 122, MOTOR VEHICLE INSURANCE AMENDMENTS**. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Suazo
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S.B. 122 was returned to the House.

THIRD READING CALENDAR

H.B. 60, JUSTICE COURT AMENDMENTS, was read the third time.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 18
At the end of the line, after “(2)” insert a period.
House Floor Amendments
1-22-2001:

2. Page 1, Lines 18a – 18b
House Floor Amendments
1-22-2001:
Delete lines 18a, 18a1, and 18b, and insert
“(i) A justice court judge employed by one entity may not receive a salary greater than 85% of the salary of a district court judge.
(ii) A justice court judge employed by more than one entity as a justice court judge, may not receive a total salary for service as a justice court judge greater than the salary of a district court judge.”

The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Suazo
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H.B. 60, as amended, was returned to the House.

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H.B. 218, STATE HIGHWAY ACCESS MANAGEMENT, was read the third time, explained by Senator Buttars, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Gladwell	Hale	Hellewell	Suazo
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H.B. 218 was signed by the President of the Senate in open session and returned to the House.

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H.B. 52, UNEMPLOYMENT INSURANCE AMENDMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative was: Senator

Hickman

Absent or not voting was: Senator

Hale

H.B. 52 was signed by the President of the Senate in open session and returned to the House.

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H.B. 242, REVIEW OF SALES AND USE TAX EXEMPTIONS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative was: Senator

Peterson

Absent or not voting were: Senators

Blackham	Hale	Steele
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H.B. 242 was signed by the President of the Senate in open session and returned to the House.

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H.B. 208, CONFORMING AMENDMENTS TO REPEAL OF HEALTH POLICY COMMISSION, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Gladwell	Hale	Spencer
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H.B. 208 was signed by the President of the Senate in open session and returned to the House.

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H.B. 75, NAVAJO REVITALIZATION FUND AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Gladwell	Hale	Spencer
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H.B. 75 was signed by the President of the Senate in open session and returned to the House.

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H.B. 200, IGNITION INTERLOCK AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Gladwell	Hale	Spencer
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H.B. 200 was signed by the President of the Senate in open session and returned to the House.

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H.B. 81, ALCOHOLIC BEVERAGE SERVER TRAINING AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Steele
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H.B. 81 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Poulton, Senator Orrin Hatch spoke in Committee of the Whole. Senators Valentine, Knudson, and Mayne commented

On motion of Senator Poulton, the Committee of the Whole was dissolved.

* * *

1st Sub. H.B. 26, CRIMINAL RESTITUTION AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Buttars	Hale	Poulton
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1st Sub. H.B. 26, as amended, was returned to the House.

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H.B. 15, BICYCLE LAW AMENDMENTS, was read the third time, explained by Senator Eastman, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative was: Senator Blackham

Absent or not voting were: Senators

Buttars	Hale	Poulton
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H.B. 15 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 74, UNAUTHORIZED CONTROL OF A MOTOR VEHICLE AMENDMENTS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Davis	Hale	Poulton
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1st Sub. H.B. 74 was signed by the President of the Senate in open session and returned to the House.

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H.B. 76, MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT MODIFICATIONS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Dmitrich	Hale
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H.B. 76, as amended, was returned to the House.

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1st Sub. H.B. 214, CORRIDOR PRESERVATION FUNDING DISTRIBUTION, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Buttars	Dmitrich	Hale
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1st Sub. H.B. 214 was signed by the President of the Senate in open session and returned to the House.

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H.C.R. 4, RESOLUTION ON CENTENNIAL OF DAUGHTERS OF UTAH PIONEERS, was read the third time, explained by Senator Walker, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Buttars	Dmitrich	Hale
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H.C.R. 4 was signed by the President of the Senate in open session and returned to the House.

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H.B. 88, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, was read the third time, explained by Senator Waddoups.

On motion of Senator Hillyard, the bill was amended as follows:

- Page 18, Line 536b:
Delete "January" and insert "July"

The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans

Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Dmitrich Hale

H.B. 88, as amended, was returned to the House.

* * *

H.B. 202, 511 COMMUNICATIONS SYSTEM, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Voting in the negative was: Senator

Wright

Absent or not voting were: Senators

Dmitrich Hale

H.B. 202 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 9, 2001

The House passed, **S.B. 125**, AGING AND ADULT SERVICES AMENDMENTS, by Senator D. Eastman, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 125 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

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Mr. President:

February 9, 2001

The House concurred in the Senate amendments and passed **H.B. 206**, COUNTRIES ACCUMULATION OF RETAINED EARNINGS, by Representative T. Hatch, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 213**, FISHING LICENSE EXEMPTION FOR YOUTH IN YOUTH CORRECTIONS, by Representative B. Johnson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.J.R. 2**, RESOLUTION ON SOCIAL SECURITY, by Representative J. Ferrin, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 206, H.B. 213, H.J.R. 2 were signed by the President of the Senate in open session and returned to the House.

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Mr. President:

February 9, 2001

The House passed, as substituted, **3rd Sub. H.B. 56**, UTAH UNIFORM SECURITIES ACT AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed **H.B. 259**, CHARITABLE SOLICITATIONS ACT AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **3rd Sub. H.B. 56** and **H.B. 259** were read the first time and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Poulton, the circle was removed from **2nd Sub. S.B. 100**, INSURANCE LAW AMENDMENTS, and it was before the Senate. Senator Poulton explained the bill. Senators Blackham, Davis, Knudson, and Ron Allen commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Hale	Spencer	Steele	Wright
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On motion of Senator Hillyard, the circle was removed from **H.B. 64**, TUITION WAIVERS FOR WARDS OF THE STATE, and it was before the Senate. Senator Buttars explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Mansell

Absent or not voting were: Senators

Hale	Spencer	Steele	Walker
Wright			

On motion of Senator Blackham, **H.B. 64** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Poulton and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Monday, February 12, 2001.

TWENTY-NINTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Prayer— Reverend Ron Holdsworth, Granger Community Christian Church

Roll Call— All Senators present except Senators Gladwell and Hale, excused.

Pledge of Allegiance — Senator Dmitrich

READING OF TITLES OF BILLS AND RESOLUTIONS

(PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 9, 2001

The House passed, as substituted and amended, **1st Sub. H.B. 105, LICENSURE OF ESTHETICIANS AND NAIL TECHNICIANS**, by Representative S. Allen, and it is transmitted for consideration; and

The House passed, upon reconsideration, **1st Sub. H.B. 110, SALES TAX REFUND FOR QUALIFIED EMERGENCY FOOD AGENCIES**, by Representative J. Buffmire, and it is transmitted for consideration; and

The House passed **H.C.R. 5, RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE**, by Representative L. Shurtliff, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 105**, as amended, **1st Sub. H.B. 110**, and **H.C.R. 5** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 9, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

S.B. 63 Residential Property Tax Exemption – Secondary Residences (E. Mayne)

S.B. 186 Payment of Wages Amendments (P. Suazo)

- S.B. 192** Repeal of Residence Lien Recovery Fund (P. Hellewell)
S.B. 225 Appropriation to Memory Grove Foundation (P. Suazo)

Education

- S.B. 185** Appropriation for 21st Century Library Initiative
 (B. Evans)
H.B. 211 Tuition Waivers for Teachers (W. Harper)

Energy, Natural Resources & Agriculture

- H.B. 169** Name of Special District Amendments (E. Anderson)
H.B. 173 Special Service District – Qualified Electors
 (D. Bowman)

Health & Environment

- S.B. 206** Task Force on Implementation of Water Fluoridation
 (L.S. Poulton)

Human Services

- H.B. 239** Support for Children in State Custody (E. Anderson)

Judiciary

- H.B. 188** Juvenile Courts – Rights of Parties (M. Thompson)

Revenue & Taxation

- S.B. 78** Taxation of Food (M. Waddoups)
S.B. 170 Utah Revised Limited Liability Company Act
 (J. Valentine)
H.B. 86 Government Revenue and Tax System Task Force
 (C. Bennion)
 State & Local Affairs
H.J.R. 6 Resolution Urging Congress to Regulate Poll Closing
 (C. Saunders)

Michael Waddoups
 Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

Mr. President: February 9, 2001
 The Rules Committee recommends that under suspension of the rules **1st Sub. H. B. 25**, Civil Stalking Amendments (L. Shurtliff), be substituted for **H.B. 25**, Civil Stalking Amendments (L. Shurtliff), and that **1st Sub. H. B. 25** be assigned to the Human Services Standing Committee.

Michael Waddoups
 Rules Committee Chair

Senator Suazo made a substitute motion to return the bill to Rules. Senator Spencer commented. Senator Suazo’s substitute motion failed.

Report filed. On motion of Senator Waddoups, the committee report was adopted.

On motion of Senator Waddoups, under suspension of the rules, **1st Sub. H.B. 25** was assigned to the Human Services Standing Committee.

* * *

On motion of Senator Steele, **S.B. 49** was lifted from Public Safety Standing Committee and assigned to Revenue and Taxation Standing Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 9, 2001
 The Judiciary Committee recommends **S.B. 109**, UTAH ANATOMICAL GIFT ACT AMENDMENTS, by Senator K. Hale, be replaced and favorably recommends **2nd Sub. S.B. 109**, UTAH ANATOMICAL GIFT ACT AMENDMENTS; and

The Judiciary Committee recommends **H.B. 199**, TRAFFIC STOP STATISTICS, by Representative D. Bourdeaux, be replaced and favorably recommends **1st Sub. H.B. 199**, TRAFFIC STOP STATISTICS.

David L. Gladwell, Chair; and

Mr. President: February 9, 2001
 The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 68**, ANNUAL LEAVE CONVERSION FOR STATE EMPLOYEES, by Representative J. Gowans; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 90**, RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, by Representative K. Holdaway.

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **2nd Sub. S.B. 109**, **1st Sub. H.B. 199**, **1st Sub. H.B. 68**, and **1st Sub. H.B. 90** were placed on Second Reading Calendar.

* * *

Mr. President:

February 9, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 234**, LAW ENFORCEMENT AND SPECIAL FUNCTION OFFICER AMENDMENTS, by Representative B. Goodfellow, and recommends it be considered read for the second time and placed on the Consent Calendar.

David H. Steele, Chair

On motion of Senator Steele, the committee report was adopted. **1st Sub. H.B. 234** was considered read for the second time and placed on Consent Calendar.

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On motion of Senator Dmitrich, Congressman Jim Matheson spoke in Committee of the Whole. Senators Ron Allen and Ed Allen commented.

On motion of Senator Dmitrich, the Committee of the Whole was dissolved.

CONCURRENCE CALENDAR

On motion of Senator Julander, the Senate refused to concur in the House amendments to **S.B. 48** and requests the House recede from its amendments to **S.B. 48**. **S.B. 48** was returned to the House.

THIRD READING CALENDAR

2nd Sub. S.B. 100, INSURANCE LAW AMENDMENTS, was read the third time.

On motion of Senator Poulton, the bill was circled.

SECOND READING CALENDAR

S.B. 84, STATE OLYMPIC AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hellewell	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Gladwell	Hale	Hickman	Jenkins
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S.B. 139, NONPROFIT CORPORATION ACT AMENDMENTS, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hellewell	Hickman	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Gladwell	Hale	Jenkins
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On motion of Senator Waddoups, the circle was removed from **1st Sub. S.B. 53, TRUST DEED LAW AMENDMENTS**, and it was before the Senate.

On motion of Senator Waddoups, the following substitute bill replaced the original bill.

TRUST DEED LAW AMENDMENTS

2nd Sub. S.B. 53

Michael G. Waddoups

THIS ACT MODIFIES PROVISIONS RELATED TO TRUST DEEDS. THE ACT ALTERS THE QUALIFICATIONS AND OUTLINES THE DUTIES FOR

TRUSTEES OF TRUST DEEDS. THE ACT MODIFIES PROVISIONS RELATING TO SUCCESSOR TRUSTEES. THE ACT ALTERS THE TRUSTEE’S REQUIREMENTS WHEN FILING A NOTICE OF DEFAULT. THE ACT ALTERS PROVISIONS RELATING TO THE TRUSTEE’S SALE OF TRUST PROPERTY AND THE PROCEEDS OF THE SALE. THE ACT MODIFIES THE REQUIREMENTS FOR THE SALE OF TRUST PROPERTY BY PUBLIC AUCTION. THE ACT AMENDS THE REQUIREMENTS FOR THE TRUSTEE’S COURSE OF ACTION ONCE A DEFAULT UNDER A TRUST DEED IS CURED. THE ACT DESIGNATES THE DETERMINATIVE VALUE FOR TRUST PROPERTY. THE ACT ESTABLISHES THE EFFECT OF AN ERRONEOUSLY RECORDED RECONVEYANCE OF A TRUST DEED. THE ACT ALSO MAKES TECHNICAL CORRECTIONS.

On motion of Senator Waddoups, the bill was circled.

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S.B. 151, UNIFORM COMMERCIAL CODE – TECHNICAL AMENDMENTS, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Hellewell	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Dmitrich	Gladwell	Hale	Hickman
Jenkins			

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S.B. 157, VEHICLE SAFETY INSPECTION AMENDMENTS, was read the second time. Senator Buttars explained the bill. Senator Hellewell commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans

Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Dmitrich	Gladwell	Hale	Jenkins
Valentine			

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1st Sub. S.B. 69, MEDICAL CLAIMS AMENDMENTS, was read the second time. Senator Blackham explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Dmitrich	Gladwell	Hale	Jenkins
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S.B. 119, CHILD WELFARE RECORDS AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senators Steele and Poulton commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Davis Gladwell Hale

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S.B. 136, PARENTING PLAN FOR DIVORCING PARENTS, was read the second time. Senator Hillyard explained the bill. Senators Spencer, Valentine, and Ed Allen commented.

On motion of Senator Hillyard, the bill was amended as follows:

- 1. Page 2, Lines 49–52:
Reinstate lines 49 –52

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Gladwell Hale

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S.B. 65, BONDING FOR SOLDIER HOLLOW GOLF COURSE, was read the second time. Senator Steele explained the bill. Senators Spencer, Evans, Ed Allen, and Buttars commented. The bill passed on the following roll call:

Yeas, 19; Nays, 7; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
Eastman	Evans	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Suazo
Waddoups	Walker	Mansell	

Voting in the negative were: Senators

Bramble	Buttars	Hillyard	Poulton
Stephenson	Valentine	Wright	

Absent or not voting were: Senators

R. Allen	Gladwell	Hale
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S.B. 66, ANIMAL FEEDING OPERATION GRANTS, was read the second time. Senator Blackham explained the bill. Senators Ed Allen, Walker, and Evans commented. Senator Blackham declared a conflict of interest. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative was: Senator

Julander

Absent or not voting were: Senators

Bramble	Gladwell	Hale
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S.B. 154, INDIGENT DEFENDANT LEGAL SERVICES, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Poulton

Spencer
Valentine
Mansell

Steele
Waddoups

Stephenson
Walker

Suazo
Wright

Absent or not voting were: Senators

Bramble

Gladwell

Hale

Peterson

* * *

S.B. 167, PENALTY FOR WRONGFUL MECHANICS' LIEN, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Poulton, the circle was removed from **2nd Sub. S.B. 100**, INSURANCE LAW AMENDMENTS, and it was before the Senate.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 2, Line 36:
Delete "The act requires a financial institution to maintain"
2. Page 2, Line 37:
Delete "customer privacy by ensuring confidentiality of insurance information."
3. Page 142, Line 4394:
After "contract" insert "and the health care provider contract"
4. Page 143, Line 4411:
After "owed by the" insert "insolvent"
5. Page 143, Line 4414:
After "owed by the" insert "insolvent"
6. Page 210, Line 6485:
At the beginning of the line delete "shall" and insert "may"

On motion of Senator Poulton, the bill was amended as follows:

1. Page 59, Line 1816:
After “each” insert “health maintenance”
2. Page 59, Line 1819:
After “(a) the” insert “health maintenance”
3. Page 60, Line 1844:
After line 1844 insert
“(3)(a)Each limited health plan authorized in this state shall maintain a deposit with the commissioner under Section 31A-2-206 in an amount equal to the minimum capital or permanent surplus plus 50% of the greater of:
(i).5 times minimum required capital; or
(ii)(A)during the first year of operation, 10% of the limited health plan’s projected uncovered expenditures for the first year of operation;
(B)during the second year of operation, 12% of the limited health plan’s projected uncovered expenditures for the second year of operation;
(C)during the third year of operation, 14% of the limited health plan’s projected uncovered expenditures for the third year of operation;
(D)during the fourth year of operation, 18% of the limited health plan’s projected expenditures during the fourth year of operation; or
(E)during the fifth year of operation, and during all subsequent years, 20% of the limited health plan’s projected uncovered expenditures for the previous 12 months.
(b)Projections of future uncovered expenditures shall be established in a manner that is approved by the commissioner.”

Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
Eastman	Evans	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative was: Senator
Hickman

Absent or not voting were: Senators

R. Allen Bramble Buttars Gladwell
Hale

2nd Sub. S.B. 100, as amended, was transmitted to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Poulton, the circle was removed from **S.B. 167**, PENALTY FOR WRONGFUL MECHANICS' LIEN, and it was before the Senate.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 25:
After "property" insert "or an original contractor or subcontractor who is affected by the lien"
2. Page 1, Line 26:
After "amount" delete "of" and insert "by which"
3. Page 1, Line 26:
After "lien" insert "exceeds the amount actually due"

The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

Jenkins Waddoups

Absent or not voting were: Senators

R. Allen Gladwell Hale

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On motion of Senator Knudson, the circle was removed from **1st Sub. S.B. 58, REPEAL OF NURSING FACILITIES ASSESSMENT**, and it was before the Senate.

On motion of Senator Knudson, the following substitute bill replaced the original bill.

REPEAL OF NURSING FACILITIES ASSESSMENT

2nd Sub. S.B. 58

Peter C. Knudson

THIS ACT REPEALS THE NURSING FACILITY ASSESSMENT ACT. THIS ACT APPROPRIATES FOR THE FISCAL YEAR 2001-02, \$1,300,000 FROM THE NURSING FACILITIES ACCOUNT TO THE UNIVERSITY OF UTAH HEALTH SCIENCE CENTER. THIS ACT MAKES CONFORMING AND TECHNICAL AMENDMENTS. THIS ACT COORDINATES APPROPRIATIONS. THE ACT TAKES EFFECT JULY 1, 2001.

Senator Knudson explained the bill. Senator Hickman commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen Gladwell Hale Steele

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 12, 2001

The Speaker of the House has signed **S.B. 29, FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK**

AMENDMENTS, by Senator R. Allen, et al, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 38**, HIGHWAY AUTHORITY WINTER ROAD CLOSURE AUTHORITY, by Senator P. Hellewell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 41**, UTAH COORDINATE SYSTEM AMENDMENTS, by Senator P. Hellewell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 98**, LOCATING TELECOMMUNICATIONS FACILITIES, by Senator R. Allen, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 122**, MOTOR VEHICLE INSURANCE AMENDMENTS, by Senator M. Waddoups, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 29, S.B. 38, S.B. 41, 1st Sub. S.B. 98, and S.B. 122 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President:

February 12, 2001

The House substituted and passed, **1st Sub. S.B. 106**, MUNICIPAL BOND SECURED TRANSACTIONS, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the bill was placed on the Concurrence Calendar.

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Mr. President:

February 12, 2001

The House passed **H.B. 106**, MOTOR VEHICLE FRANCHISE ACT AMENDMENTS, by Representative K. Garn, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 252**, JUDICIARY AMENDMENTS, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed **H.B. 254**, INSURANCE COMPANY NOTIFICATION REQUIREMENTS, by Representative C. Bennion, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 106**, **1st Sub. H.B. 252**, and **H.B. 254** were read the first time and referred to the Rules Committee.

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On motion of Senator Poulton and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 13, 2001.

THIRTIETH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Prayer— Fred Finlinson, former State Senator

Pledge of Allegiance— Thad Jensen

Roll Call – All Senators present except Senator Hale, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 12, 2001

The House passed, as amended, **H.B. 109**, AMENDMENTS TO THE INSURANCE LAW, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 117**, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 118**, MINERAL LEASE AMENDMENTS, by Representative M. Young, and it is transmitted for consideration; and

The House passed **H.B. 243**, APPROPRIATION FOR CAMP FLOYD – STAGECOACH INN STATE PARK, by Representative D. Cox, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 255**, INTERLOCAL COOPERATIVE ENTITIES RELATED TO NATURAL GAS, by Representative D. Peterson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 267**, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, by Representative M. Throckmorton, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 109**, as amended, **H.B. 117**, as amended, **H.B. 118**, **H.B. 243**, **H.B. 255**, as amended, and **H.B. 267**, as amended were read the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS

**CONCURRENT RESOLUTION URGING A
STATUE OF MARRINER S. ECCLES**

S.C.R. 4

Howard A. Stephenson

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES THAT A STATUE OF MARRINER S. ECCLES BE ERECTED, FOR PLACEMENT IN THE STATE CAPITOL, TO RECOGNIZE THE CONTRIBUTIONS OF MR. ECCLES TO THE FINANCIAL STRENGTH OF UTAH, THE UNITED STATES, AND ITS ECONOMY, was read for the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

January 29, 2001

The Rules Committee recommends **S.B. 42**, Equity in Prescription Coverage, by Sen. P. Julander, be replaced and favorably recommends **1st Sub. S.B. 42** Equity in Prescription Coverage.

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

To the Members of the Senate:

February 12, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

S.B. 254 Residence Liens Recovery Fund Amendments
(L. Hillyard)

H.B. 233 Property and Casualty Guaranty Association Act
(G. Adair)

Human Services

1st Sub. S.B. 42 Equity in Prescription Coverage (P. Julander)

Revenue & Taxation

S.C.R. 4 Concurrent Resolution Urging a Statue of Marriner S. Eccles (H. Stephenson)

- 1st Sub. H.B. 7** Recodification and Amendments of Redevelopment Agencies Statutes (W. Harper)
- 1st Sub. H.B. 126** Amendments to Sales and Use Tax Exemption for Meals (A. Bradshaw)

State & Local Affairs

- S.B. 161** Revenue Bond for Utah State Fair Park (P. Suazo)
- S.B. 163** Appropriation for Utah State Fair Corporation (P. Suazo)
- S.B. 211** Solemnization of Marriages (G. Davis)

Transportation & Public Safety

- S.B. 179** Unemployment Insurance – Native American Tribal Units (E. Mayne)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 12, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 159**, PUBLIC ACCESS TO BUDGETS AND FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES, by Senator H. Stephenson, with the following amendments:

1. Page 1, Line 24:
Delete “records” and insert “budget documents and financial statements”
2. Page 1, Line 25:
After “entity” delete the period and insert “if 50% or more of the public association’s:
(a) members are elected or appointed public officials from this state;
and
(b) membership dues or other financial support come from public funds from this state.”; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.J.R. 11**, RESOLUTION ON TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES, by Senator J. Valentine; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 78**, SALES AND USE TAX – SALES RELATING TO SCHOOLS, by Representative B. Johnson.

Curtis S. Bramble, Chair; and

Mr. President: February 12, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 187**, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS, by Senator B. Evans, with the following amendment:

- 1. Page 1, Line 20:
After “the” delete “institutional councils” Insert “Board of Trustees”;
and

The State and Local Affairs Committee reports a favorable recommendation on **H.J.R. 6**, RESOLUTION URGING CONGRESS TO REGULATE POLL CLOSING, by Representative C. Saunders.

Carlene M. Walker, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 159**, as amended, **S.J.R. 11**, **H.B. 78**, **S.B. 187**, as amended, and **H.J.R. 6** were placed on Second Reading Calendar.

* * *

Mr. President: February 12, 2001

The Human Services Committee reports a favorable recommendation on **H.B. 257**, MANDATORY CHILD PROTECTIVE SERVICE REQUIREMENTS, by Representative M. Throckmorton, and recommends it be considered read for the second time and placed on the Consent Calendar.

John W. “Bill” Hickman, Chair; and

Mr. President: February 12, 2001

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 37**, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Representative D. Ure, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 241**, JURISDICTION AMENDMENTS, by Representative S. Daniels,

and recommends it be considered read for the second time and placed on the Consent Calendar.

Carlene M. Walker, Chair

Committee reports were read and adopted. **H.B. 257, H.B. 37, and H.B. 241** were read the second time and placed on Consent Calendar.

CONCURRENCE CALENDAR

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **1st Sub. S.B. 106, MUNICIPAL BOND SECURED TRANSACTIONS**. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
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1st Sub. S.B. 106 was returned to the House.

CONSENT CALENDAR

H.B. 226, PROOF OF HUNTER EDUCATION, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Evans	Gladwell	Hellewell	Hickman
Hillyard	Julander	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative was: Senator
Jenkins

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Eastman
Hale	Knudson		

H.B. 226 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 230, SEARCH WARRANT AMENDMENT, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Davis	Dmitrich	Eastman	Hale
Knudson			

H.B. 230,as amended, was returned to the House.

* * *

THIRD READING CALENDAR

S.B. 84, STATE OLYMPIC AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard

Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
 Dmitrich Hale

S.B. 84 was transmitted to the House.

* * *

S.B. 139, NONPROFIT CORPORATION ACT AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
 Hale Knudson

S.B. 139 was transmitted to the House.

* * *

S.B. 151, UNIFORM COMMERCIAL CODE – TECHNICAL AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard

Jenkins	Julander	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Bramble	Hale	Knudson
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S.B. 151 was transmitted to the House.

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S.B. 157, VEHICLE SAFETY INSPECTION AMENDMENTS, was read the third time, explained by Senator Buttars, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Bramble	Eastman	Hale	Knudson
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S.B. 157 was transmitted to the House.

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1st Sub. S.B. 69, MEDICAL CLAIMS AMENDMENTS, was read the third time, explained by Senator Blackham. Senators Valentine and Ed Allen commented and the bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Mayne

Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Hale Knudson

1st Sub. S.B. 69 was transmitted to the House.

* * *

S.B. 119, CHILD WELFARE RECORDED AMENDMENTS, was read the third time.

On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 136, PARENTING PLAN FOR DIVORCING PARENTS, was read the third time.

On motion of Senator Hillyard, the bill was amended as follows:

- Page 4, Line 119:
After line 119, insert:
“(7) If the parents file inconsistent parenting plans, the court may appoint a guardian ad litem to represent the best interests of the child, who may, if necessary, file a separate parenting plan reflecting the best interests of the child.”

On motion of Senator Spencer, the bill was amended as follows:

- Page 2, Line 51:
After “custody” insert “or joint physical custody”

The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne

Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
 Blackham Hale

S.B. 136, as amended, was transmitted to the House.

* * *

S.B. 65, BONDING FOR SOLDIER HOLLOW GOLF COURSE, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators
 Buttars Hale Hillyard Wright

S.B. 65 was transmitted to the House.

* * *

S.B. 66, ANIMAL FEEDING OPERATION GRANTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars Hale

S.B. 66 was transmitted to the House.

* * *

S.B. 154, INDIGENT DEFENDANT LEGAL SERVICES, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Hale	Hickman
Hillyard			

S.B. 154 was transmitted to the House.

* * *

S.B. 167, PENALTY FOR WRONGFUL MECHANICS' LIEN, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Hillyard
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S.B. 167 was transmitted to the House.

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2nd Sub. S.B. 58, REPEAL OF NURSING FACILITIES ASSESSMENT, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Hillyard	Julander
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2nd Sub. S.B. 58 was transmitted to the House.

SECOND READING CALENDAR

1st Sub. S.B. 182, LIABILITY COVERAGE FOR SCHOOL DISTRICT AND SCHOOL EMPLOYEES, was read the second time. Senator Gladwell explained the bill. Senator Walker commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Hale	Hillyard	Julander	Steele
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1st Sub. S.B. 68, PLACEMENT OF CERTAIN RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, was read the second time. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hale	Julander	Steele
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S.B. 156, OVERSIZE PERMIT AMENDMENTS, was read the second time. Senator Hickman explained the bill. Senator Jenkins commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Gladwell	Hale	Julander
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On motion of Senator Stephenson, **S.C.R. 4** was calendared for Time Certain on Tuesday, February 20, 2001 at 10:30 a.m.

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S.B. 83, SMALL EMPLOYER PURCHASING ALLIANCE AMENDMENTS, was read the second time. Senator Blackham explained the bill. Senators Buttars, Mayne, Hellewell, and Davis commented. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Davis	Mayne	Stephenson
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Absent or not voting was: Senator

Hale

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On motion of Senator Waddoups, the circle was removed from **2nd Sub. S.B. 53, TRUST DEED LAW AMENDMENTS**, and it was before the Senate. Senator Waddoups explained the bill.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 10, Line 276:
After "beneficiary's bid" delete "within" and insert "in"
2. Page 13, Line 381:
Reinstate "fair market"

Senators Hillyard and Valentine commented. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hellewell	Hickman	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative was: Senator
Jenkins

Absent or not voting were: Senators
Blackham Hale

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 13, 2001

The House concurred in the Senate amendments and passed **1st Sub. H.B. 26**, CRIMINAL RESTITUTION AMENDMENTS, by Representative S. Allen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 60**, JUSTICE COURT AMENDMENTS, by Representative B. Goodfellow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 76**, MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT MODIFICATIONS, by Representative D. Bush, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 88**, PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, by Representative C. Beshear, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. H.B. 26, H.B. 60, H.B. 76, and H.B. 88 were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 13, 2001

The House passed, as substituted, **1st Sub. H.B. 114**, MORTGAGE PRACTICES ACT AMENDMENTS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.B. 136**, REVENUE AND TAXATION CRIMINAL OFFENSES AND PENALTIES, by Representative B. Holladay, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 114** and **H.B. 136** were read the first time and referred to the Rules Committee.

* * *

On motion of Senator Poulton, and at 11:45 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 13, 2001

The House passed, as amended, **H.B. 99**, READING SKILLS DEVELOPMENT CENTER AMENDMENTS, by Representative K. Morgan, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 122**, ADMINISTRATIVE TRAFFIC CHECKPOINT AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 143**, VOTING BY SECRET BALLOT FOR PERSONS WITH DISABILITIES, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 181**, PENALTIES FOR SOLICITING MINORS, by Representative D. Bourdeaux, and it is transmitted for consideration; and

The House passed **H.B. 263**, INTERSTATE BRANCHING OF DEPOSITORY INSTITUTION, by Representative K. Garn, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 265**, ELECTRIC COOPERATIVE REGULATORY FEES, by Representative G. Snow, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 266**, RESTORATION OF RIGHT TO BEAR ARMS, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed **H.J.R. 11**, RESOLUTION URGING TRAINING OF JUDGES, by Representative M. Thompson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 99**, as amended, **H.B. 122**, as amended, **H.B. 143**, as amended, **1st Sub. H.B. 181**, as amended, **H.B. 263**, **H.B. 265**, as amended, **1st Sub. H.B. 266**, as amended, and **H.J.R. 11** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 13, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

H.B. 254 Insurance Company Notification Requirements
(C. Bennion)

Education

S.B. 210 Higher Education Tuition Disclosure (C. Walker)

Health & Environment

H.B. 104 Mental Health Professional Financial Assistance Grants
(S. Allen)

Judiciary

S.J.R. 12 Effective and Consistent Prosecution of Criminal
Behavior Statewide Resolution (R. Allen)

1st Sub. H.B. 252 Judiciary Amendments (A.L. Tyler)

Revenue & Taxation

S.B. 73 Local Option Oil and Gas Severance Tax and Related
Amendments (B. Evans)

S.B. 202 Confidentiality of Tax Information (K. Hale)

S.B. 274 Property Tax – Voter Approval (L.S. Poulton)

Transportation & Public Safety

S.B. 168 Certain Municipal Services in First Class Counties
(L. Blackham)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

SECOND READING CALENDAR

1st Sub. S.B. 132, VETERINARY PRACTICE ACT AMENDMENTS, was read the second time.

On motion of Senator Spencer, the bill was circled.

* * *

S.B. 148, CONSTRUCTION BID LIMIT AMENDMENTS, was read the second time.

On motion of Senator Spencer, the bill was circled.

* * *

S.B. 75, PUBLIC EDUCATION CURRICULUM AMENDMENTS, was read the second time.

On motion of Senator Spencer, the bill was circled.

* * *

S.B. 169, CHARTER SCHOOL AMENDMENTS, was read the second time. Senator Stephenson explained the bill.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 6, Line 175:
After line 175 insert the following:
“(6) A local school board is limited in the number of charter schools it may sponsor under this section as follows:
(a) there is no limitation on the number of existing public schools within a school district that may convert to charter status under this section; and

(b) the number of charter schools not converted from existing public schools is limited to an enrollment equal to 4% of the school district's student population as reported in the most recent annual statistical report required under Section 53A-3-403."

Renumber remaining subsections accordingly.

Senator Ron Allen commented. Senator Steele declared a conflict of interest because he is the director of a charter school. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 4; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Eastman
Gladwell	Hellewell	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Davis	Dmitrich	Evans	Mayne
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Absent or not voting were: Senators

E. Allen	Blackham	Hale	Hickman
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On motion of Senator Wright, the circle was removed from **1st Sub. S.B. 132, VETERINARY PRACTICE ACT AMENDMENTS**, and it was before the Senate. Senator Wright explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Hickman
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On motion of Senator Wright, the circle was removed from **S.B. 75, PUBLIC EDUCATION CURRICULUM AMENDMENTS**, and it was before the Senate. Senator Wright explained the bill. The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Bramble	Buttars	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Julander
Suazo			

Absent or not voting were: Senators

Blackham	Hale	Hickman
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S.B. 197, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE – REPEAL, was read the second time. Senator Gladwell explained the bill. Senators Walker and Ed Allen commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Hale

* * *

1st Sub. S.B. 59, LICENSING OF GENETIC COUNSELORS, was read the second time. Senator Julander explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Wright
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S.B. 147, EXTENDING CHILD VISITATION FOR DIVORCED FAMILIES, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Wright
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S.B. 76, PROPERTY TAX APPEAL AMENDMENTS, was read the second time.

On motion of Senator Bramble, the bill was circled.

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S.B. 138, MINIMUM WAGE APPLICABILITY, was read the second time. Senator Stephenson explained the bill. Senators Mayne, Spencer, Ron Allen, Suazo, Hellewell, Jenkins, Eastman, Julander, and Dmitrich commented. The bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Knudson	Poulton	Spencer	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Julander	Mayne	Peterson	Steele
Suazo			

Absent or not voting were: Senators

Blackham	Gladwell	Hale
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On motion of Senator Bramble, the circle was removed from **S.B. 76, PROPERTY TAX APPEAL AMENDMENTS**, and it was before the Senate.

On motion of Senator Bramble, the following substitute bill replaced the original bill.

PROPERTY TAX APPEAL AMENDMENTS

Sub. S.B. 76

Curtis S. Bramble

THIS ACT MODIFIES THE PROPERTY TAX ACT TO EXTEND THE TIME PERIOD FOR APPEALING THE VALUATION OR EQUALIZATION OF REAL PROPERTY ASSESSED BY A COUNTY IF THERE IS A MATERIAL VARIANCE IN REAL PROPERTY VALUATION. THE ACT MAKES TECHNICAL CHANGES.

Senator Bramble explained the bill. Senator Valentine commented. The bill, as substituted, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Gladwell	Hale
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S.B. 152, MEDICAL EXPENSES OF COUNTY INMATES, was read the second time. Senator Waddoups explained the bill.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 6:
After “county expenses” insert “for certain counties”
2. Page 2, Line 36:
After “(k)” insert “for a county of the first or second class and”
3. Page 2, Line 37:
After “existing” delete “and preexisting”
4. Page 2, Line 41:
After “(2)” insert:
“(a) Expenses described in Subsection (1)(k) are a county charge only to the extent that they exceed any private insurance in effect that covers those expenses.
(b)”

Senator Walker commented. The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen Gladwell

Absent or not voting were: Senators

Blackham Hale Hellewell

* * *

S.B. 158, MANUFACTURED HOUSING DEVELOPMENT EQUAL TREATMENT, was read the second time. Senator Buttars explained the bill. Senators Walker and Hickman commented.

On motion of Senator Buttars, the bill was circled.

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2nd Sub. S.B. 109, UTAH ANATOMICAL GIFT ACT AMENDMENTS, was read the second time.

On motion of Senator Julander, the bill was circled.

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On motion of Senator Hillyard, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Hillyard, the circle was removed from **S.B. 119, CHILD WELFARE RECORDS AMENDMENTS,** and it was before the Senate. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell

Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Dmitrich	Hale	Waddoups
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S.B. 119 was transmitted to the House.

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On motion of Senator Poulton and at 3:45 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 14, 2001.

THIRTY–FIRST DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Prayer– Brenda Thompson, Director, Utah Food Bank

Pledge of Allegiance– Senator Hellewell

Roll Call – All Senators present except Hale and Waddoups, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 13, 2001

The House passed, **S.B. 56**, DRIVING UNDER THE INFLUENCE PENALTY AMENDMENTS, by Senator K. Hale, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 106**, MUNICIPAL BOND SECURED TRANSACTIONS, by Senator L. Hillyard, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 56 and **1st Sub. S.B. 106** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 13, 2001

The House passed, as amended, **H.B. 113**, SURREPTITIOUS ADMINISTRATION OF A SUBSTANCE, by Representative R. Bigelow, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 115**, WASTE TIRE RECYCLING, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed **H.B. 125**, EIGHT HOUR WORK DAY AMENDMENTS, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed **H.B. 127**, INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN, by Representative J. Ferrin, and it is transmitted for consideration; and

The House passed **H.B. 131**, INTERNET CHILD PROTECTION ACT, by Representative B. Winn, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 133**, BILL OF RIGHTS AND CONSTITUTION DAY, by Representative J.M. Philpot, and it is transmitted for consideration; and

The House passed **H.B. 284**, INDIVIDUAL INCOME TAX – ELIMINATING MARRIAGE TAX PENALTIES, by Representative W. Harper, and it is transmitted for consideration; and

The House passed **H.B. 292**, PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT – EXEMPTIONS, by Representative K. Holdaway, and it is transmitted for consideration; and

The House passed **H.J.R. 10**, RESOLUTION RECOGNIZING BILL OF RIGHTS DAY, by Representative J.M. Philpot, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 113**, as amended, **H.B. 115**, as amended, **H.B. 125**, **H.B. 127**, **H.B. 131**, **1st Sub. H.B. 133**, **H.B. 284**, **H.B. 292**, and **H.J.R. 10** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 13, 2001

The Business, Labor, and Economic Development Committee recommends **S.B. 126**, PAYMENT OF INSURANCE CLAIMS, by Senator J. Valentine, be replaced and favorably recommends **1st Sub. S.B. 126**, PAYMENT OF INSURANCE CLAIMS.

Dan R. Eastman, Chair; and

Mr. President: February 13, 2001

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 108**, REQUIREMENTS FOR POSTING BOUNDARIES OF HUNTING UNITS, by Representative C. Buttars.

Terry R. Spencer, Chair; and

Mr. President: February 13, 2001

The Education Committee reports a favorable recommendation on **S.B. 185**, APPROPRIATION FOR 21ST CENTURY LIBRARY INITIATIVE, by Senator B. Evans, with the following amendments:

1. Page 2, Line 28:
After “funds” insert “or any interest earned on the funds”
2. Page 2, Line 35:
After “funds” insert “or any interest earned on the funds”; and

The Education Committee reports a favorable recommendation on **H.B. 80**, TEACHER TRANSFERS, by Representative M. Thompson, with the following amendments:

1. Page 1, line 17: (lilac)
After “school board” reinstate “{~~shall~~}” and delete “MAY”
2. Page 1, line 19: (lilac)
After “Partial credit” reinstate “{~~shall~~}” and delete “MAY”
3. Page 1, line 22: (lilac)
After “school board” reinstate “{~~shall~~}” and delete “MAY”
4. Page 1, line 27: (lilac)
After line 27, insert the following: “There is appropriated \$336,000 from the Uniform School Fund to the State Board of Education.”; and

The Education Committee recommends **H.B. 211**, TUITION WAIVERS FOR TEACHERS, by Representative W. Harper, be replaced and favorably recommends **1st Sub. H.B. 211**, TUITION WAIVERS FOR TEACHERS.

Bill Wright, Chair; and

Mr. President:

February 13, 2001

The Health and Environment Committee reports a favorable recommendation on **S.B. 172**, POSTCONVICTION DNA TESTING, by Senator L. Hillyard; and

The Health and Environment Committee recommends **S.B. 175**, RURAL ACCESS TO HEALTH CARE PROVIDERS, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 175**, RURAL ACCESS TO HEALTH CARE PROVIDERS with the following amendments:

1. Page 3, Line 80:

After “less than [100]” delete “20” and insert “25”

Peter C. Knudson, Chair; and

Mr. President:

February 13, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 179**, UNEMPLOYMENT INSURANCE – NATIVE AMERICAN TRIBAL UNITS, by Senator E. Mayne; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.C.R. 3**, RESOLUTION APPROVING SETTLEMENT BY UTAH DEPARTMENT OF TRANSPORTATION, by Senator P. Knudson, with the following amendments:

1. Page 2, Line 29:

After “\$2,208,000” insert “, which includes the \$208,000 previously paid by the Utah Department of Transportation to Envirotech Corporation”; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 30**, VEHICLE TOWING AND REPORTING REQUIREMENTS, by Representative J. Gowans; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 85**, SCHOOL BUS – VEHICLE SAFETY REQUIREMENTS, by Representative N. Hendrickson.

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **1st Sub. S.B. 126, H.B. 108, S.B. 185**, as amended, **H.B. 80**, as amended, **H.B. 211, S.B. 172, S.B. 175**, as amended, **S.B. 179, S.C.R. 3**, as amended, **H.B. 30**, and **H.B. 85** were placed on Second Reading Calendar.

* * *

Mr. President:

February 13, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 225**, APPROPRIATION TO MEMORY GROVE FOUNDATION, by Senator P. Suazo, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 245**, CONSUMER PROTECTION

AMENDMENTS, by Senator M. Dmitrich, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

- 1. Page 6, Line 158:

Reinstate "\$100,000" and delete "\$75,000"

Dan R. Eastman, Chair; and

Mr. President:

February 13, 2001

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 169**, NAME OF SPECIAL DISTRICT AMENDMENTS, by Representative E. Anderson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 173**, SPECIAL SERVICE DISTRICT – QUALIFIED ELECTORS, by Representative D. Bowman, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 244**, MODIFYING THE ELECTRIC DEREGULATION AND CUSTOMER CHOICE TASK FORCE, by Representative T. Hatch, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **1st Sub. H.C.R. 3**, RESOLUTION SUPPORTING FLAMING GORGE DAM AND RESERVOIR AND GLEN CANYON DAM AND LAKE POWELL, by Representative G. Snow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Terry R. Spencer, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 225**, **S.B. 245**, as amended, **H.B. 169**, **H.B. 173**, **H.B. 244**, and **1st Sub. H.C.R. 3** were read the second time and placed on the Consent Calendar.

* * *

Juan Pereira performed a medley of Valentine songs.

* * *

On motion of Senator Evans, under suspension of the rules, a bill file was authorized to be opened regarding workers' compensation for Public Safety officers.

CONSENT CALENDAR

S.B. 204, REPEAL OF LICENSING ALARM RESPONSE RUNNERS, was read the third time, explained by Senator Eastman, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Walker		

Absent or not voting were: Senators

Blackham	Dmitrich	Evans	Hale
Waddoups	Wright	Mansell	

S.B. 204 was transmitted to the House.

* * *

1st Sub. H.B. 79, PERSONS WITH A DISABILITY – TECHNICAL REVISIONS, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Walker	Wright		

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
Suazo	Waddoups	Mansell	

1st Sub. H.B. 79 was signed by the President of the Senate in open session and returned to the House.

* * *

THIRD READING CALENDAR

1st Sub. S.B. 182, LIABILITY COVERAGE FOR SCHOOL DISTRICT AND SCHOOL EMPLOYEES, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Buttars	Davis	Dmitrich
Hale	Hickman	Waddoups	

1st Sub. S.B. 182 was transmitted to the House.

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1st Sub. S.B. 68, PLACEMENT OF CERTAIN RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
Hickman	Waddoups		

1st Sub. S.B. 68 was transmitted to the House.

* * *

S.B. 156, OVERSIZE PERMIT AMENDMENTS, was read the third time.

On motion of Senator Jenkins, the bill was circled.

* * *

S.B. 83, SMALL EMPLOYER PURCHASING ALLIANCE AMENDMENTS, was read the third time.

On motion of Senator Poulton, the bill was circled.

* * *

2nd Sub. S.B. 53, TRUST DEED LAW AMENDMENTS, was read the third time.

On motion of Senator Poulton, the bill was circled.

* * *

S.B. 169, CHARTER SCHOOL AMENDMENTS, was read the third time, explained by Senator Stephenson. Senator Hillyard commented and the bill passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Poulton	Steele	Stephenson
Suazo	Valentine	Walker	Wright

Voting in the negative was: Senator Peterson

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
Hickman	Spencer	Waddoups	Mansell

S.B. 169 was transmitted to the House.

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On motion of Senator Steele, Jeff Packer, Chairman of the Board, State Division of Recreation, spoke in Committee of the Whole.

On motion of Senator Steele, the Committee of the Whole was dissolved

* * *

1st Sub. S.B. 132, VETERINARY PRACTICE ACT AMENDMENTS, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Dmitrich
Eastman	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Walker	Wright		

Absent or not voting were: Senators

E. Allen	Blackham	Davis	Evans
Hale	Waddoups	Mansell	

1st Sub. S.B. 132 was transmitted to the House.

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S.B. 75, PUBLIC EDUCATION CURRICULUM AMENDMENTS, was read the third time, explained by Senator Wright. Senators Hillyard, Ron Allen, Julander, Buttars, and Gladwell commented and the bill passed on the following roll call:

Yeas, 15; Nays, 9; Absent, 5.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Poulton	Spencer	Stephenson
Valentine	Walker	Wright	

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	Julander
Knudson	Mayne	Peterson	Steele
Suazo			

Absent or not voting were: Senators

E. Allen	Blackham	Hale	Waddoups
Mansell			

S.B. 75 was transmitted to the House.

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On motion of Senator Hickman, the circle was removed from **S.B. 156**, OVERSIZE PERMIT AMENDMENTS, and it was before the Senate. Senator Hickman explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Walker		

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Hale
Waddoups	Wright	Mansell	

S.B. 156 was transmitted to the House.

* * *

S.B. 197, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE – REPEAL OF QUALITY REVIEW REQUIREMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hellewell

Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Walker	Wright	Mansell	

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Hale
Valentine	Waddoups		

S.B. 197 was transmitted to the House.

* * *

1st Sub. S.B. 59, LICENSING OF GENETIC COUNSELORS, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Mansell			

Absent or not voting were: Senators

Gladwell	Hale	Waddoups	Wright
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1st Sub. S.B. 59 was transmitted to the House.

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S.B. 147, EXTENDING CHILD VISITATION FOR DIVORCED FAMILIES, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hellewell	Hickman	Hillyard

Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker

Absent or not voting were: Senators

Gladwell	Hale	Waddoups	Wright
Mansell			

S.B. 147 was transmitted to the House.

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S.B. 138, MINIMUM WAGE APPLICABILITY, was read the third time, explained by Senator Stephenson. Senators Mayne, Davis, and Steele commented.

An amendment was proposed by Senator Mayne. The motion to amend failed on voice vote.

The bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Poulton	Spencer
Stephenson	Valentine	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Julander	Mayne	Peterson	Steele
Suazo			

Absent or not voting were: Senators

Blackham	Hale	Waddoups
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S.B. 138 was transmitted to the House.

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1st Sub. S.B. 76, PROPERTY TAX APPEAL AMENDMENTS, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Walker	Wright	

Absent or not voting were: Senators

Blackham	Evans	Hale	Julander
Waddoups	Mansell		

1st Sub. S.B. 76 was transmitted to the House.

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S.B. 152, MEDICAL EXPENSES OF COUNTY INMATES, was read the third time.

On motion of Senator Poulton, the bill was circled.

SECOND READING CALENDAR

On motion of Senator Buttars, the circle was removed from **H.B. 6, STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION,** and it was before the Senate. Senator Buttars explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Walker	Wright		

Absent or not voting were: Senators

R. Allen	Blackham	Eastman	Evans
Hale	Waddoups	Mansell	

On motion of Senator Buttars, **H.B. 6** was placed on Third Reading Table due to fiscal impact.

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H.B. 197, WAIVER OF TUITION BY STATE COLLEGE OR UNIVERSITY, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	Bramble	Davis	Dmitrich
Eastman	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Wright			

Absent or not voting were: Senators

R. Allen	Blackham	Buttars	Evans
Hale	Peterson	Waddoups	Mansell

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H.B. 13, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

H.B. 194, STATE HIGHWAY DESIGNATION, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

H.B. 227, HUNTER SAFETY AMENDMENTS, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

1st Sub. H.B. 179, VOLUNTARY CONTRIBUTIONS ACT, was read the second time. Senator Poulton explained the bill. Senators Mayne, Suazo, Davis,

Hellewell, Steele, Buttars, Ed Allen, Julander, and Peterson commented. The bill passed on the following roll call:

Yeas, 16; Nays, 11; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Poulton	Stephenson
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Julander	Mayne	Peterson
Spencer	Steele	Suazo	

Absent or not voting were: Senators

Hale	Waddoups
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On motion of Senator Hillyard, Barbara Beers Hale, Utah Mother of the Year and Christy Kane, Utah Young Mother of the Year, spoke in Committee of the Whole.

On motion of Senator Hillyard, the Committee of the Whole was dissolved.

* * *

On motion of Senator Valentine, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 14, 2001

The House passed, **S.B. 22**, NAVAJO NATION – MOTOR AND SPECIAL FUEL TAXES, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 46**, DECEPTION DETECTION EXAMINERS LICENSING ACT AMENDMENTS, by Senator J. Hickman, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 86**, VOTER INFORMATION PAMPHLET AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 101**, UNLAWFUL USE OF LASER POINTERS, by Senator D.E. Allen, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 102**, MIDDLE SCHOOLS EXIT REQUIREMENTS, by Senator D. Gladwell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 145**, METROPOLITAN WATER DISTRICT BOARD AMENDMENTS, by Senator C. Walker, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 6**, JOINT RESOLUTION RECOGNIZING LIBERTY DAY, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 10**, RESOLUTION RECOGNIZING PEERY'S EGYPTIAN THEATER, by Senator S. Jenkins, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 22, S.B. 46, S.B. 86, 1st Sub. S.B. 101, S.B. 102, S.B. 145, S.J.R. 6, and S.J.R. 10 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 14, 2001

The House passed, as amended, **H.B. 116**, JUDICIAL RETENTION ELECTION AMENDMENTS, by Representative G. Cox, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 162**, MOTOR FUEL MARKETING ACT, by Representative D. Ure, and it is transmitted for consideration; and

The House passed **H.B. 261**, SALES AND USE TAX EXEMPTION – SCRAP RECYCLERS, by Representative G. Curtis, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 116**, as amended, **H.B. 162**, and **H.B. 261** were read the first time and referred to the Rules Committee.

* * *

Mr. President:

February 14, 2001

The House refuses to recede from its amendments to **S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, by Senator K. Hale, and has appointed a Conference Committee consisting of Rep. Hatch, Rep. Dillree, Rep. Anderson to meet with a like committee from the Senate on this bill.

Carole E. Peterson, Chief Clerk

President Mansell assigned Senators Julander, Wright, and Steele to meet with the House Conference committee.

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 14, 2001

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

- H.B. 109** Amendments to the Insurance Law (J. Swallow)
- 1st Sub. H.B. 114** Mortgage Practices Act Amendments (G. Adair)

Education

- H.B. 267** Enhancement of Public Education Task Force (M. Throckmorton)

Energy, Natural Resources & Agriculture

- S.B. 81** Provisions Relating to High-level Nuclear Waste (T. Spencer)
- S.B. 181** Outdoor Advertising Structures Near Power Lines (M. Dmitrich)
- S.B. 198** High-level Nuclear Waste Appropriation (T. Spencer)
- S.B. 199** Appropriation Regarding High-level Nuclear Waste (T. Spencer)

H.B. 243 Appropriation for Camp Floyd – Stagecoach Inn State Park (D. Cox)

Judiciary

H.B. 117 Amending the Grounds for Taking a Child into Protective Custody (T. Hatch)

1st Sub. H.B. 181 Penalties for Soliciting Minors (D. Bourdeaux)

1st Sub. H.B. 266 Restoration of Right to Bear Arms (M. Throckmorton)

Revenue & Taxation

S.B. 174 Sales and Use Tax – Exemption for Semiconductor Fabricating or Processing Materials (C. Bramble)

S.B. 237 Excise Tax Bond Process (J. Valentine)

1st Sub. H.B. 98 Enterprise Zone Amendments (B. Johnson)

1st Sub. H.B. 110 Sales Tax Refund for Qualified Emergency Food Agencies (J. Buffmire)

H.B. 136 Revenue and Taxation Criminal Offenses and Penalties (B. Holladay)

State & Local Affairs

S.B. 80 County Statutes Revision (D. Gladwell)

S.B. 183 Credit Union Act Amendments (M. Waddoups)

H.B. 77 State Science Center (A.L. Tyler)

H.B. 118 Mineral Lease Amendments (M. Young)

H.B. 143 Voting by Secret Ballot for Persons with Disabilities (R. Siddoway)

Transportation & Public Safety

H.B. 106 Motor Vehicle Franchise Act Amendments (K. Garn)

H.B. 122 Administrative Traffic Checkpoint Amendments (D. Ure)

On motion of Senator Poulton, **S.B. 183** was lifted from State and Local Affairs Standing Committee and assigned to Business, Labor and Economic Development Standing Committee.

Terry R. Spencer

Acting Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President:

February 14, 2001

The Judiciary Committee reports a favorable recommendation on **S.B. 153**, KINSHIP PLACEMENT FOR FOSTER CHILDREN, by Senator B. Wright, with the following amendments:

1. Page 6, Line 158:
After "~~78-3a-307~~" insert "., including, within five days after placement, the criminal history record check described in Subsection (5)"
2. Page 6, Line 159:
After Line 159 insert "(5)(a) In order to determine the suitability of the kinship placement and to conduct a background screening and investigation of individuals living in the household in which a child is placed, each individual living in the household in which the child is placed shall be fingerprinted. If no disqualifying record is identified at the state level, the fingerprints shall be forwarded by the division to the Federal Bureau of Investigation for a national criminal history record check.
(b) The cost of those investigations shall be borne by whomever received placement of the child, except that the division may pay all or part of the cost of those investigations if the person with whom the child is placed is unable to pay."
3. Page 7, Line 213:
After "after" insert "any one or all of the following occur" and

The Judiciary Committee reports a favorable recommendation on **S.B. 232**, RESTRICTIONS ON COURT HOUSE PARKING LOTS, by Senator J. Valentine, with the following amendments:

1. Page 1, Line 6:
After "state-owned" insert "or leased"
2. Page 1, Line 14:
After "State-owned" insert "or leased" and

The Judiciary Committee reports a favorable recommendation on **2nd Sub. H.B. 220**, BURGLARY AMENDMENTS, by Representative K. Bryson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 237**, SEX OFFENDER REGISTRY, by Representative D. Bowman; and

The Judiciary Committee reports a favorable recommendation on **H.B. 240**, KIDNAPPING AMENDMENTS, by Representative G. Way; and

The Judiciary Committee reports a favorable recommendation on **H.B. 250**, OBSTRUCTION OF JUSTICE AMENDMENTS, by Representative S. Daniels, with the following amendments:

1. Page 3, Line 76:

After "constitutes" delete "an" and insert "a criminal"

David L. Gladwell, Chair; and

Mr. President:

February 14, 2001

The Revenue and Taxation Committee recommends **S.B. 49**, AVIATION FUEL TAX, by Senator J. Valentine, be replaced and favorably recommends **1st Sub. S.B. 49**, AVIATION FUEL TAX; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 71**, TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS, by Senator C. Walker; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.C.R. 4**, CONCURRENT RESOLUTION URGING A STATUE OF MARRINER S. ECCLES, by Senator H. Stephenson; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 7**, RECODIFICATION AND AMENDMENTS OF REDEVELOPMENT AGENCIES STATUTES, by Representative W. Harper.

Curtis S. Bramble, Chair; and

Mr. President:

February 14, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 117**, GUARDIAN AD LITEM AMENDMENTS, by Senator L. Hillyard, with the following amendments:

- 1.. Page 6, Line 179:

After "against a" insert "legal guardian, when that guardian is the state, or against a"

2. Page 8, Line 240:

After "against a" insert "legal guardian, when that guardian is the state, or against a"

Beverly Evans, Acting Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 153**, as amended, **S.B. 232**, as amended, **2nd Sub. H.B. 220**, **H.B. 237**, **H.B. 240**, **H.B.**

250, as amended, **1st Sub. S.B. 49**, **S.B. 71**, **1st Sub. H.B. 7**, and **S.B. 117**, as amended, were placed on Second Reading Calendar.

* * *

On motion of Senator Stephenson, **S.C.R. 4** was placed on Time Certain at 10:30 a.m., February 20, 2001.

* * *

Mr. President: February 14, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 170**, UTAH REVISED LIMITED LIABILITY COMPANY ACT, by Senator J. Valentine, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 126**, AMENDMENTS TO SALES AND USE TAX EXEMPTION FOR MEALS, by Representative A. Bradshaw, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair; and

Mr. President: February 14, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 211**, SOLEMNIZATION OF MARRIAGES, by Senator G. Davis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Beverly Evans, Acting Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 170**, **1st Sub. H.B. 126**, and **S.B. 211** were read the second time and placed on the Consent Calendar.

* * *

Mr. President: February 13, 2001

The Health and Environment Committee has tabled **S.B. 70**, LIMITING REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS, by Senator H. Stephenson, and has returned it to the Secretary of the Senate for filing.

Peter C. Knudson, Chair

On motion of Senator Poulton, the committee report was adopted. **S.B. 70** was filed.

SECOND READING CALENDAR

On motion of Senator Evans, the circle was removed from **H.B. 227**, HUNTER SAFETY AMENDMENTS, and it was before the Senate. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Suazo	Valentine
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Bramble	Dmitrich	Spencer
Stephenson	Waddoups		

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 13**, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, and it was before the Senate. Senator explained the bill. The bill passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 10.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Suazo
Valentine	Walker	Mansell	

Absent or not voting were: Senators

Blackham	Bramble	Davis	Dmitrich
Eastman	Spencer	Steele	Stephenson
Waddoups	Wright		

* * *

H.B. 40, FUNDING FOR TEXTBOOKS, was read the second time.

On motion of Senator Walker, the bill was circled.

* * *

H.B. 89, RURAL PHARMACY CHANGES, was read the second time.

On motion of Senator Ron Allen, the bill was circled.

* * *

H.B. 185, REPEAL OF MAMMOGRAPHY QUALITY ASSURANCE ADVISORY COMMITTEE, was read the second time. Senator Julander explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Suazo	Valentine
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Dmitrich	Hickman	Spencer
Stephenson	Waddoups		

* * *

1st Sub H.B. 83, CHILD WELFARE AMENDMENTS, was read the second time.

On motion of Senator Wright, the bill was circled.

* * *

H.B. 224, NOTICE AND REASONABLE EFFORTS FOR CHILDREN IN CUSTODY ON GROUNDS OTHER THAN ABUSE OR NEGLECT, was read the second time.

On motion of Senator Bramble, the bill was circled.

* * *

H.B. 91, STATE CAPITOL PRESERVATION BOARD AMENDMENTS, was read the second time. Senator Julander explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Evans	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Dmitrich	Eastman	Hickman
Spencer	Stephenson	Waddoups	

* * *

On motion of Senator Bramble, the circle was removed from **H.B. 224**, NOTICE AND REASONABLE EFFORTS FOR CHILDREN IN CUSTODY ON GROUNDS OTHER THAN ABUSE OR NEGLECT, and it was before the Senate. Senator Bramble explained the bill. The bill passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Suazo	Valentine	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Eastman
Hickman	Spencer	Stephenson	Waddoups

* * *

On motion of Senator Walker, the circle was removed from **H.B. 40**, FUNDING FOR TEXTBOOKS, and it was before the Senate. Senator Walker explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Suazo
Valentine	Walker	Wright	Mansell

Absent or not voting were: Senators

Davis	Dmitrich	Spencer	Stephenson
Waddoups			

On motion of Senator Blackham, **H.B. 40** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Bramble, the circle was removed from **H.B. 232**, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS, and it was before the Senate. Senator Bramble explained the bill. Senator Evans commented. The bill passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Knudson	Mayne	Peterson	Poulton
Steele	Suazo	Valentine	Walker
Wright	Mansell		

Voting in the negative was: Senator

Julander

Absent or not voting were: Senators

Dmitrich	Eastman	Hillyard	Spencer
Stephenson	Waddoups		

* * *

H.B. 231, ELECTORAL COLLEGE AMENDMENTS, was read the second time. Senator Hickman explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Poulton
Steele	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Bramble	Dmitrich	Hillyard	Peterson
Spencer	Stephenson	Waddoups	

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On motion of Senator Julander, the circle was removed from **H.B. 58**, SCHOOL UNIFORMS AMENDMENTS, and it was before the Senate. Senator Julander explained the bill. Senators Mansell and Ron Allen commented. The bill passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Poulton	Steele	Suazo	Walker
Wright	Mansell		

Voting in the negative was: Senator

Spencer

Absent or not voting were: Senators

Buttars	Hickman	Peterson	Stephenson
Valentine	Waddoups		

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 194**, STATE HIGHWAY DESIGNATION, and it was before the Senate. Senator Blackham explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Hickman	Stephenson	Waddoups
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On motion of Senator Dmitrich, the circle was removed from **H.B. 89**, RURAL PHARMACY CHANGES, and it was before the Senate. Senator Dmitrich explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Hickman	Stephenson	Waddoups
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On motion of Senator Blackham, **H.B. 89** was placed on Third Reading Table due to fiscal impact.

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1st Sub. H.B. 199, TRAFFIC STOP STATISTICS, was read the second time. Senator Suazo explained the bill. Senators Valentine, Hillyard, Blackham, Hellewell, Dmitrich, Ed Allen, Peterson, Gladwell, and Evans commented. The bill failed on the following roll call:

Yeas, 12; Nays, 14; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Gladwell	Hale	Hillyard	Julander
Knudson	Mayne	Peterson	Walker

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Hellewell	Hickman	Jenkins
Poulton	Spencer	Steele	Suazo
Valentine	Mansell		

Absent or not voting were: Senators

Stephenson	Waddoups	Wright
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1st Sub. H.B. 199 failed.

Senator Suazo gave verbal notice that he will ask for reconsideration of **1st Sub. H.B. 199** after intervening business.

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1st Sub. H.B. 68, ANNUAL LEAVE CONVERSION FOR STATE EMPLOYEES, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Walker	Mansell		

Voting in the negative were: Senators

Evans	Hickman
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Absent or not voting were: Senators

Bramble	Davis	Stephenson	Waddoups
Wright			

On motion of Senator Steele, **1st Sub. H.B. 68** was placed on Third Reading Table due to fiscal impact.

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1st Sub. H.B. 90, RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, was read the second time. Senator Mayne explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Walker	Mansell		

Absent or not voting were: Senators

Stephenson	Waddoups	Wright
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H.B. 78, SALES AND USE TAX – SALES RELATING TO SCHOOLS, was read the second time. Senator Blackham explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 3; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Peterson	Poulton	Steele	Suazo
Walker	Mansell		

Voting in the negative were: Senators

Hillyard	Spencer	Valentine
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Absent or not voting were: Senators

Mayne	Stephenson	Waddoups	Wright
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On motion of Senator Blackham, **H.B. 78** was placed on Third Reading Table due to fiscal impact.

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H.J.R. 6, RESOLUTION URGING CONGRESS TO REGULATE POLL CLOSING, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Steele	Valentine
Walker	Mansell		

Voting in the negative were: Senators

Davis Spencer

Absent or not voting were: Senators

Mayne	Stephenson	Suazo	Waddoups
Wright			

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S.B. 159, PUBLIC ACCESS TO BUDGETS AND FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES, was read the second time.

On motion of Senator Poulton, the bill was circled.

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S.J.R. 11, RESOLUTION ON TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES, was read the second time. Senator Valentine explained the bill. Senators Hillyard commented.

On motion of Senator Valentine, the bill was circled.

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S.B. 187, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS, was read the second time. Senator

Evans explained the bill. Senators Davis and Hickman commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Walker
Mansell			

Absent or not voting were: Senators

Mayne	Stephenson	Waddoups	Wright
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On motion of Senator Blackham, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Blackham, the circle was removed from **S.B. 83**, SMALL EMPLOYER PURCHASING ALLIANCE AMENDMENTS, and it was before the Senate.

On motion of Senator Blackham, the bill was amended as follows:

- Page 1, Line 21:
After "31A-8-501," insert "and until July 1, 2004,"

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Walker
Mansell			

Absent or not voting were: Senators

Buttars Stephenson Waddoups Wright

S.B. 83, as amended, was transmitted to the House.

* * *

On motion of Senator Poulton and at 3:55 p.m., the Senate adjourned until 10:00 a.m., Thursday, February 15, 2001.

THIRTY-SECOND DAY

MORNING SESSION

The Senate was called to order at 9:30 a.m., with President Al Mansell presiding.

Prayer—Glen Orgill, Stake President, Grantsville West Stake

Pledge of Allegiance— Senator Gene Davis

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 14, 2001

The House passed, as substituted and amended, **1st Sub. H.B. 12**, PROVISION FOR LEGAL RELINQUISHMENT OF A NEWBORN, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 51**, WORKFORCE SERVICES AMENDMENTS, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 102**, MODIFICATIONS OF SCHOOL CHOICE PROGRAM, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 139**, CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 158**, INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.B. 172**, APPROPRIATION FOR HERD TESTING FOR JOHNE'S DISEASE, by Representative D. Cox, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 280**, STATE CAPITOL ART PLACEMENT COMMISSION AMENDMENTS, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 323**, SALES AND USE TAX – RURAL HOSPITAL TAX AMENDMENTS, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 350**, CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES, by Representative J. Seitz, and it is transmitted for consideration; and

The House passed **H.C.R. 6**, RESOLUTION APPROVING WASTE DISPOSAL, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 12**, as amended, **1st Sub. H.B. 51**, as amended, **1st Sub. H.B. 102**, **H.B. 139**, as amended, **H.B. 158**, as amended, **H.B. 172**, **H.B. 280**, as amended, **H.B. 323**, **1st Sub. H.B. 350**, and **H.C.R. 6** were read the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS

CONCURRENT RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN FESTIVAL

S.C.R. 5

John W. Hickman

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZES THE UTAH SHAKESPEAREAN FESTIVAL FOR THE CONSISTENTLY HIGH CALIBER OF PROFESSIONAL THEATRE IT PROVIDES TO THE CITIZENS OF UTAH AND THE NATION AND FOR WINNING THE 2000 ANTOINETTE PERRY “TONY” AWARD FOR OUTSTANDING REGIONAL THEATRE. THE RESOLUTION RECOGNIZES THE EFFORTS OF FESTIVAL FOUNDER AND EXECUTIVE PRODUCER FRED C. ADAMS FOR HIS CONTRIBUTIONS TO THE FESTIVAL’S ENDURING SUCCESS AND POPULARITY, was read for the first time and referred to the Rules Committee.

CONSENT CALENDAR

1st Sub. H.B. 234, LAW ENFORCEMENT AND SPECIAL FUNCTION OFFICER AMENDMENTS, was read the third time, explained by Senator , and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hale

Hellewell	Hillyard	Jenkins	Julander
Knudson	Peterson	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Hickman
Mayne	Poulton	Stephenson	

1st Sub. H.B. 234 was signed by the President of the Senate in open session and returned to the House.

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THIRD READING CALENDAR

H.B. 197, WAIVER OF TUITION BY STATE COLLEGE OR UNIVERSITY, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

E. Allen	Blackham	Hickman
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H.B. 197 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 179, VOLUNTARY CONTRIBUTIONS ACT, was read the third time, explained by Senator Poulton.

Senator Steele proposed an amendment to the bill and the motion to amend failed on the following roll call:

Yeas, 12; Nays, 17; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hale	Julander	Mayne
Peterson	Spencer	Steele	Suazo

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Poulton	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Senators Valentine, Steele, Bramble, Spencer, Stephenson, Mayne, Ed Allen, and Peterson commented and the bill passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Poulton	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hale	Julander	Mayne
Peterson	Spencer	Steele	Suazo

1st Sub. H.B. 179 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 227, HUNTER SAFETY AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

R. Allen Knudson

H.B. 227 was signed by the President of the Senate in open session and returned to the House.

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H.B. 13, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, was read the third time, explained by Senator Hillyard..

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

E. Allen

INTENT LANGUAGE TO H.B. 13

On motion of Senator Hillyard, the following intent language was adopted for **H.B. 13**.

“It is the intent of the legislature to allow the personal representative or heirs of a personal injury plaintiff to recover all special damages, including income loss, attributable to the wrongful act of negligence of the wrongdoer which occur prior to the plaintiff’s death. The legislature does not intend to allow the recovery of a pre–death general damages in such circumstances nor the recovery of post–death special damages which might have been incurred had the plaintiff not died of the unrelated cause.”

H.B. 13, as amended, was returned to the House.

* * *

On motion of Senator Waddoups, the circle was removed from **2nd Sub. S.B. 53, TRUST DEED LAW AMENDMENTS**, and it was before the Senate. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Blackham	Hillyard	Poulton
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2nd Sub. S.B. 53 was transmitted to the House.

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H.B. 185, REPEAL OF MAMMOGRAPHY QUALITY ASSURANCE ADVISORY COMMITTEE, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Blackham	Hillyard	Knudson
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H.B. 185 was signed by the President of the Senate in open session and returned to the House.

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H.B. 91, STATE CAPITOL PRESERVATION BOARD AMENDMENTS, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

E. Allen	Blackham	Hillyard	Knudson
Spencer			

H.B. 91 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 224, NOTICE AND REASONABLE EFFORTS FOR CHILDREN IN CUSTODY ON GROUNDS OTHER THAN ABUSE OR NEGLECT, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

E. Allen	Blackham	Hillyard	Knudson
Spencer			

H.B. 224 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 232, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Blackham	Hillyard	Spencer
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H.B. 232, as amended, was returned to the House.

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H.B. 231, ELECTORAL COLLEGE AMENDMENTS, was read the third time, explained by Senator Hickman, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars	Hillyard	Spencer
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H.B. 231 was signed by the President of the Senate in open session and returned to the House.

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H.B. 58, SCHOOL UNIFORMS AMENDMENTS, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Jenkins	Valentine
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H.B. 58, as amended, was returned to the House.

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H.B. 194, STATE HIGHWAY DESIGNATION, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

H.B. 194 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 90, RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Bramble	Jenkins
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1st Sub. H.B. 90 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Waddoups, the circle was removed from **S.B. 67**, SALES TAX – DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND, and it was before the Senate. Senator Waddoups explained the bill.

On motion of Senator Waddoups, the bill was amended as follows:

- Page 2, Line 42:
After “shall” insert “except as provided in Subsection (4).”
- Page 2, Line 56:
After line 56 insert:
“(4)(a) Each municipality that becomes incorporated or that annexes unincorporated territory on or after January 1, 1990 but on or before January 1, 2002 shall receive under Subsections (3)(a) and (b) only the 50% population distribution, as provided in Subsection 59-12-205(2)(c)(i), associated with the incorporated or annexed area for the period between January 1, 1990 and the time of the incorporation or annexation.
(b) The remainder of the amount that, except for Subsection (4)(a), would have been distributed to the municipality shall be distributed to the county in which the municipality is located.”

Senators Mansell, Stephenson, Gladwell, Ron Allen, Bramble, Ed Allen, and Walker commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Julander	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative was: Senator

Dmitrich

Absent or not voting were: Senators

Blackham	Jenkins	Knudson
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S.B. 67 was transmitted to the House.

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H.J.R. 6, RESOLUTION URGING CONGRESS TO REGULATE POLL CLOSING, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Julander	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

Davis	Spencer
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Absent or not voting were: Senators

Blackham	Jenkins	Knudson
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H.J.R. 6 was signed by the President of the Senate in open session and returned to the House.

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S.B. 187, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Blackham	Buttars	Davis
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

R. Allen Dmitrich

Absent or not voting were: Senators

Bramble Jenkins

S.B. 187 was transmitted to the House.

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On motion of Senator Waddoups, the circle was removed from **S.B. 152**, MEDICAL EXPENSES OF COUNTY INMATES, and it was before the Senate. Senator Waddoups explained the bill.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 2, Line 36a:
Delete: "health care provider or"
2. Page 2, Line 43:
Senate 2nd Reading Amendments, 2-13-2001:
After "rates" delete "plus 20%" and after line 43 insert:
"(c) Subsection (1)(k) does not apply to expenses of a person held at the jail at the request of an agency of the United States."

On motion of Senator Knudson **S.B. 152** was amended as follows:

- 1. Page 2, Line 41c:
Delete: “health care provider or”

Senators Blackham and Buttars commented.

On motion of Senator Blackham, the bill was circled.

SECOND READING CALENDAR

2nd Sub. S.B. 109, UTAH ANATOMICAL GIFT ACT AMENDMENTS, was read the second time. Senator Julander explained the bill.

On motion of Senator Julander, the bill was amended as follows:

- 1. Page 4, Line100:
After “individual” delete “.” and insert “; and”
- 2. Page 4, Line 103:
After “(A)” insert “the funeral establishment receives notice from the organ procurement organization that” and after “Section 26–28–4” delete “are” and insert “have been”
- 3. Page 4, Line 106:
After “family;” delete “and”
- 4. Page 4, Line 108:
After “person” delete “.” and insert “; and”
- 5. Page 4, Line 109:
Delete “(iii) The” and insert “(C) the” and after “Subsection” insert “(2)”

Senator Hickman commented. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Dmitrich
Eastman	Evans	Gladwell	Hale
Hickman	Hillyard	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Buttars	Davis	Hellewell
Mayne	Steele	Suazo	

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On motion of Senator Stephenson, **S.B. 70** was lifted from the Secretary of the Senate and placed at the top of Second Reading Calendar for purpose of amending.

S.B. 70, LIMITING REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS, was read the second time.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 1, Line 1:
Delete "LIMITING"
2. Page 1, Line 7:
After "agencies to" delete "allow" and insert:
"require school representatives on the taxing agency committee to report their votes in support of tax increment."
3. Page 1, Lines 8–11:
Delete lines 8 through 11
4. Page 1, Lines 26–27:
Reinstate "county commission or county council for" and delete "legislative body of"
5. Page 2, Lines 28–43:
Reverse amendments on lines 28–43
6. Page 3, Line 66:
After line 66 insert:
"(d) Each time a school district representative or a State School Board representative votes as a member of a taxing agency committee to allow an agency to be paid tax increment or to increase the amount or length of time that an agency may be paid tax increment, that representative shall, within 45 days after the vote, provide to the representative's respective school board an explanation in writing of the representative's vote and the reasons for the vote."

On motion of Senator Stephenson, **S.B. 70** was placed at the bottom of the Second Reading Calendar.

* * *

On motion of Senator Valentine, and at 11:50a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:25 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 15, 2001

The House passed, **S.B. 89**, STATE PARKS ACCESS ROADS AMENDMENTS, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 110**, CRIMINAL PROCEDURE AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 129**, MEDICAL MALPRACTICE – MONETARY CAP, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 165**, NONCUSTODIAL VISITATION, by Senator P. Hellewell, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 89, S.B. 110, S.B. 129, and S.B. 165 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President: February 15, 2001

The House concurred in the Senate amendments and passed **H.B. 230**, SEARCH WARRANT AMENDMENT, by Representative D. Bowman, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 230 was signed by the President of the Senate in open session and returned to the House

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Mr. President: February 15, 2001

The House passed, as amended, **H.B. 124**, AMENDMENTS TO VOTER INFORMATION PAMPHLET, by Representative J.M. Philpot, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 135**, CHILD PORNOGRAPHY AMENDMENTS, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed **H.B. 174**, FINE ARTS CURRICULUM AMENDMENTS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 297**, PROCEDURES FOR SMALL TELEPHONE COMPANY RATE CASES, by Representative T. Hatch, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 124**, as amended, **1st Sub. H.B. 135**, as amended, **H.B. 174**, and **H.B. 297**, as amended, were read the first time and referred to the Rules Committee.

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Mr. President:

February 15, 2001

The House passed, as amended, **1st Sub. S.B. 26**, MASTER ROAD AMENDMENTS, by Senator P. Knudson, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 64**, ADOPTION LAW AMENDMENTS, by Senator T. Spencer, and it is transmitted for further consideration; and

The House substituted and passed, **1st Sub. S.B. 130**, R.S. 2477 AMENDMENTS, by Senator J. Hickman, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. S.B. 26**, as amended, **1st Sub. S.B. 64**, as amended, and **1st Sub. S.B. 130** were placed on the Concurrence Calendar.

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Mr. President:

February 15, 2001

The House has rejected **S.J.R. 7**, RESOLUTION ADDRESSING STUDY OF CONSUMER CREDIT REPORTING LAWS, by Senator G. Davis, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communications filed. **S.J.R. 7** was filed.

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 15, 2001

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

- 3rd Sub. H.B. 56** Utah Uniform Securities Act Amendments (P. Arent)
H.B. 259 Charitable Solicitations Act Amendments (P. Arent)
H.B. 263 Interstate Branching of Depository Institution (K. Garn)

Education

- S.B. 205** Prohibition of Job Actions by Public Employees
 (D. Gladwell)

Energy, Natural Resources & Agriculture

- 1st Sub. H.B. 105** Licensure of Estheticians and Nail Technicians (S. Allen)
H.B. 265 Electric Cooperative Regulatory Fees (G. Snow)
S.J.R. 8 Resolution on Rent Moratorium During the Olympics
 (R. Allen)

Health & Environment

- H.B. 113** Surreptitious Administration of a Substance (R. Bigelow)
H.C.R. 5 Resolution Urging Health Study and Information about
 Nevada Test Site (L. Shurtliff)

Judiciary

- H.B. 116** Judicial Retention Election Amendments (G. Cox)
H.B. 131 Internet Child Protection Act (B. Winn)
1st Sub. H.B. 133 Bill of Rights and Constitution Day (J.M. Philpot)
H.J.R. 11 Resolution Urging Training of Judges (M. Thompson)

Quasi-Governmental Entities

- H.B. 28** Independent Entities Act (R. Bigelow)

Revenue & Taxation

- S.B. 213** Taxation of Telephone Corporations (C. Bramble)
H.B. 261 Sales and Use Tax Exemption – Scrap Recyclers
 (G. Curtis)
H.B. 284 Individual Income Tax – Eliminating Marriage Tax
 Penalties (W. Harper)

State & Local Affairs

- S.B. 208** Governmental Immunity for Transporting Persons from Remote or Inaccessible Areas (L. Blackham)
- S.B. 258** Governmental Immunity Amendments (G. Davis)
- H.B. 292** Public Officers and Employees Ethics Act – Exemptions (K. Holdaway)

Transportation & Public Safety

- H.B. 162** Motor Fuel Marketing Act (D. Ure)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

SECOND READING CALENDAR

On motion of Senator Buttars, the circle was removed from **S.B. 158, MANUFACTURED HOUSING DEVELOPMENT EQUAL TREATMENT**, and it was before the Senate. Senator Buttars explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Voting in the negative was: Senator
Spencer

Absent or not voting were: Senators

Blackham	Hellewell	Hickman	Steele
Wright			

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1st Sub. S.B. 126, PAYMENT OF INSURANCE CLAIMS, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Blackham	Wright
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On motion of Senator Valentine, the circle was removed from **S.J.R. 11, RESOLUTION ON TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES**, and it was before the Senate. Senator Valentine explained the bill.

On motion of Senator Valentine, the bill was amended as follows:

1. Page 1, Line 23:
Delete: "new taxes"
2. Page 2, Line 40:
Delete: "or recommend new taxes, including" and after "any" insert "new"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Davis	Gladwell
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H.B. 108, REQUIREMENTS FOR POSTING BOUNDARIES OF HUNTING UNITS, was read the second time.

On motion of Senator Evans, the bill was circled.

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H.B. 80, TEACHER TRANSFERS, was read the second time. Senator Wright explained the bill. Senators Walker, Steele, Spencer, Gladwell commented.

On motion of Senator Gladwell, the bill was amended as follows:

1. Page 1, Line 17, 19, and 22:
Reinstate the House amendments

The bill passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Gladwell	Hale
Hellewell	Hickman	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

Dmitrich	Evans	Hillyard	Waddoups
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Absent or not voting was: Senator
Blackham

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1st Sub. H.B. 211, TUITION WAIVERS FOR TEACHERS, was read the second time. Senator Steele explained the bill. Senators Hillyard commented.

On motion of Senator Steele, the bill was circled.

* * *

H.B. 30, VEHICLE TOWING AND REPORTING REQUIREMENTS, was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Bramble	Julander	Wright
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On motion of Senator Steele, **H.B. 30** was placed on Third Reading Table due to fiscal impact.

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On motion of Senator Hickman, the circle was removed from **H.B. 189**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE , and it was before the Senate.

On motion of Senator Hickman, the following substitute bill replaced the original bill.

FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE

1st Sub. H.B. 189

Bradley Johnson

THIS ACT ENACTS PROVISIONS THAT PROHIBIT THE FEDERAL GOVERNMENT FROM ACQUIRING LAND IN THE STATE FROM ANY STATE AGENCY WITHOUT THE APPROVAL OF THE LEGISLATURE. THE ACT EXPANDS THE DUTIES OF THE CONSTITUTIONAL DEFENSE COUNCIL. THE ACT CREATES A POLICY FOR THE USE OR DISPOSITION OF PUBLIC LANDS WITHIN THE STATE.

On motion of Senator Hillyard, the bill was circled.

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H.B. 85, SCHOOL BUS – VEHICLE SAFETY REQUIREMENTS, was read the second time. Senator Steele explained the bill. Senators Walker and Hickman commented. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Hale	Hellewell
Hickman	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Suazo
Waddoups	Walker	Mansell	

Voting in the negative were: Senators

Evans	Gladwell	Hillyard	Jenkins
Spencer	Stephenson	Valentine	Wright

Absent or not voting were: Senators

Blackham	Bramble
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On motion of Senator Wright, the circle was removed from **1st Sub H.B. 83**, CHILD WELFARE AMENDMENTS, and it was before the Senate.

On motion of Senator Wright, the following substitute bill replaced the original bill.

CHILD WELFARE AMENDMENTS

Senate Sub

2nd Sub. H.B. 83

Wayne Harper

THIS ACT MODIFIES PROVISIONS OF THE JUDICIAL CODE AND THE HUMAN SERVICES CODE RELATED TO CHILD WELFARE. THE ACT LIMITS IMMUNITY FOR ACTIONS BY CERTAIN CHILD PROTECTION EMPLOYEES. THIS ACT REQUIRES THE DIVISION OF CHILD AND FAMILY SERVICES TO MAINTAIN A SEPARATE DATABASE SYSTEM FOR UNSUBSTANTIATED REPORTS OF CHILD ABUSE AND REPORTS OF CHILD ABUSE THAT ARE WITHOUT MERIT. THE ACT REDUCES THE PERIOD OF TIME UNSUBSTANTIATED REPORTS OF CHILD ABUSE ARE MAINTAINED ON THE DATABASE SYSTEM FROM TEN YEARS TO FIVE YEARS. THE ACT ESTABLISHES CIRCUMSTANCES IN WHICH THE DIVISION SHALL REMOVE A NAME FROM THE DATABASE. THE ACT CLARIFIES THE CIRCUMSTANCES IN WHICH AN OFFICER MAY USE FORCE TO REMOVE A CHILD FROM A HOME. THIS ACT CLARIFIES THE CONDITIONS THAT MUST BE MET BEFORE A CHILD SUSPECTED OF BEING ABUSED OR A SIBLING MAY BE REMOVED FROM THE HOME.

THE ACT REQUIRES A COURT TO ORDER VISITATION WITH A PARENT AT THE SHELTER HEARING AND AT THE DISPOSITIONAL HEARING UNLESS VISITATION IS NOT IN THE BEST INTEREST OF THE CHILD. THIS ACT INCLUDES A COORDINATION CLAUSE.

On motion of Senator Wright, the bill was circled.

* * *

On motion of Senator Steele, the circle was removed from **1st Sub. H.B. 211**, TUITION WAIVER FOR TEACHERS, and it was before the Senate.

On motion of Senator Steele, the bill was amended as follows:

- 1. Page 2, Line 39:
After "tuition" delete "and fees"
- 2. Page 2, Line 41:
After "tuition" delete "and fees"

On motion of Senator Julander, the bill was amended as follows:

- 1. Page 2, Line 27:
After "study at" delete "an" and insert "a non-profit Utah"

Senator Buttars commented.

On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Suazo, the Senate voted to reconsider its action on **1st Sub. H.B. 199**. The motion failed on a voice vote.

* * *

2nd Sub. H.B. 220, BURGLARY AMENDMENTS, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

H.B. 237, SEX OFFENDER REGISTRY, was read the second time. Senator explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hale	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Gladwell	Hellewell	Mayne
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On motion of Senator Suazo, the Senate voted to reconsider its action on **1st Sub. H.B. 199**. The motion to reconsider failed on the following vote:

Yeas, 11; Nays, 18; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Julander	Mayne
Peterson	Suazo	Walker	

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Knudson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Wright	Mansell		

* * *

H.B. 240, KIDNAPPING AMENDMENTS, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell

Hickman	Hillyard	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Mayne	Suazo	Waddoups
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* * *

On motion of Senator Gladwell, the circle was removed from **2nd Sub. H.B. 220**, BURGLARY AMENDMENTS, and it was before the Senate. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars	Suazo	Waddoups
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H.B. 250, OBSTRUCTION OF JUSTICE AMENDMENTS, was read the second time. Senator Spencer explained the bill. Senator Mansell commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars Mayne Waddoups

* * *

1st Sub. H.B. 7, RECODIFICATION AND AMENDMENTS OF REDEVELOPMENT AGENCIES STATUTES, was read the second time. Senator Valentine explained the bill. Senators Stephenson and Davis commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale Spencer

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 159, PUBLIC ACCESS TO BUDGETS AND FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES**, and it was before the Senate.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 1, Line 17:
Delete: "club, league."

Senators Ron Allen and Bramble commented. The bill passed on the following roll call:

Yeas, 22; Nays, 4; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne

Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Blackham	Dmitrich	Evans	Steele
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Absent or not voting were: Senators

Gladwell	Hale	Hickman
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On motion of Senator Valentine and at 4:05 p.m., the Senate adjourned until 9:30 a.m., Friday, February 16, 2001.

THIRTY–THIRD DAY

MORNING SESSION

The Senate was called to order at 9:50 a.m., with President Al Mansell presiding.

Prayer– Pastor Roger Anderson, Our Savior’s Lutheran Church, Salt Lake City

Pledge of Allegiance– Senator Buttars

Roll Call – All Senators present except Senators Dmitrich and Steele, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 15, 2001

The House passed, **S.B. 28**, UTAH PERFORMANCE ASSESSMENT FOR STUDENTS AMENDMENTS, by Senator H. Stephenson, et al, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 88**, THEFT OF RENTAL MOTOR VEHICLE, by Senator B. Wright, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 28 and **S.B. 88** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President: February 15, 2001

The House passed, as substituted, **1st Sub. H.B. 43**, REPEAL OF LEGISLATIVE TERM LIMITS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 112**, PREVENTION OF RETALIATORY LAWSUITS, by Representative R. Lockhart, et al, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 235**, PUBLICATION OF SCHOOL DISTRICT EXPENSES, by Representative P. Ray, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 43, H.B. 112**, as amended, and **1st Sub. H.B. 235**, as amended, were read the first time and referred to the Rules Committee.

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Mr. President: February 15, 2001

The House adopted the Joint Conference Committee Report dated February 15, 2001, and passed **1st Sub. S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, by Senator Karen Hale, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

JOINT CONFERENCE COMMITTEE REPORT

Mr. President: February 15, 2001

The Joint Conference Committee comprised of Senators Julander, Wright, and Steele, and Reps. Hatch, Dillree, and Anderson, recommends **S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, by Senator K. Hale, be replaced and favorably recommends **1st Sub. S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS.

Senator Paula Julander
Representative Tom Hatch

On motion of Senator Julander, the Senate voted to adopt the Joint Conference Committee report.

1st Sub. S.B. 48 passed on the following roll call:
Yeas, 22; Nays, 3; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Blackham	Spencer	Stephenson
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Absent or not voting were: Senators

Davis	Dmitrich	Hickman	Steele
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1st Sub. S.B. 48 was returned to the House.

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Mr. President:

February 15, 2001

The House passed, as substituted, **5th Sub. S.B. 39**, ALLOWABLE USE OF COUNTY AND CITY RESOURCES, by Senator D. Chris Buttars, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

5th Sub. S.B. 39 was placed on the Concurrence Calendar.

STANDING COMMITTEE REPORTS

Mr. President:

February 15, 2001

The Business, Labor, and Economic Development Committee recommends **S.B. 63**, RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES, by Senator E. Mayne, be replaced and favorably recommends **2nd Sub. S.B. 63**, RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES; and

The Business, Labor, and Economic Development Committee recommends **S.B. 186**, PAYMENT OF WAGES AMENDMENTS, by Senator P. Suazo, be replaced and favorably recommends **1st Sub. S.B. 186**, PAYMENT OF WAGES AMENDMENTS; and

The Business, Labor, and Economic Development Committee recommends **H.B. 107**, TOURISM MARKETING AMENDMENTS, by Representative S. Allen, be replaced and favorably recommends **1st Sub. H.B. 107**, TOURISM MARKETING AMENDMENTS with the following amendments:

1. Page 10, Line 292:
Delete "may not"
2. Page 10, Line 293:
After "(a)" insert "may not"
3. Page 10, Line 294:
After "(b)" insert "may"

Dan R. Eastman, Chair; and

Mr. President:

February 15, 2001

The Energy, Natural Resources, and Agriculture Committee recommends **S.B. 81**, PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE, by Senator T. Spencer, be replaced and favorably recommends **1st Sub. S.B. 81**, PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE; and

The Energy, Natural Resources, and Agriculture Committee recommends **S.B. 198**, HIGH-LEVEL NUCLEAR WASTE APPROPRIATION, by Senator T. Spencer, be replaced and favorably recommends **1st Sub. S.B. 198**, HIGH-LEVEL NUCLEAR WASTE APPROPRIATION; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 199**, APPROPRIATION REGARDING HIGH-LEVEL NUCLEAR WASTE, by Senator T. Spencer; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 243**, APPROPRIATION FOR CAMP FLOYD – STAGECOACH INN STATE PARK, by Representative D. Cox.

Terry R. Spencer, Chair; and

Mr. President: February 15, 2001

The Education Committee reports a favorable recommendation on **S.B. 210**, HIGHER EDUCATION TUITION DISCLOSURE, by Senator C. Walker.

Bill Wright, Chair; and

Mr. President: February 15, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 168**, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES, by Senator L. Blackham; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 122**, ADMINISTRATIVE TRAFFIC CHECKPOINT AMENDMENTS, by Representative D. Ure.

David H. Steele, Chair

On motion of Senator Gladwell, the committee reports were adopted. **2nd Sub. S.B. 63**, **1st Sub. S.B. 186**, **1st Sub. H.B. 107**, as amended, **1st Sub. S.B. 81**, **1st Sub. S.B. 198**, **S.B. 199**, **H.B. 243**, **S.B. 210**, **S.B. 168**, and **H.B. 122** were placed on Second Reading Calendar.

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Mr. President: February 5, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 106**, MOTOR VEHICLE FRANCHISE ACT

AMENDMENTS, by Representative K. Garn, and recommends it be considered read for the second time and placed on the Consent Calendar.

David H. Steele, Chair

On motion of Senator Knudson, the committee report was adopted. **H.B. 106** was considered read the second time and placed on Consent Calendar.

CONCURRENCE CALENDAR

On motion of Senator Knudson, the Senate voted to concur in the House amendments to **1st Sub. S.B. 26**, MASTER ROAD AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Steele
Valentine			

1st Sub. S.B. 26 was returned to the House.

* * *

On motion of Senator Spencer, the Senate voted to concur in the House amendments to **1st Sub. S.B. 64**, ADOPTION LAW AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Steele
Valentine			

1st Sub. S.B. 64 was returned to the House.

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On motion of Senator Hickman, the Senate voted to concur in the House amendments to **1st Sub. S.B. 130**, R.S. 2477 AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 4; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

Davis	Hale	Julander	Peterson
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Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Steele
Valentine			

1st Sub. S.B. 130 was returned to the House.

CONSENT CALENDAR

H.B. 257, MANDATORY CHILD PROTECTIVE SERVICE REQUIREMENTS, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Dmitrich	Steele	Valentine
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H.B. 257 was signed by the President of the Senate in open session and returned to the House.

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H.B. 37, REAUTHORIZATION OF ADMINISTRATIVE RULES, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Dmitrich	Steele	Valentine
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H.B. 37 was signed by the President of the Senate in open session and returned to the House.

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H.B. 241, JURISDICTION AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Walker	Wright	Mansell	

Absent or not voting were: Senators

E. Allen	Dmitrich	Hickman	Steele
Valentine	Waddoups		

H.B. 241 was signed by the President of the Senate in open session and returned to the House.

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THIRD READING CALENDAR

On motion of Senator Spencer, the circle was removed from **S.B. 142, PERSONNEL MANAGEMENT ACT REVISION**, and it was before the Senate. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Steele
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S.B. 142, as amended, was transmitted to the House.

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On motion of Senator Hillyard, the circle was removed from **1st Sub. S.B. 97, SPECIAL NEEDS ADOPTION SERVICES**, and it was before the Senate. Senator Hillyard explained the bill. Senators Buttars commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins

Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Davis	Dmitrich	Steele
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1st Sub. S.B. 97 was transmitted to the House.

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2nd Sub. S.B. 109, UTAH ANATOMICAL GIFT ACT AMENDMENTS, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Dmitrich	Eastman	Steele
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2nd Sub. S.B. 109 was transmitted to the House.

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S.B. 158, MANUFACTURED HOUSING DEVELOPMENT EQUAL TREATMENT, was read the third time, explained by Senator Buttars, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard

Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Dmitrich	Hickman	Steele	Mansell
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S.B. 158 was transmitted to the House.

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1st Sub. S.B. 126, PAYMENT OF INSURANCE CLAIMS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Dmitrich	Steele	Mansell
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1st Sub. S.B. 126 was transmitted to the House.

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S.J.R. 11, RESOLUTION ON TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Eastman	Evans	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Buttars	Davis	Dmitrich	Hickman
Steele	Mansell		

S.J.R. 11 was transmitted to the House.

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On motion of Senator Blackham, **H.B. 80** was placed on Third Reading Table due to fiscal impact.

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H.B. 85, SCHOOL BUS – VEHICLE SAFETY REQUIREMENTS, was read the third time.

On motion of Senator Valentine, the bill was circled.

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H.B. 237, SEX OFFENDER REGISTRY, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Buttars	Davis	Dmitrich	Knudson
Steele	Mansell		

H.B. 237 was signed by the President of the Senate in open session and returned to the House.

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H.B. 240, KIDNAPPING AMENDMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Dmitrich	Steele	Mansell
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H.B. 240 was signed by the President of the Senate in open session and returned to the House.

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2nd Sub. H.B. 220, BURGLARY AMENDMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Davis	Dmitrich	Steele	Mansell
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2nd Sub. H.B. 220 was signed by the President of the Senate in open session and returned to the House.

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H.B. 250, OBSTRUCTION OF JUSTICE AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Davis	Dmitrich	Steele	Mansell
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H.B. 250, as amended, was returned to the House.

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1st Sub. H.B. 7, RECODIFICATION AND AMENDMENTS OF REDEVELOPMENT AGENCIES STATUTES, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Dmitrich	Spencer	Steele	Mansell
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1st Sub. H.B. 7 was signed by the President of the Senate in open session and returned to the House.

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S.B. 159, PUBLIC ACCESS TO BUDGETS AND FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES, was read the third time, explained by Senator Stephenson. Senator Blackham commented. The bill failed on the following roll call:

Yeas, 13; Nays, 13; Absent, 3.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Gladwell
Hellewell	Hillyard	Jenkins	Knudson
Poulton	Stephenson	Valentine	Walker
Wright			

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Evans	Hale	Hickman	Julander
Mayne	Peterson	Spencer	Suazo
Waddoups			

Absent or not voting were: Senators

Dmitrich	Steele	Mansell
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S.B. 159 was filed.

SECOND READING CALENDAR

S.B. 185, APPROPRIATION FOR 21ST CENTURY LIBRARY INITIATIVE, was read the second time.

On motion of Senator Ron Allen, the bill was circled.

* * *

S.B. 172, POSTCONVICTION DNA TESTING, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Dmitrich	Steele	Mansell
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1st Sub. S.B. 175, RURAL ACCESS TO HEALTH CARE PROVIDERS, was read the second time. Senator Blackham explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

- 1. Page 3, Line 63:
Delete: “25” and insert “30”

Senator Hillyard commented. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Davis	Dmitrich	Peterson	Steele
Valentine	Mansell		

* * *

Senator Waddoups presented citations honoring the Utah Emergency Medical Training Program. Sandy Tenney read the citation.

* * *

On motion of Senator Spencer, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Spencer, the Senate voted to reconsider its action on **S.B. 159.** The motion passed on the following roll call:

Yeas, 15; Nays, 9; Absent, 5.

Voting in the affirmative were: Senators

Bramble	Eastman	Gladwell	Hellewell
Hillyard	Jenkins	Knudson	Poulton
Spencer	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Evans
Hale	Julander	Mayne	Peterson
Suazo			

Absent or not voting were: Senators

Blackham	Buttars	Dmitrich	Hickman
Steele			

S.B. 159, PUBLIC ACCESS TO BUDGETS AND FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES, was before the Senate.

On motion of Senator Spencer, the bill was amended as follows:

1. Page 1, Line 24a:
Delete: "are subject the provisions of this chapter in the same way as a government entity" and insert: "shall be released pursuant to a written request"

The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Dmitrich	Gladwell	Hickman
Steele			

S.B. 159, as amended, was transmitted to the House.

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On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to the Second Reading Calendar.

SECOND READING CALENDAR

S.B. 179, UNEMPLOYMENT INSURANCE – NATIVE AMERICAN TRIBAL UNITS, was read the second time. Senator Mayne explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Dmitrich	Evans	Gladwell
Hickman	Steele		

* * *

On motion of Senator Valentine, the 29th Annual All-State High School Art Show Winners were presented to Committee of the Whole.

On motion of Senator Valentine, the Committee of the Whole was dissolved.

* * *

S.C.R. 3, RESOLUTION APPROVING SETTLEMENT BY UTAH DEPARTMENT OF TRANSPORTATION, was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hickman
Steele			

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S.B. 153, KINSHIP PLACEMENT FOR FOSTER CHILDREN, was read the second time. Senator Wright explained the bill.

On motion of Senator Wright, the bill was amended as follows:

- 1. Page 4, Line 115:
 After “relative” insert “,with preference being given to a non-custodial parent in accordance with Section 78-3a-307.”

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Dmitrich	Steele
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On motion of Senator Evans, the circle was removed from **S.B. 185**, APPROPRIATION FOR 21ST CENTURY LIBRARY INITIATIVE, and it was before the Senate. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Bramble	Davis	Dmitrich
Steele			

* * *

S.B. 232, RESTRICTIONS ON COURT HOUSE PARKING LOTS, was read the second time. Senator Valentine explained the bill. Senator Hillyard commented. The bill failed on the following roll call:

Yeas, 13; Nays, 11; Absent, 5.

Voting in the affirmative were: Senators

Bramble	Buttars	Gladwell	Hale
Hellewell	Hickman	Spencer	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Eastman
Evans	Hillyard	Jenkins	Julander
Mayne	Peterson	Suazo	

Absent or not voting were: Senators

Blackham	Dmitrich	Knudson	Poulton
Steele			

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COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 2001

The House passed, **S.B. 135**, PROVIDING FOR SELECTIVE SERVICE REGISTRATION, by Senator L.S. Poulton, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 141**, TELEPHONE HARASSMENT AMENDMENTS, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 149**, UTAH PROSECUTION COUNCIL AMENDMENTS, by Senator R. Allen, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 135, **S.B. 141**, and **S.B. 149** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 16, 2001

The House passed, as amended, **H.B. 148**, CHILD WELFARE – ALTERNATIVE DISPUTE RESOLUTION, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 247**, FILING WRONGFUL LIENS OR JUDGEMENTS, by Representative M. Dayton, and it is transmitted for consideration; and

The House passed **H.B. 269**, AMENDMENTS TO CONCURRENT JURISDICTION IN ADOPTION CASES, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 271**, APPRAISALS AND APPRAISERS AMENDMENTS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 387**, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME, by Representative M. Throckmorton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 148**, as amended, **1st Sub. H.B. 247**, as amended, **H.B. 269**, **H.B. 271**, as amended, and **H.B. 387**, as amended, were read the first time and referred to the Rules Committee.

* * *

On motion of Senator Valentine and at 11:45 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 16, 2001

The House passed, as substituted and amended, **1st Sub. H.B. 132**, ALTERNATIVE DISPUTE RESOLUTION, by Representative R. Becker, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 157**, CONSUMER PROTECTION FROM DIRECT MAIL, by Representative S. Clark, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 221**, AMENDMENTS TO ATTORNEY LIEN LAW, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 289**, CLEAN FUEL VEHICLES – USE OF HIGH OCCUPANCY VEHICLE LANES, by Representative D. Bush, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 360**, CHILDREN’S JUSTICE CENTER PROGRAM AMENDMENTS, by Representative S. Daniels, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 132**, as amended, **H.B. 157**, as amended, **1st Sub. H.B. 221**, as amended, **1st Sub. H.B. 289**, as amended, and **H.B. 360**, as amended, were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 16, 2001

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

S.B. 188 Credit Union Act – Member Business Loans (T. Spencer)

S.B. 236 Credit Unions and Credit Association – Taxation
(J. Hickman)

1st Sub. H.B. 51 Workforce Services Amendments (R. Siddoway)

Education

H.B. 99 Reading Skills Development Center Amendments
(K. Morgan)

1st Sub. H.B. 102 Modifications of School Choice Program (A. Bradshaw)

Energy, Natural Resources & Agriculture

H.B. 115 Waste Tire Recycling (N. Hendrickson)

H.B. 172 Appropriation for Herd Testing for Johne’s Disease
(D. Cox)

H.B. 297 Procedures for Small Telephone Company Rate Cases
(T. Hatch)

H.C.R. 6 Resolution Approving Waste Disposal (D. Ure)

Health & Environment

S.B. 238 Fiscal Year for Utah Comprehensive Health Insurance
Pool (G. Davis)

Human Services

H.J.R. 10 Resolution Recognizing Bill of Rights Day (J.M. Philpot)

Judiciary

1st Sub. H.B. 12 Provision for Legal Relinquishment of a Newborn
(P. Arent)

H.B. 124 Amendments to Voter Information Pamphlet
(J.M. Philpot)

1st Sub. H.B. 135 Child Pornography Amendments (K. Bryson)

Quasi-Governmental Entities

S.B. 85 Public Safety Retirement Exception (B. Evans)

S.B. 155 Retirement Board Membership (D. Steele)

Revenue & Taxation

S.B. 260 Group Insurance Program Act Amendments (C. Bramble)

H.B. 38 School District Voted Leeway Amendments (K. Garn)

H.B. 158 Individual Income Tax – Addition of Interest to Federal
Taxable Income (G. Curtis)

H.B. 323 Sales and Use Tax – Rural Hospital Tax Amendments
(D. Bowman)

State & Local Affairs

S.B. 263 Amendments to Duties of County Executive (G. Davis)

H.B. 245 Utah Procurement Code – Reverse Auctions
(M. Stephens)

Transportation & Public Safety

S.B. 94 Driver License Reporting (M. Peterson)

Michael Waddoups

Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 16, 2001
 The Human Services Committee recommends **1st Sub. H.B. 25**, CIVIL STALKING AMENDMENTS, by Representative L. Shurtliff, be replaced and favorably recommends **2nd Sub. H.B. 25**, CIVIL STALKING AMENDMENTS.
 John W. “Bill Hickman, Chair; and

Mr. President: February 16, 2001
 The Judiciary Committee reports a favorable recommendation on **H.B. 258**, CRIMINAL SENTENCING AMENDMENTS, by Representative S. Daniels.
 David L. Gladwell, Chair; and

Mr. President: February 16, 2001
 The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 78**, TAXATION OF FOOD, by Senator M. Waddoups, with the following amendments:

1. Page 12, Line 366:
 After “imposed” delete “by Section 59–12–103” and insert “under this chapter”
2. Page 12, Lines 367 – 368:
 Delete lines 367 and 368.; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 174**, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS, by Senator C. Bramble; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 237**, EXCISE TAX BOND PROCESS, by Senator J. Valentine; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 98**, ENTERPRISE ZONE AMENDMENTS, by Representative B. Johnson.

Curtis S. Bramble, Chair; and

Mr. President: February 16, 2001
 The State and Local Affairs Committee recommends **S.B. 23**, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS, by Senator D. Gladwell, be replaced and favorably recommends **1st Sub. S.B. 23**, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS with the following amendments:

1. Page 3, Line 74:
Delete Line 74 and renumber accordingly.
2. Page 3, Line 83:
Delete Line 83 and renumber accordingly.
3. Page 45, Lines 1370 & 1371:
Delete Lines 1370 and 1371, and renumber accordingly.
4. Page 45, Lines 1382–1384:
Delete Lines 1382 through 1384 and renumber accordingly.;and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 80**, COUNTY STATUTES REVISION, by Senator D. Gladwell, with the following amendments:

1. Page 1, Line 6:
After “conveyance of” insert “a” and after “plat” delete the comma and insert “and”
2. Page 1, Line 18:
After “executive.” insert “The act repeals certain duties of a county treasurer and a county auditor and repeals penalties for a treasurer or auditor who does not fulfill certain duties. The act modifies certain duties of a county treasurer.”
3. Page 3, Line 63:
After line 63 insert:
“17–24–1, as last amended by Chapter 207, Laws of Utah 1999
17–24–4, as last amended by Chapter 133, Laws of Utah 2000”
4. Page 4, Line 108:
After line 108 insert:
“59–2–1366, as last amended by Chapter 3, Laws of Utah 1988”
5. Page 5, Line 124:
After line 124 insert:
“59–2–1367, as renumbered and amended by Chapter 4, Laws of Utah 1987
59–2–1368, as last amended by Chapter 227, Laws of Utah 1993
59–2–1369, as renumbered and amended by Chapter 4, Laws of Utah 1987
59–2–1370, as last amended by Chapter 3, Laws of Utah 1988
59–2–1371, as last amended by Chapter 227, Laws of Utah 1993”

6. Page 12, Line 339:
At the beginning of line 339 reinstate “date” and after “date” insert “and”
7. Page 12, Line 346:
After “amount of judgment, the” insert “date and”
8. Page 14, Line 427:
After “all” insert “county”
9. Page 14, Line 428:
After “performed by a” bracket “registered” and insert “licensed”
10. Page 14, Line 429:
After “surveyor” insert “or the surveyor’s office is consolidated with another office and the officeholder is not a licensed land surveyor”
11. Page 15, Line 432:
After “all” insert “county”
12. Page 15, Line 443:
After “(1)(a)(vi)(A),” delete “a” and insert “the” and after “surveyor” insert “under contract with the county to perform county surveyor duties”
13. Page 17, Line 504:
At the beginning of line 504 bracket “The” and insert “(1) Except as provided in Subsection (2), each”
14. Page 17, Line 505:
At the beginning of line 505 delete “(1)” and insert “(a)”
15. Page 17, Line 507:
At the beginning of line 507 delete “(2)” and insert “(b)” and after “obtained by the” delete “recorder” and insert “surveyor”
16. Page 17, Line 511:
After “in the” delete “recorder’s” and insert “surveyor’s” and after line 511 insert:
“(2) Subsection (1) does not apply to an ownership plat that the county recorder is required under Section 17–21–21 to prepare and keep.”
17. Page 20, Line 602:
After “(7)” bracket “Any” and insert “Each”

18. Page 20, Line 603:

After “makes a” insert “boundary”

19. Page 23, Line 680:

After line 680 insert:

“Section 27. Section 17–24–1 is amended to read:

17–24–1 General duties of treasurer. The county treasurer shall:

(1) receive all money belonging to the county and all other money by law directed to be paid to the treasurer, [safely keep the same, and apply and pay it out and render an account thereof as required by law] including proceeds of bonds, notes, or other evidences of indebtedness issued under Title 11, Chapter 14, Utah Municipal Bond Act;

(2) deposit and invest all money received under Title 51, Chapter 7, State Money Management Act;

[(2)] (3) keep a record of the receipts and expenditures of all such money;

[(3)] (4) disburse county money:

(a) on a county warrant issued by the county auditor; or

(b) subject to Sections 17–19–1, 17–19–3, and 17–19–5, by a county check or such other payment mechanism as may be adopted pursuant to Chapter 36, Uniform Fiscal Procedures Act for Counties;

(5) perform the duties assigned to the treasurer under Title 59, Chapter 2, Part 13, Collection of Taxes;

[(4)] (6) perform the duties under Title 59, Chapter 2, Part 13, Collection of Taxes, that have been reassigned to the treasurer in an ordinance adopted under Section 17–16–5.5; and

[(5)] (7) perform [such] other duties [as] that are [or may be] required by law or ordinance.

Section 28. Section 17–24–4 is amended to read:

17–24–4 Payment of warrants, checks, or other instruments.

(1) When a warrant is presented for payment and there is money in the treasury [for that purpose], the treasurer shall pay it.

(2) Upon receiving the notice from the county auditor under Subsection 17–19–3(3)(b) and if there is adequate money in the treasury, the treasurer shall, by check or other payment mechanism, make any payment not already paid by warrant.

(3) Notwithstanding Subsections (1) and (2), the treasurer has no obligation to pay any warrant or to issue any check or other payment instrument before receiving the certified list under Subsection 17–20–1.7(4).”

20. Page 29, Line 873:
After “statute” insert “or ordinance”
21. Page 38, Line 1144:
After “statute” insert “or ordinance”
22. Page 40, Line 1225:
After “findings of” delete “fault” and insert “fact”
23. Page 60, Line 1834:
At the end of line 1834 insert “and”
24. Page 60, Line 1835:
After “optional plan” insert “and the study committee report”
25. Page 60, Line 1836:
After “copy” bracket “; and” and insert a period
26. Page 60, Lines 1837–1839:
Bracket lines 1837 through 1839
27. Page 64, Line 1964:
Delete “tentative” and insert “proposed”
28. Page 67, Line 2064:
After “supervise other” insert “elected”
29. Page 67, Line 2073:
After “legislative body may” insert “issue subpoenas and”
30. Page 68, Line 2086:
After “(2)” delete “The” and insert “A” and after “action” delete the remainder of line 2086 and insert “required by law and necessary to the full discharge of its duties”
31. Page 68, Line 2087:
Delete line 2087
32. Page 68, Line 2088:
At the beginning of line 2088 delete “to the county legislative body by statute”
33. Page 68, Line 2097:
After “(3)” delete “The” and insert “A” and after “action” delete the

remainder of line 2097 and insert “required by law and necessary to the full discharge of the executive’s duties”

34. Page 68, Line 2098:
Delete line 2098
35. Page 68, Line 2099:
At the beginning of line 2099 delete “executive by statute”
36. Page 75, Line 2315:
After line 2315 insert:
“Section 79. Section 59–2–1366 is amended to read:
59–2–1366 Apportionment of redemption or assignment money.
[Whenever] (1) If property sold to the county under this title is redeemed, or the certificate of sale is assigned, the moneys received on account of the redemption or assignment shall be distributed as follows: the original and subsequent taxes, and 40% of interest, penalty, and costs of sale received shall be apportioned to the taxing entities interested, in proportion to their respective taxes, and the balance shall be paid to the county. [In all cases where]
(2) If a sum less than the taxes, interest, penalty, and costs is accepted in settlement, the proceeds of the settlement shall be applied, first to the payment of the original and subsequent taxes, and the remainder, if any, to the payment of interest, penalty, and costs. [The county treasurer shall keep an accurate account of all moneys paid in redemption of property sold to the county and for assignments of certificates of sale, and shall, on the first Monday of March of each year, or at any other times the state auditor may direct, make a detailed report, verified by affidavit, of each account year to the state auditor, in a form required by the state auditor.]”
37. Page 77, Line 2371:
After “(8)” insert “except as otherwise expressly provided by statute.”
38. Page 77, Line 2379:
After line 2379 insert:
“Section 59–2–1367, Duty of county treasurer.
Section 59–2–1368, Delict of county treasurer — Penalty.
Section 59–2–1369, Duty of county auditor — Report to state treasurer.
Section 59–2–1370, State auditor and state treasurer to receive duplicate copies.
Section 59–2–1371, Delict of county auditor — Penalty.”
Re-number remaining sections accordingly.;and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 77**, STATE SCIENCE CENTER, by Representative A.L. Tyler, with the following amendments:

1. Page 1, Line 8:
After “only, to” insert “the Department of Community and Economic Development for”
2. Page 5, Line 145:
After “General Fund to” insert “the Department of Community and Economic Development for”; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 143**, VOTING BY SECRET BALLOT FOR PERSONS WITH DISABILITIES, by Representative R. Siddoway; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 118**, MINERAL LEASE AMENDMENTS, by Representative M. Young.
Carlene M. Walker, Chair

On motion of Senator Hillyard, the committee reports were adopted. **2nd Sub. H.B. 25, H.B. 258, S.B. 78**, as amended, **S.B. 174, S.B. 237, 1st Sub. H.B. 98, 1st Sub. S.B. 23**, as amended, **S.B. 80**, as amended, **H.B. 77**, as amended, **H.B. 143**, and **H.B. 118** were placed on Second Reading Calendar.

* * *

Mr. President: February 16, 2001

The Human Services Committee reports a favorable recommendation on **H.B. 239**, SUPPORT FOR CHILDREN IN STATE CUSTODY, by Representative E. Anderson, and recommends it be considered read for the second time and placed on the Consent Calendar.

John W. “Bill” Hickman, Chair; and

Mr. President: February 16, 2001

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 252**, JUDICIARY AMENDMENTS, by Representative A.L. Tyler, and recommends it be considered read for the second time and placed on the Consent Calendar.

David L. Gladwell, Chair; and

Mr. President: February 16, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 136**, REVENUE AND TAXATION CRIMINAL OFFENSES AND

PENALTIES, by Representative B. Holladay, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Gladwell, the committee reports were adopted. **H.B. 239, 1st Sub. H.B. 252, and H.B. 136** were considered read the second time and placed on the Consent Calendar.

SECOND READING CALENDAR

1st Sub. S.B. 49, AVIATION FUEL TAX was read the second time.

On motion of Senator Knudson, the bill was circled.

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S.B. 71, TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS, was read the second time.

On motion of Senator Walker, the following substitute bill replaced the original bill.

TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS

1st Sub. S.B. 71

Carlene M. Walker

THIS ACT MODIFIES PROVISIONS OF THE REVENUE AND TAXATION CODE AND THE UTAH HUMAN SERVICES CODE RELATING TO CHILD AND FAMILY SERVICES. THE ACT PROVIDES A TAX CREDIT TO ANY TAXPAYER WHO ADOPTS A CHILD WHO HAS A SPECIAL NEED. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2001.

Senator Walker explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

- | | | | |
|----------|------------|----------|-----------|
| E. Allen | R. Allen | Blackham | Bramble |
| Buttars | Eastman | Evans | Gladwell |
| Hale | Hellewell | Hickman | Hillyard |
| Jenkins | Knudson | Mayne | Peterson |
| Spencer | Stephenson | Suazo | Valentine |
| Waddoups | Walker | Wright | Mansell |

Absent or not voting were: Senators

Davis	Dmitrich	Julander	Poulton
Steele			

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On motion of Senator Evans, a bill file was authorized to be opened for a concurrent resolution regarding 2002 Olympic's hosting.

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On motion of Senator Blackham, the circle was removed from **H.B. 108**, REQUIREMENTS FOR POSTING BOUNDARIES OF HUNTING UNITS. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Dmitrich	Poulton	Steele
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On motion of Senator Valentine, the circle was removed from **1st Sub. S.B. 49**, AVIATION FUEL TAX, and it was before the Senate. Senator Valentine explained the bill. Senators Hillyard, Mayne, Hickman, and Ed Allen commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Dmitrich Poulton Steele Wright

Senator Bramble declared a conflict of interest.

* * *

S.B. 117, GUARDIAN AD LITEM AMENDMENTS, was read the second time. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 6, Line 176:
After “court” reinstate “may” and delete “shall”
2. Page 8, Line 236:
After “court” reinstate “may” and delete “shall”
3. Page 10, Lines 305 and 306:
After “interest” delete “under the Rules of Professional Conduct”

Senator Wright commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham Buttars Dmitrich Steele
Valentine

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S.B. 70, REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS, was before the Senate.

On motion of Senator Stephenson, the bill was circled.

* * *

On motion of Senator Waddoups, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Waddoups, the circle was removed from **S.B. 152, MEDICAL EXPENSES OF COUNTY INMATES**, and it was before the Senate. Senator Waddoups explained the bill. Senators Buttars and Knudson commented.

On motion of Senator Knudson, the bill was amended as follows:

1. Page 2, Line 36a:
Reinstate: “a health care provider or”

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Dmitrich	Hillyard	Steele
Valentine			

S.B. 152, as amended, was transmitted to the House.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 16, 2001

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Revenue & Taxation

S.B. 214 Taxation of Mobile Telecommunications Service and Task Force on Telecommunications Taxation (C. Bramble)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

On motion of Senator Poulton and at 3:15 p.m., the Senate adjourned until 10:00 a.m., Monday, February 19, 2001.

THIRTY–SIXTH DAY

MORNING SESSION

The Senate was called to order at 9:45 a.m., with President Al Mansell presiding.

Prayer— Elder Beth Gurrister, Presbyterian Church in Brigham City

Pledge of Allegiance— Senator Ed Mayne

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 2001

The Speaker of the House has signed **1st Sub. S.B. 26**, MASTER ROAD AMENDMENTS, by Senator P. Knudson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 48**, PASSENGER LIMITATIONS FOR YOUNG DRIVERS, by Senator K. Hale, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 64**, ADOPTION LAW AMENDMENTS, by Senator T. Spencer, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 130**, R.S. 2477 AMENDMENTS, by Senator J. Hickman, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 26, **1st Sub. S.B. 48**, **1st Sub. S.B. 64**, and **1st Sub. S.B. 130** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 16, 2001

The House passed, as substituted, **2nd Sub. H.B. 170**, PRESCRIBING PSYCHIATRIC DRUGS OR MEDICATION, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed **H.B. 287**, PUBLIC TRANSIT TAX AMENDMENTS, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 314**, ELECTION CODE – MILITARY OVERSEAS BALLOT PROCEDURES, by Representative M. Throckmorton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd. Sub. H.B. 170**, **H.B. 287**, and **H.B. 314**, as amended, were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 16, 2001

The Health and Environment Committee reports a favorable recommendation on **H.B. 113**, SURREPTITIOUS ADMINISTRATION OF A SUBSTANCE, by Representative R. Bigelow; and

The Health and Environment Committee reports a favorable recommendation on **H.C.R. 5**, RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE, by Representative L. Shurtliff.

Peter C. Knudson, Chair

On motion of Senator Knudson, the committee reports were adopted. **H.B. 113** and **H.C.R. 5** were placed on Second Reading Calendar.

* * *

Mr. President: February 16, 2001

The Health and Environment Committee reports a favorable recommendation on **H.B. 104**, MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS, by Representative S. Allen, and recommends it be considered read for the second time and placed on the Consent Calendar.

Peter C. Knudson, Chair

On motion of Senator Valentine, the committee report was adopted. **H.B. 104** was considered read the second time and placed on the Consent Calendar.

CONCURRENCE CALENDAR

On motion of Senator Butters, the Senate voted to concur in the House amendments to **5th Sub. S.B. 39**, ALLOWABLE USE OF COUNTY AND CITY RESOURCES. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Poulton	Stephenson	Wright
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5th Sub. S.B. 39 was returned to the House.

CONSENT CALENDAR

S.B. 225, APPROPRIATION TO MEMORY GROVE FOUNDATION, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Mansell

Absent or not voting were: Senators

R. Allen	Julander	Poulton	Valentine
Wright			

S.B. 225 was transmitted to the House.

* * *

S.B. 245, CONSUMER PROTECTION AMENDMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Knudson	Mayne	Peterson
Spencer	Steele	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Hickman	Jenkins	Julander	Poulton
Stephenson	Wright		

S.B. 245 was transmitted to the House.

* * *

H.B. 169, NAME OF SPECIAL DISTRICT AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Hickman	Poulton	Stephenson	Wright
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H.B. 169 was signed by the President of the Senate in open session and returned to the House.

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H.B. 173, SPECIAL SERVICE DISTRICT – QUALIFIED ELECTORS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Hickman	Poulton	Stephenson	Suazo
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H.B. 173 was signed by the President of the Senate in open session and returned to the House.

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H.B. 244, MODIFYING THE ELECTRIC DEREGULATION AND CUSTOMER CHOICE TASK FORCE, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hickman	Poulton	Suazo
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H.B. 244 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.C.R. 3, RESOLUTION SUPPORTING FLAMING GORGE DAM AND RESERVOIR AND GLEN CANYON DAM AND LAKE POWELL, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Eastman	Hickman	Poulton	Steele
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1st Sub. H.C.R. 3 was signed by the President of the Senate in open session and returned to the House.

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S.B. 170, UTAH REVISED LIMITED LIABILITY COMPANY ACT, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Hickman	Poulton	Wright
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S.B. 170 was transmitted to the House.

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1st Sub. H.B. 126, AMENDMENTS TO SALES AND USE TAX EXEMPTIONS FOR MEALS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Evans	Hickman	Waddoups
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1st Sub. H.B. 126 was signed by the President of the Senate in open session and returned to the House.

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S.B. 211, SOLEMNIZATION OF MARRIAGES, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Dmitrich	Evans	Hickman	Poulton
Wright			

S.B. 211 was transmitted to the House.

THIRD READING CALENDAR

S.B. 172, POSTCONVICTION DNA TESTING, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale Hickman

S.B. 172 was transmitted to the House.

* * *

1st Sub. S.B. 175, RURAL ACCESS TO HEALTH CARE PROVIDERS, was read the third time.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 2, Line 53:
Delete: “25” and insert: “30”

The bill and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting was: Senator

Wright

1st Sub. 175 was transmitted to the House.

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S.B. 179, UNEMPLOYMENT INSURANCE – NATIVE AMERICAN TRIBAL UNITS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting was: Senator

Wright

S.B. 179 was transmitted to the House.

* * *

S.C.R. 3, RESOLUTION APPROVING SETTLEMENT BY UTAH DEPARTMENT OF TRANSPORTATION, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Davis	Julander
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S.C.R. 3 was transmitted to the House.

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S.B. 153, KINSHIP PLACEMENT FOR FOSTER CHILDREN, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

S.B. 153 was transmitted to the House.

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On motion of Senator Valentine, “President George Washington”, portrayed by Ruel Haymond and “President Abraham Lincoln”, portrayed by Mark Bezzant, spoke in Committee of the Whole. A special musical number, “Stars and Stripes Forever,” was performed by Barbara Dayton, Sara Dayton, Cynthia Heideman and Trisha King.

On motion of Senator Valentine, the Committee of the Whole was dissolved.

* * *

S.B. 185, APPROPRIATION FOR 21ST CENTURY LIBRARY INITIATIVE, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

S.B. 185 was transmitted to the House.

* * *

1st Sub. S.B. 71, TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS, was read the third time, explained by Senator Walker, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

1st Sub. S.B. 71 was transmitted to the House.

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H.B. 108, REQUIREMENTS FOR POSTING BOUNDARIES OF HUNTING UNITS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Evans

H.B. 108 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. S.B. 49, AVIATION FUEL TAX, was read the third time.

On motion of Senator Valentine, the bill was circled.

* * *

S.B. 117, GUARDIAN AD LITEM AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Evans	Wright
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S.B. 117 was transmitted to the House.

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On motion of Senator Hickman **S.C.R. 5** was lifted from Rules and placed on Time Certain for February 23, 2001, at 11:00 a.m.

SECOND READING CALENDAR

2nd Sub. S.B. 63, RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES, was read the second time.

On motion of Senator Mayne, the bill was circled.

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On motion of Senator Eastman, the Senate voted to reconsider its action on **S.B. 232.**

S.B. 232, RESTRICTIONS ON COURT HOUSE PARKING LOTS, was before the Senate. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Hale	Hellewell	Hickman
Knudson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hillyard	Jenkins	Julander
Mayne	Peterson	Suazo	Walker

* * *

1st Sub. S.B. 186, PAYMENT OF WAGES AMENDMENTS, was read the second time. Senator Suazo explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Evans

* * *

Senator Blackham presented the list of fiscal note bills for prioritization by the Senators.

* * *

1st Sub. S.B. 81, PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE, was read the second time. Senator Spencer explained the bill. Senators Steele and Ron Allen commented. The bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Suazo	Valentine
Walker	Wright	Mansell	

Voting in the negative were: Senators

Buttars Steele Waddoups

Absent or not voting were: Senators

Blackham Evans Stephenson

* * *

1st Sub. S.B. 198, APPROPRIATION REGARDING HIGH-LEVEL NUCLEAR WASTE, was read the second time. Senator Spencer explained the bill.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 6:
Delete: "\$1,600,000 and insert: "\$1,300,000"
2. Page 1, Line 9:
Delete: "\$600,000 and insert: "\$300,000"
3. Page 1, Line 16:
Delete: "\$600,000 and insert: "\$300,000"

Senators Steele, Waddoups, Buttars and Suazo commented. The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Bramble	Davis	Dmitrich
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Walker
Mansell			

Voting in the negative were: Senators

E. Allen Buttars Steele Waddoups
Wright

Absent or not voting were: Senators

Blackham Hale Mayne

* * *

S.B. 199, APPROPRIATION REGARDING HIGH-LEVEL NUCLEAR WASTE, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hale	Steele	Suazo
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S.B. 210, HIGHER EDUCATION TUITION DISCLOSURE, was read the second time.

On motion of Senator Walker, the following substitute bill replaced the original bill.

HIGHER EDUCATION TUITION DISCLOSURE

2nd Sub. S.B. 210

Carlene M. Walker

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF HIGHER EDUCATION BY REQUIRING HIGHER EDUCATION INSTITUTIONS TO HOLD A PUBLIC MEETING PRIOR TO INCREASING TUITION RATES. THE ACT DETAILS THE PROCEDURES TO BE FOLLOWED FOR THE MEETING, INCLUDING PUBLICATION OF A NOTICE AND THE INFORMATION TO BE SUPPLIED TO THOSE AT THE MEETING.

On motion of Senator Walker, the bill was circled.

* * *

S.B. 168, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES, was read the second time.

On motion of Senator Eastman, the bill was circled.

* * *

S.B. 78, TAXATION OF FOOD, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

S.B. 174, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING, was read the second time. Senator Bramble explained the bill. Senator Ron Allen commented. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

R. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	Hillyard	Julander
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Absent or not voting were: Senators

Blackham	Waddoups
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S.B. 237, EXCISE TAX BOND PROCESS, was read the second time. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Buttars	Waddoups
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1st Sub. S.B. 23, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Mayne
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On motion of Senator Stephenson, the circle was removed from **S.B. 70, REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS**, and it was before the Senate. Senator Stephenson explained the bill. Senators Hillyard and Ron Allen commented.

On motion of Senator Stephenson, the bill was amended as follows:

- Page 1, Line 7b
Senate 2nd Reading
Amendments, 2-15-2001:
After "increment." insert "This act also contains a coordination clause."
- Page 8, Line 216:
After line 216 insert:
"Section 2. Coordination clause.
If this bill and 1st Substitute H.B. 7, Recodification and Amendments of Redevelopment Agencies Statutes, 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, merge these two bills by adding the following as Subsection (7) in Section 17B-4-1002 as enacted in 1st Substitute H.B. 7:

(7) Each time a school district representative or a representative of the State Board of Education votes as a member of a taxing entity committee to allow an agency to be paid tax increment or to increase the amount or length of time that an agency may be paid tax increment, that representative shall, within 45 days after the vote, provide to the representative’s respective school board an explanation in writing of the representative’s vote and the reasons for the vote.”

The bill, as amended, passed on the following roll call:

Yeas, 18; Nays, 7; Absent, 4.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Gladwell
Hale	Hellewell	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Jenkins	Suazo	

Absent or not voting were: Senators

Blackham	Hickman	Hillyard	Mayne
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COMMUNICATIONS FROM THE HOUSE

Mr. President: February 19, 2001

The House concurred in the Senate amendments and passed **H.B. 13**, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, by Representative A.L. Tyler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 232**, CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS, by Representative M. Throckmorton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 13 and **H.B. 232** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 19, 2001

The House passed, as amended, **H.B. 168**, NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT, by Representative F. Fife, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 168**, as amended, was read the first time and referred to the Rules Committee.

* * *

Mr. President: February 19, 2001

The House refused to concur with the Senate Amendments to **H.B. 58**, SCHOOL UNIFORMS AMENDMENTS, by Representative K. Morgan, et al, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

Communications filed.

On motion of Senator Julander, the Senate voted to recede from the Senate amendments to **H.B. 58**. The motion passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hillyard	Spencer	Valentine
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H.B. 58 was signed by the President in open session and returned to the House.

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On motion of Senator Poulton, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 19, 2001

The House passed, **S.B. 19**, ICE CREAM AND MILK DISPENSER REQUIREMENTS, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 19 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 19, 2001

The House passed, as amended, **H.B. 134**, STATE ACCOUNTING STANDARDS, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 290**, TOBACCO PREVENTION FUNDING, by Representative K. Morgan, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 310**, STATE BOARDS AND COMMISSIONS AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 322**, DOMESTIC TERRORISM OF COMMERCIAL ENTERPRISES, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 353**, DRIVING UNDER THE INFLUENCE AMENDMENTS, by Representative Paul Ray, and it is transmitted for consideration; and

The House passed **H.B. 359**, RETIREMENT SYSTEM COST-OF-LIVING ADJUSTMENT, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 386**, UTAH HOUSING FINANCE AGENCY AMENDMENTS, by Representative R. Bigelow, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 134**, as amended, **H.B. 290**, as amended, **1st Sub. H.B. 310**, **H.B. 322**, as amended, **1st Sub. H.B. 353**, **H.B. 359**, and **H.B. 386**, as amended, were read the first time and referred to the Rules Committee.

* * *

Mr. President:

February 19, 2001

The House passed, as amended, **1st Sub. S.B. 60**, UNIFORM ATHLETE AGENTS ACT, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Mansell, the bill was placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 19, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

- | | |
|-------------------------|---|
| S.B. 235 | Credit Union and Association Conversions (D. Eastman) |
| S.B. 252 | Amendments to Construction Contracts (S. Jenkins) |
| S.B. 268 | Financial Services Task Force (D.C. Buttars) |
| 1st Sub. H.B. 73 | Mental Health Therapist Licensing Act Amendments
(J. Buffmire) |
| H.B. 125 | Eight Hour Work Day Amendments (J. Alexander) |
| H.B. 157 | Consumer Protection from Direct Mail (S. Clark) |

Education

- | | |
|--------------------------|--|
| 2nd Sub. H.B. 48 | Creation of School Districts (D. Cox) |
| H.B. 174 | Fine Arts Curriculum Amendments (S. Allen) |
| 1st Sub. H.B. 235 | Publication of School District Expenses (P. Ray) |
| H.C.R. 2 | Resolution Urging School Boards to Keep Media
Resources a Priority (A.L. Tyler) |

Energy, Natural Resources & Agriculture

S.B. 242 Hazardous Waste Fee Allocation Amendments (R. Allen)

Human Services

S.B. 271 Appropriation for Homeless Endowment (P. Suazo)

H.B. 148 Child Welfare – Alternative Dispute Resolution
(A.L. Tyler)

H.B. 269 Amendments to Concurrent Jurisdiction in Adoption
Cases (M. Throckmorton)

H.B. 360 Children’s Justice Center Program Amendments
(S. Daniels)

H.B. 387 Narrowing Grounds for Removal of a Child from the
Home (M. Throckmorton)

Judiciary

H.B. 112 Prevention of Retaliatory Lawsuits (R. Lockhart)

1st Sub. H.B. 221 Amendments to Attorney Lien Law (D. Hogue)

1st Sub. H.B. 247 Filing Wrongful Liens or Judgements (M. Dayton)

Quasi–Governmental Entities

S.B. 92 Public Safety Retirement Amendments (M. Dmitrich)

S.B. 171 State Retirement Formula Changes (J. Valentine)

S.B. 272 Retirement – Open Window Options (B. Evans)

Revenue & Taxation

S.B. 74 Sales and Use Tax – Uniform Sales and Use Tax
Administration Act and Sales and Use Tax Revisions
(L. Hillyard)

S.B. 234 Sales and Use Tax – Botanical, Cultural, Recreational,
and Zoological Organizations or Facilities Amendments
(L. Hillyard)

S.B. 255 Task Force on Government Revenue and Tax Structure
(P. Knudson)

H.B. 127 Individual Income Tax Deduction for Net Capital Gain
(J. Ferrin)

H.B. 271 Appraisals and Appraisers Amendments (G. Adair)

State & Local Affairs

S.B. 228 Sales and Use Tax for Community Development
(P. Suazo)

S.B. 241 Special District Amendments (G. Davis)

- 1st Sub. H.B. 43** Repeal of Legislative Term Limits (D. Ure)
H.B. 139 Cities and Towns – Classification and Related Issues
(W. Harper)

Transportation & Public Safety

- S.B. 219** Construction Contracts – Prompt Payment Act
(M. Waddoups)
S.B. 256 Transportation Amendments (P. Knudson)
S.B. 270 Transportation Funding Amendments (M. Waddoups)
1st Sub. H.B. 289 Clean Fuel Vehicles – Use of High Occupancy Vehicle
Lanes (D. Bush)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President:

February 16, 2001

The Business, Labor, and Economic Development Committee recommends **S.B. 166**, MOBILE HOME PARK RESIDENCY AMENDMENTS, by Senator D. Eastman, be replaced and favorably recommends **1st Sub. S.B. 166**, MOBILE HOME PARK RESIDENCY AMENDMENTS with the following amendments:

1. Page 5, Line 146:
Delete “\$500” and insert “\$250” and after “more.” insert “however, if the required repair is estimated to be more than \$1,500, the resident and mobile home park owner may make arrangements for a longer period of time in order to meet the conditions of the notice;”
2. Page 6, Line 150:
Delete “\$500” and insert “\$250”
3. Page 7, Line 199:
Bracket “the” and insert “registered or certified”
4. Page 7, Line 203:
After “through” bracket “the” and insert “registered or certified”
5. Page 9, Line 259:
After “(v)” insert “requirements for the”; and

The Business, Labor, and Economic Development Committee recommends **S.B. 254**, RESIDENCE LIENS RECOVERY FUND AMENDMENTS, by

Senator L. Hillyard, et al, be replaced and favorably recommends **1st Sub. S.B. 254, RESIDENCE LIENS RECOVERY FUND AMENDMENTS.**

Dan R. Eastman, Chair; and

Mr. President:

February 19, 2001

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 181, OUTDOOR ADVERTISING STRUCTURES NEAR POWER LINES**, by Senator M. Dmitrich; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **1st Sub. H.B. 105, LICENSURE OF ESTHETICIANS AND NAIL TECHNICIANS**, by Representative S. Allen, with the following amendments:

1. Page 7, Line 205:
After “(2)” insert “(a)”
2. Page 7, Line 205:
After line 205 insert:
“(b)(i) At least one of the members of the board appointed under Subsections (1)(b), (d), and (f) shall be an instructor at or a representative of a public school.
(ii) At least one of the members of the board appointed under Subsections (1)(b), (d), and (f) shall be an instructor at or a representative of a private school.”
3. Page 12, Lines 346–349:
Reinstate lines 346–349
House Floor Amendments
2–9–2001
4. Page 12, Line 350:
Reinstate “(v)” and delete “(iii)”
House Floor Amendments
2–9–2001
5. Page 12, Lines 363–366:
Reinstate lines 363–366
House Floor Amendments
2–9–2001
6. Page 13, Line 367:
Reinstate “(v)” and delete “(iii)”

House Floor Amendments
2-9-2001

7. Page 14, Lines 401-405:
Reinstate lines 401-405
House Floor Amendments
2-9-2001
8. Page 14, Line 406:
Reinstate “(v)” and delete “(iii)”
House Floor Amendments
2-9-2001; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 172**, APPROPRIATION FOR HERD TESTING FOR JOHNE’S DISEASE, by Representative D. Cox; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 265**, ELECTRIC COOPERATIVE REGULATORY FEES, by Representative G. Snow.

Terry R. Spencer, Chair; and

Mr. President:

February 19, 2001

The Judiciary Committee recommends **S.B. 115**, SAFE SCHOOLS AMENDMENTS, by Senator B. Wright, be replaced and favorably recommends **1st Sub. S.B. 115**, SAFE SCHOOLS AMENDMENTS; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 12**, PROVISION FOR LEGAL RELINQUISHMENT OF A NEWBORN, by Representative P. Arent; and

The Judiciary Committee reports a favorable recommendation on **H.B. 124**, AMENDMENTS TO VOTER INFORMATION PAMPHLET, by Representative J.M. Philpot; and

The Judiciary Committee reports a favorable recommendation on **H.B. 131**, INTERNET CHILD PROTECTION ACT, by Representative B. Winn; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 135**, CHILD PORNOGRAPHY AMENDMENTS, by Representative K. Bryson; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 181, PENALTIES FOR SOLICITING MINORS**, by Representative D. Bourdeaux.

David L. Gladwell, Chair

On motion of Senator Poulton, the committee reports were adopted. **1st Sub. S.B. 166**, as amended, **1st Sub. S.B. 254, S.B. 181, 1st Sub. H.B. 105**, as amended, **H.B. 172, H.B. 265, 1st Sub. S.B. 115, 1st Sub. H.B. 12, H.B. 124, H.B. 131, 1st Sub. H.B. 135**, and **1st Sub. H.B. 181** were placed on Second Reading Calendar.

SECOND READING CALENDAR

S.B. 80, COUNTY STATUTES REVISION, was read the second time. Senator Gladwell explained the bill.

On motion of Senator Gladwell, the following substitute bill replaced the original bill.

COUNTY STATUTES REVISION

1st Sub. S.B. 80

David L. Gladwell

THIS ACT MODIFIES PROVISIONS RELATING TO COUNTIES. THE ACT PROHIBITS SEPARATE OWNERSHIP OR CONVEYANCE OF A COMMON AREA ON A RECORDED PLAT AND CONTAINS PROVISIONS FOR HOW A COMMON AREA IS TO BE TREATED FOR ASSESSMENT PURPOSES AND FOR PURPOSES OF INSTRUMENTS DESCRIBING A PARCEL ON THE PLAT. THE ACT MODIFIES COUNTY AND MUNICIPAL LAND USE AND DEVELOPMENT PROVISIONS INCLUDING COUNTY BOARD OF ADJUSTMENT POWER PROVISIONS AND CONDITIONAL USE AND OTHER APPEAL PROVISIONS. THE ACT DIRECTS COUNTY LEGISLATIVE BODIES TO DEFINE HOW THEIR POWER TO CONSENT OF APPOINTMENTS TAKES PLACE AND AUTHORIZES THE DELEGATION OF THAT POWER TO THE EXECUTIVE. THE ACT MODIFIES COUNTY BUDGET PROVISIONS, INCLUDING THE DESIGNATION OF THE COUNTY BUDGET OFFICER. THE ACT MODIFIES COUNTY CLERK AND COUNTY RECORDER PROVISIONS, INCLUDING PROVISIONS RELATING TO THE RECORDING OF DOCUMENTS. THE ACT MODIFIES COUNTY SURVEYOR PROVISIONS AND REQUIRES ALL SURVEY WORK TO BE DONE BY A LICENSED LAND SURVEYOR AND DISTINGUISHES THOSE SURVEYOR FUNCTIONS THAT MAY BE PERFORMED BY SOMEONE WHO IS NOT A LICENSED LAND

SURVEYOR. THE ACT SHIFTS RESPONSIBILITY FOR APPROVING PLATS IN THE COUNTY FROM THE LEGISLATIVE BODY TO THE EXECUTIVE. THE ACT REPEALS CERTAIN DUTIES OF A COUNTY TREASURER AND A COUNTY AUDITOR AND REPEALS PENALTIES FOR A TREASURER OR AUDITOR WHO DOES NOT FULFILL CERTAIN DUTIES. THE ACT MODIFIES CERTAIN DUTIES OF A COUNTY TREASURER AND REPEALS A PROVISION AUTHORIZING THE COUNTY LEGISLATIVE BODY TO SUSPEND A TREASURER WHO IS CHARGED WITH OFFICIAL MISCONDUCT. THE ACT MODIFIES COUNTY CAREER SERVICE COUNCIL PROVISIONS, ALLOWS FOR THE APPOINTMENT OF ALTERNATE MEMBERS OF THE CAREER SERVICE COUNCIL, MODIFIES THE AUTHORITY OF THE CAREER SERVICE COUNCIL WITH RESPECT TO APPEALS OF PERSONNEL MATTERS, CONTAINS PROVISIONS RELATING TO DISTRICT COURT REVIEW OF A CAREER SERVICE COUNCIL DECISION, AND ALLOWS THE APPOINTMENT OF ADMINISTRATIVE LAW JUDGES TO HEAR APPEALS REFERRED BY THE CAREER SERVICE COUNCIL. THE ACT MODIFIES PROVISIONS RELATING TO THE OFFICE OF PERSONNEL MANAGEMENT AND MAKES THE POSITION OF DIRECTOR A MERIT POSITION. THE ACT MODIFIES THE PROCEDURE FOR ADOPTING AN ALTERNATE FORM OF COUNTY GOVERNMENT, MODIFIES THE MAKEUP OF THE APPOINTMENT COUNCIL, ELIMINATES SOME ALTERNATE FORMS OF GOVERNMENT, REQUIRES AN OPTIONAL PLAN TO BE PREPARED BY A STUDY COMMITTEE BEFORE BEING PRESENTED TO VOTERS, AND REPLACES THE COUNTY ATTORNEY FOR THE ATTORNEY GENERAL WITH RESPECT TO A REVIEW OF THE OPTIONAL PLAN FOR COMPLIANCE WITH APPLICABLE LAW. THE ACT AUTHORIZES THE COUNTY EXECUTIVE AND COUNTY LEGISLATIVE BODY TO EXERCISE LIMITED DIRECTION AND SUPERVISION OVER OTHER COUNTY ELECTED OFFICERS AND MODIFIES EXECUTIVE FUNCTIONS AND POWERS. THE ACT MODIFIES THE PROCEDURE FOR ELECTING A COUNTY OR DISTRICT ATTORNEY UNDER CERTAIN CIRCUMSTANCES. THE ACT PROVIDES FOR BOUNDARY AGREEMENTS TO ACT AS QUIT CLAIM DEEDS UNDER CERTAIN CIRCUMSTANCES AND ELIMINATES A REQUIREMENT FOR WATER RIGHT DEEDS TO BE TRANSMITTED BY THE COUNTY RECORDER TO THE STATE ENGINEER. THE ACT IMPOSES A ONE-YEAR LIMIT ON ACTIONS AGAINST A COUNTY LEGISLATIVE BODY OR COUNTY EXECUTIVE FOR DECISIONS THEY MAKE. THE ACT ALSO MAKES TECHNICAL CHANGES.

Senator Walker commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hale	Spencer
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On motion of Senator Walker, the circle was removed from **2nd Sub. S.B. 210, HIGHER EDUCATION TUITION DISCLOSURE**, and it was before the Senate. Senator Walker explained the bill. Senators Hillyard, Steele, and Evans commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting was: Senator

Wright

* * *

On motion of Senator Hickman, the circle was removed from **1st Sub. H.B. 189, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE**, and it was before the Senate.

On motion of Senator Hickman, the following substitute bill replaced the original bill.

**FEDERAL GOVERNMENT ACQUISITION OF
REAL PROPERTY IN THE STATE**

2nd Sub. H.B. 189

Bradley T. Johnson

THIS ACT ENACTS PROVISIONS THAT PROHIBIT THE FEDERAL GOVERNMENT FROM ACQUIRING LAND IN THE STATE FROM ANY STATE AGENCY WITHOUT THE APPROVAL OF THE LEGISLATURE. THE ACT EXPANDS THE DUTIES OF THE CONSTITUTIONAL DEFENSE COUNCIL. THE ACT CREATES A POLICY FOR THE USE OR DISPOSITION OF PUBLIC LANDS WITHIN THE STATE

Senator Hickman explained the bill. Senators Hillyard and Valentine commented. The bill passed on the following roll call:

Yeas, 26; Nays, 3; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Davis	Hale	Julander
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On motion of Senator Waddoups, the circle was removed from **S.B. 78**, TAXATION OF FOOD, and it was before the Senate.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 6:
Delete "two-year" and insert "three-year"
2. Page 1, Line 7:
Delete "two-year" and insert "three-year" and after "from" delete "the state"
3. Page 1, Line 8:
Delete "tax." and insert "taxes. This act requires the Legislature to

make appropriations from the General Fund for a three-year period to replace Uniform School Fund revenues expended to provide for the tax credits.”

4. Page 1, Line 23:
Delete “\$25” and insert “\$20”
5. Page 2, Line 28:
Delete “and”
6. Page 2, Line 31:
Delete “\$50” and insert “\$40”
7. Page 2, Line 36:
Delete the period and insert “; and” and after Line 36 insert:
“(c) for the taxable year beginning on or after January 1, 2004, but beginning on or before December 31, 2004, a credit equal to the product of:
(i) \$60; and
(ii) the number of personal exemptions the individual is allowed for that taxable year under Section 151, Internal Revenue Code, for:
(A) the individual;
(B) the individual’s spouse; and
(C) the individual’s dependents.”
8. Page 2, Line 41:
Delete “and” and insert a comma and after “2003–04” insert “, and fiscal year 2004–05”
9. Page 2, Line 58:
Delete “2003” and insert “2004”
10. Page 3, Line 62:
Delete “2004” and insert “2005”
11. Page 10, Line 303:
Delete “State sales” and insert “Sales”
12. Page 12, Line 365
Senate Committee Amendments
2–16–2001:
Delete “2004” and insert “2005”

Senator Waddoups explained the bill. Senators Spencer, Dmitrich, and Hillyard commented.

On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 12, Lines 366, 367, 368:
Reinstate the language deleted by the Senate Standing Committee

The bill passed on the following roll call:

Yeas, 22; Nays, 7; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hickman	Jenkins	Julander
Mayne	Peterson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Blackham	Evans	Hellewell	Hillyard
Knudson	Spencer	Steele	

On motion of Senator Suazo, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Suazo, the circle was removed from **S.B. 37, HATE CRIMES AMENDMENTS**, and it was before the Senate. Senator Suazo explained the bill. Senators Poulton, Ron Allen, Hillyard and Hale commented. The bill failed on the following roll call:

Yeas, 12; Nays, 16; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Julander	Knudson
Mayne	Peterson	Steele	Suazo

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Poulton	Spencer	Stephenson
Valentine	Walker	Wright	Mansell

Absent or not voting was: Senator
Waddoups

S.B. 37 was filed.

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On motion of Senator Poulton and at 4:10 p.m., the Senate adjourned until 9:00 a.m., Tuesday, February 20, 2001.

THIRTY–SEVENTH DAY

MORNING SESSION

The Senate was called to order at 9:30 a.m., with President Al Mansell presiding.

Prayer– Minister Tariq A. Kergaye, Nation of Islam

Pledge of Allegiance– Senator Jenkins

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE528)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 19, 2001

The Speaker of the House has signed **5th Sub. S.B. 39**, ALLOWABLE USE OF COUNTY AND CITY RESOURCES, by Senator D.C. Buttars, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 87**, ANTIQUE FIREARMS AMENDMENTS, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

Carole E. Peterson, Chief Clerk

5th Sub. S.B. 39 and **1st Sub. S.B. 87** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President: February 19, 2001

The House concurred in the Senate amendments and passed **H.B. 250**, OBSTRUCTION OF JUSTICE AMENDMENTS, by Representative S. Daniels, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 250 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 19, 2001

The House passed, as substituted and amended, **1st Sub. H.B. 34**, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, by Representative M. Stephens, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 144**, UTAH FOREST PRACTICES ACT, by Representative Craig W. Buttars, and it is transmitted for consideration; and

The House passed **H.B. 388**, WILDLAND FIRE SUPPRESSION FUND, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.J.R. 15**, RESOLUTION RESCINDING THE CALL FOR CONSTITUTIONAL CONVENTION, by Representative F. Fife, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 34**, as amended, **1st Sub. H.B. 144**, **H.B. 388**, and **H.J.R. 15** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President:

February 19, 2001

The Quasi-Governmental Entities Committee reports a favorable recommendation on **S.B. 85**, PUBLIC SAFETY RETIREMENT EXCEPTION, by Senator B. Evans; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **S.B. 131**, FIREFIGHTER RETIREMENT AMENDMENTS, by Senator G. Davis; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **S.B. 155**, RETIREMENT BOARD MEMBERSHIP, by Senator D. Steele; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 28**, INDEPENDENT ENTITIES ACT, by Representative R. Bigelow; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 36**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Bigelow.

Beverly Ann Evans, Chair

On motion of Senator Valentine, the committee reports were adopted. **S.B. 85**, **S.B. 131**, **S.B. 155**, **H.B. 28**, and **H.B. 36** were placed on Second Reading Calendar.

CONCURRENCE CALENDAR

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **1st Sub. S.B. 60**, UNIFORM ATHLETE AGENTS ACT. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Spencer

1st Sub. S.B. 60 was returned to the House.

THIRD READING CALENDAR

On motion of Senator Steele, the circle was removed from **H.B. 85**, SCHOOL BUS – VEHICLE SAFETY REQUIREMENTS. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 15; Nays, 14; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hale	Julander	Knudson
Mayne	Peterson	Steele	Suazo
Waddoups	Walker	Mansell	

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Poulton	Spencer	Stephenson
Valentine	Wright		

H.B. 85 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 232, RESTRICTIONS ON COURT HOUSE PARKING LOTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Gladwell
Hale	Hellewell	Hickman	Knudson
Mayne	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hillyard	Jenkins	Julander
Peterson	Suazo	Walker	

Absent or not voting was: Senator
Blackham

S.B. 232 was transmitted to the House.

* * *

1st Sub. S.B. 186, PAYMENT OF WAGES AMENDMENTS, was read the third time.

On motion of Senator Peterson, the bill was circled.

* * *

1st Sub. S.B. 81, PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Hale
Hellewell	Hickman	Hillyard	Jenkins

Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

Buttars	Gladwell	Steele	Waddoups
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Absent or not voting was: Senator

Blackham

1st Sub. S.B. 81 was transmitted to the House.

* * *

1st Sub. S.B. 198, HIGH-LEVEL NUCLEAR WASTE APPROPRIATION, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Bramble	Davis	Dmitrich
Eastman	Evans	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Walker	Mansell		

Voting in the negative were: Senators

E. Allen	Buttars	Gladwell	Steele
Waddoups	Wright		

Absent or not voting was: Senator

Blackham

1st Sub. S.B. 198 was transmitted to the House.

* * *

S.B. 199, APPROPRIATION REGARDING HIGH-LEVEL NUCLEAR WASTE, was read the third time, explained by Senator Spencer, and passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Walker
Wright	Mansell		

Voting in the negative were: Senators

Steele Waddoups

Absent or not voting was: Senator

Blackham

S.B. 199 was transmitted to the House.

* * *

S.B. 174, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS, was read the third time.

On motion of Senator Bramble, the bill was circled.

* * *

S.B. 237, EXCISE TAX BOND PROCESS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Evans Spencer

S.B. 237 was transmitted to the House.

* * *

1st Sub. S.B. 23, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS, was read the third time, explained by Senator Gladwell. Senator Ron Allen commented.

On motion of Senator Gladwell, the bill was circled.

* * *

S.B. 70, DEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 21; Nays, 6; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Julander	Knudson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Davis	Hale	Jenkins	Mayne
Peterson	Suazo		

Absent or not voting were: Senators

Blackham	Dmitrich
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S.B. 70 was transmitted to the House.

* * *

1st Sub. S.B. 80, COUNTY STATUTES REVISION, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Blackham

1st Sub. S.B. 80 was transmitted to the House.

* * *

2nd Sub. S.B. 210, HIGHER EDUCATION TUITION DISCLOSURE, was read the third time.

On motion of Senator Walker, the bill was amended as follows:

1. Page 1, Line 16:
After “for” insert “undergraduate”
2. Page 2, Lines 40–42:
Delete lines 40 through 42 and renumber subsequent subsections accordingly.

Senator Walker explained the bill, and the bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Blackham

2nd Sub. S.B. 210, as amended, was transmitted to the House.

* * *

2nd Sub. H.B. 189, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, was read the third time, explained by Senator Hickman.

On motion of Senator Hickman, the bill was amended as follows:

1. Page 1, Line 19:
After “includes” insert “: (i)”
2. Page 1, Line 20:
Delete the period and insert “: and (ii) the School and Institutional Trust Lands Board of Trustees created in Section 53C-1-202.”
3. Page 1, Line 22:
After “state lands” insert “or school and institutional trust lands”
4. Page 2, Line 33:
After “state lands” insert “or school and institutional trust lands”

The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Julander	Peterson
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Absent or not voting was: Senator

Blackham

2nd Sub. H.B. 189, as amended, was returned to the House.

* * *

S.B. 78, TAXATION OF FOOD, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

Hillyard	Spencer	Steele
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Absent or not voting were: Senators

Blackham	Poulton
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S.B. 78 was transmitted to the House.

SECOND READING CALENDAR

1st Sub. H.B. 107, TOURISM MARKETING AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Steele	Stephenson	Suazo	Valentine
Walker	Wright	Mansell	

Voting in the negative was: Senator

Buttars

Absent or not voting were: Senators

Blackham	Davis	Poulton	Spencer
Waddoups			

On motion of Senator Valentine, **1st Sub. H.B. 107** was placed on Third Reading Table due to fiscal impact.

* * *

1st Sub. S.B. 166, MOBILE HOME PARK RESIDENCY AMENDMENTS, was read the second time.

On motion of Senator Eastman, the bill was circled.

* * *

On motion of Senator Mayne, the circle was removed from **2nd Sub. S.B. 63**, RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES, and it was before the Senate. Senator Mayne explained the bill.

* * *

On motion of Senator Stephenson, the Senate moved to the Time Certain Calendar to consider **S.C.R. 4**, CONCURRENT RESOLUTION URGING A STATUE OF MARRINER S. ECCLES and it was read for the second time.

On motion of Senator Stephenson, R. Mont Evans, Max Evans, and Spence Eccles spoke in Committee of the Whole. Senator Mayne commented. Sandy Tenney read the resolution honoring Marriner S. Eccles.

On motion of Senator Stephenson, the Committee of the Whole was dissolved.

* * *

On motion of Senator Stephenson, under suspension of the rules, **S.C.R. 4**, CONCURRENT RESOLUTION URGING A STATUE OF MARRINER S. ECCLES, was read the second and third times. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Blackham Spencer

S.C.R. 4 was transmitted to the House.

* * *

On motion of Senator Hillyard, U. S. Senator Robert Bennett spoke in Committee of the Whole. Senators Hillyard and Valentine commented.

On motion of Senator Hillyard, the Committee of the Whole was dissolved.

SECOND READING CALENDAR

2nd Sub. S.B. 63, RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES, was before the Senate.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 10:
After “year.” insert “This act provides procedures and requirements for the State Tax Commission to make distributions to a county from the General Fund for amounts of an exemption for a qualifying secondary residence granted by the county.”
2. Page 9, Line 252:
After “statement” insert “ Distributions to county from General Fund”
3. Page 10, Line 280:
After Line 280 insert:

“(4)(a) The commission shall make distributions from the General Fund to counties in accordance with this Subsection (4) to fund the exemption a county grants for a qualifying secondary residence in accordance with this section and Subsection 59–2–103(2)(b).

(b) To obtain a distribution from the General Fund for an exemption a county grants for a qualifying secondary residence in accordance with this section and Subsection 59–2–103(2)(b), the county legislative body shall compile a list of:

(i) owners for which the county grants an exemption for a qualifying secondary residence;

(ii) for each property for which the county grants an exemption for a qualifying secondary residence, the amount of the reduction of tax as a result of the exemption; and

(iii) for all of the properties for which the county grants an exemption

for a qualifying secondary residence, the total amount of the reduction of tax as a result of the exemption.

(c) The commission shall distribute to a county the amount described in Subsection (4)(b)(iii):

(i) on or before January 1 if the county legislative body submits the list required by Subsection (4)(b) to the commission on or before November 30 of the year in which the exemptions for a qualifying secondary residence are granted; and

(ii) within 30 days after the day on which the county legislative body submits the list required by Subsection (4)(b) to the commission if the county legislative body submits the list required by Subsection (4)(b) after November 30.”

Senators Valentine, Waddoups, Hickman, Stephenson, and Bramble commented. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 8; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Hale
Hellewell	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Suazo
Valentine	Waddoups	Walker	Mansell

Voting in the negative were: Senators

Evans	Gladwell	Hickman	Jenkins
Spencer	Steele	Stephenson	Wright

Absent or not voting was: Senator
Blackham

* * *

1st Sub. S.B. 254, RESIDENCE LIENS RECOVERY FUND AMENDMENTS, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman

Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
 Blackham Stephenson

* * *

S.B. 181, OUTDOOR ADVERTISING STRUCTURES NEAR POWER LINES, was read the second time.

On motion of Senator Dmitrich, the bill was circled.

* * *

1st Sub. S.B. 115, SAFE SCHOOL AMENDMENTS, was read the second time. Senator Wright explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators
 Blackham Hillyard Stephenson

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 2001

The House passed, as substituted, **1st Sub. H.B. 140, HEALTH CLAIMS PROCESSING AND HEALTH CLAIMS AUDITING ACT,** by Representative C. Bennion, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 149, MUNICIPAL CABLE TELEVISION AND PUBLIC TELECOMMUNICATIONS SERVICES ACT,** by Representative G. Curtis, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 151**, OLENE WALKER HOUSING TRUST FUND AMENDMENT, by Representative C. Bennion, and it is transmitted for consideration; and

The House passed **H.B. 152**, STUDY ON PROPERTY TAX RELIEF FOR THE ELDERLY, by Representative T. Beck, et al, and it is transmitted for consideration; and

The House passed **H.B. 153**, PENALTY FOR MISUSE OF LAWFUL SUBSTANCES, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 175**, VOTER IDENTIFICATION REQUIREMENTS, by Representative R. Lockhart, and it is transmitted for consideration; and

The House passed **H.B. 281**, INDIVIDUAL INCOME TAX – CONTRIBUTION FOR EDUCATION, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 286**, CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS – HISTORIC BUILDING REHABILITATION, by Representative C. Bennion, and it is transmitted for consideration; and

The House passed **H.B. 318**, WILDLIFE RESOURCES – LICENSE SUSPENSION PROCESS, by Representative S. Clark, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 335**, MECHANICS' LIENS AMENDMENTS, by Representative K. Garn, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 373**, AMENDMENTS TO STATE PROCESSES – PORNOGRAPHY OMBUDSMAN, by Representative G. Way, and it is transmitted for consideration; and

The House passed **H.C.R. 11**, RESOLUTION URGING FEDERAL FUNDING TO FIGHT GRASSHOPPER AND CRICKET INFESTATIONS, by Representative D. Peterson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 140**, **H.B. 149**, as amended, **H.B. 151**, as amended, **H.B. 152**, **H.B. 153**, **1st Sub. H.B. 175**, as amended, **H.B. 281**, **H.B.**

286, H.B. 318, 1st Sub. H.B. 335, as amended, **H.B. 373**, as amended, and **H.C.R. 11** were read the first time and referred to the Rules Committee.

* * *

On motion of Senator Poulton, and at 11:45 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 2001

The House passed, **S.C.R. 4**, CONCURRENT RESOLUTION URGING A STATUE OF MARRINER S. ECCLES, by Senator H. Stephenson, et al, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.C.R. 4 was signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 20, 2001

The House passed **H.B. 130**, EXEMPTION FOR DOMESTIC WORKERS FOR PERSONS ELIGIBLE FOR STATE AND FEDERAL PROGRAMS, by Representative T. Beck, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 288**, INDOOR CLEAN AIR ACT AMENDMENTS, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 332**, POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR, by Representative N. Hansen, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 130, H.B. 288**, as amended, and **H.B. 332**, as amended, were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 20, 2001

The Rules Committee recommends **S.B. 222**, NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD'S REMOVAL, by Sen.

P. Hellewell, be replaced and favorably recommends **2nd Sub. S.B. 222**, NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD'S REMOVAL.

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

To the Members of the Senate: February 20, 2001

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

- S.B. 226** Property Tax – Notice of Appeals (S. Jenkins)
1st Sub. H.B. 310 State Boards and Commissions Amendments
 (A. Bradshaw)
H.B. 314 Election Code – Military Overseas Ballot Procedures
 (M. Throckmorton)

Education

- 1st Sub. H.B. 34** Applied Technology Education Governance
 (M. Stephens)
H.B. 134 State Accounting Standards (J. Alexander)
H.B. 168 Notice by School to Custodial and Noncustodial Parent
 (F. Fife)
H.J.R. 15 Resolution Rescinding the Call for Constitutional
 Convention (F. Fife)

Energy, Natural Resources & Agriculture

- S.B. 224** Damage to Underground Utility Facilities (B. Wright)
H.B. 67 Protection of Sports Officials from Violent Abuse
 (D. Hogue)
H.B. 92 Spay and Neuter License Plate (J. Biskupski)
1st Sub. H.B. 144 Utah Forest Practices Act (C. Buttars)
H.B. 388 Wildland Fire Suppression Fund (B. Johnson)

Health & Environment

- S.B. 180** Prescription Drug Coverage and Formularies
 (P. Knudson)

2nd Sub. H.B. 170 Prescribing Psychiatric Drugs or Medication
(M. Throckmorton)

H.B. 290 Tobacco Prevention Funding (K. Morgan)

Judiciary

S.B. 217 Domestic Violence Shelters – Responsibility and Funding
(M. Dmitrich)

2nd Sub. S.B. 222 Notification by Family Services of Noncustodial Parent of
Child’s Removal (P. Hellewell)

Quasi–Governmental Entities

1st Sub. H.B. 210 Retirement of Public Safety Officials (R. Bigelow)

H.B. 359 Retirement System Cost–of–living Adjustment
(A.L. Tyler)

H.B. 386 Utah Housing Finance Agency Amendments (R. Bigelow)

Transportation & Public Safety

S.B. 253 2001 Special Highway General Obligation Bonds
(L.S. Poulton)

H.B. 287 Public Transit Tax Amendments (W. Harper)

H.B. 322 Domestic Terrorism of Commercial Enterprises
(G. Adair)

1st Sub. H.B. 353 Driving Under the Influence Amendments (P. Ray)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 20, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 51, WORKFORCE SERVICES AMENDMENTS**, by Representative R. Siddoway; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 109, AMENDMENTS TO THE INSURANCE LAW**, by Representative J. Swallow; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 114, MORTGAGE PRACTICES ACT AMENDMENTS**, by Representative G. Adair; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 228**, UTAH CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, by Representative L. Pace; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 233**, PROPERTY AND CASUALTY GUARANTY ASSOCIATION ACT, by Representative G. Adair, with the following amendments:

1. Page 1, Line 17:
After line 17, insert “The act provides a coordination clause.”

2. Page 18, Line 550:
After line 550, insert
“Section 15. Coordination clause.
If this bill and S.B. 100, Insurance Law Amendments, 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 shall consider that the amendments in Section 31A-28-202 in this bill supersede the amendments to Section 31A-28-202 in S.B. 100.”; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 254**, INSURANCE COMPANY NOTIFICATION REQUIREMENTS, by Representative C. Bennion; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 263**, INTERSTATE BRANCHING OF DEPOSITORY INSTITUTION, by Representative K. Garn.

Dan R. Eastman, Chair; and

Mr. President:

February 20, 2001

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 102**, MODIFICATIONS OF SCHOOL CHOICE PROGRAM, by Representative A. Bradshaw; and

The Education Committee reports a favorable recommendation on **H.B. 267**, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, by Representative M. Throckmorton.

Bill Wright, Chair; and

Mr. President: February 19, 2001

The Human Services Committee reports a favorable recommendation on **H.B. 219**, TASK FORCE ON FAMILY CONFLICT RESOLUTION, by Representative A.L. Tyler, with the following amendments:

1. Page 1, Line 7:
Bracket "19" and insert "7"
2. Page 1, Lines 27 – 27a:
On the Lilac
Delete Lines 27 and 27a
3. Page 2, Lines 28 – 44:
On the Lilac
Delete Lines 28 through 44 and insert after line 44:
"(iii) The task force may designate non-voting members and advisors from the general public and agencies with expertise in areas the task force considers beneficial to its area of study."; and.

The Human Services Committee reports a favorable recommendation on **H.J.R. 10**, RESOLUTION RECOGNIZING BILL OF RIGHTS DAY, by Representative J.M. Philpot.

John W. "Bill" Hickman, Chair; and

Mr. President: February 19, 2001

The Quasi-Governmental Entities Committee reports a favorable recommendation on **S.B. 265**, SICK LEAVE AMENDMENTS, by Senator G. Davis, with the following amendments:

1. Page 1, Line 21:
Reinstate "(i)"
2. Page 1, Line 22:
Reinstate "(ii)" delete "(b)", reinstate "the", reinstate "option", and delete "options"
3. Page 1, Line 24:
Reinstate "(iii)" and delete "(c)"

4. Page 1, Line 26:
Reinstate “(iv)” and delete “(d)”
5. Page 1, Line 27:
Reinstate “(b) (i) (A)” and delete “(3) (a)”
6. Page 2, Line 30:
Reinstate “(B)” and delete “(b)”
7. Page 2, Line 31:
Reinstate “(b)(i)(A)” and delete “(3)(a)”
8. Page 2, Line 34:
Reinstate “(ii)” and delete “(4)”
9. Page 2, Line 35:
Delete “the earlier of:”
10. Page 2, Line 36:
Delete “(a) when” and reinstate “, but this benefit may not exceed” and delete the semicolon
11. Page 2, Line 37:
Delete line 37
12. Page 2, Lines 38 and 39:
Delete “(b)”, reinstate “years’ coverage” and delete “years”, and reinstate “, except as provided under Subsection (2)(c)”
13. Page 2, Line 40:
Reinstate “(c) (i)” and delete “(5) (a)”, reinstate “whose” and delete “who has”
14. Page 2, Line 41:
Reinstate “exceeds the 60 days maximum for five–year coverage under Subsection (2)(b),”
15. Page 2, Line 42:
After “may” delete the colon
16. Page 2, Line 43:
Delete “(i)”
17. Page 2, Line 44:
Reinstate “above the 60”

18. Page 2, Line 45:
Reinstate “days” and reinstate “. If the employee has reached the age eligible for”
19. Page 2, Line 46:
Reinstate “Medicare,” and delete the semicolon
20. Page 2, Line 47:
Delete “(ii) continue” and reinstate “may continue under this Subsection”
21. Page 2, Line 48:
Reinstate “(2)(c)(i)”, after “Medicare” reinstate the period, and delete “if the employee has”
22. Page 2, Line 49:
Delete line 49
23. Page 2, Lines 50 and 51:
Reinstate lines 50 and 51
24. Page 2, Line 52:
Delete “(iii)”
25. Page 2, Line 55:
Delete “(b)” and insert “(iii)” and delete “(5)” and insert “(2)(c)(i)”
26. Page 2, Line 56:
Delete “(4)” and insert “(2)(b)(ii)”
27. Page 2, Line 57:
Reinstate “(d)” and delete “(c)”
28. Page 3, Line 59:
Reinstate “(3)” and delete “(6)”
29. Page 3, Line 64:
Reinstate “Subsection (2)(b)” and delete “Subsections (3) and (4)”
30. Page 3, Line 65:
Reinstate “Subsections (3)(a) and (b)” and delete “this Subsection”
31. Page 3, Line 66:
Delete “(6)”

Beverly Ann Evans, Chair; and

Mr. President:

February 19, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 74, SALES AND USE TAX – UNIFORM SALES AND USE TAX**

ADMINISTRATION ACT AND SALES AND USE TAX REVISIONS, by Senator L. Hillyard, with the following amendments:

1. Page 24, Line 719:
Delete "sales or use"
2. Page 24, Line 722:
Delete "and use"; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 202**, CONFIDENTIALITY OF TAX INFORMATION, by Senator K. Hale, with the following amendment:

1. Page 3, Line 73:
After "person" insert "sales and purchase volume"; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 213**, TAXATION OF TELEPHONE CORPORATIONS, by Senator C. Bramble; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 214**, TAXATION OF MOBILE TELECOMMUNICATIONS SERVICE AND TASK FORCE ON TELECOMMUNICATIONS TAXATION, by Senator C. Bramble, with the following amendments:

1. Page 5, Line 145:
Delete "(a)" and after "means" insert "one or more of the following:
(a)"
2. Page 5, Line 146:
After "Sec. 20.3" delete the period and insert a semicolon
3. Page 5, Line 147:
Delete Line 147
4. Page 5, Line 148:
Delete "(i)" and insert "(b)"
5. Page 5, Line 150:
Delete "(ii)" and insert "(c)" and after "services:" delete "and"
6. Page 5, Line 151:
Delete "(iii)" and insert "(d)" and delete the period and insert "; or" and after Line 151 insert:
"(e) a service similar to Subsections (4)(a) through (d)."

7. Page 7, Line 199:

After "~~rights-of-way~~" insert ". other than rights-of-way owned and operated by the state"; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 234**, SALES AND USE TAX – BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS, by Senator L. Hillyard; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 274**, PROPERTY TAX – VOTER APPROVAL, by Senator L.S. Poulton; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 38**, SCHOOL DISTRICT VOTED LEEWAY AMENDMENTS, by Representative K. Garn, et al, with the following amendment:

1. Page 1, Line 13:

After "to" delete ".008" and insert ".008044"

2. Page 1, Line 14:

After "to" delete ".0105" and insert ".010544"

3. Page 2, Line 35:

Delete "\$16.05" and insert "\$16.14"

4. Page 2, Line 51:

Delete "\$16.05" and insert "\$16.14"

5. Page 2, Line 53:

Delete ".0085" and insert ".008544"

6. Page 2, Line 55:

After "equal to" delete ".0105" and insert ".010544"

7. Page 3, Line 86:

Delete "\$16.05" and insert "\$16.14"; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 284**, INDIVIDUAL INCOME TAX – ELIMINATING MARRIAGE TAX PENALTIES, by Representative W. Harper.

Curtis S. Bramble, Chair; and

Mr. President:

February 19, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 163**, APPROPRIATION FOR UTAH STATE FAIR CORPORATION, by Senator P. Suazo, with the following amendment:

1. Page 1, Lines 6 & 13:

Delete “\$7,000,000” and insert “\$7,400,000”; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 208**, GOVERNMENTAL IMMUNITY FOR TRANSPORTING PERSONS FROM REMOTE OR INACCESSIBLE AREAS, by Senator L. Blackham; and

The State and Local Affairs Committee recommends **S.B. 251**, PROHIBITING EMPLOYMENT OF RELATIVES – AMENDMENTS, by Senator L. Hillyard, be replaced and favorably recommends **1st Sub. S.B. 251**, PROHIBITING EMPLOYMENT OF RELATIVES – AMENDMENTS; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 258**, GOVERNMENTAL IMMUNITY AMENDMENTS, by Senator G. Davis; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 263**, AMENDMENTS TO DUTIES OF COUNTY EXECUTIVE, by Senator G. Davis; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 245**, UTAH PROCUREMENT CODE – REVERSE AUCTIONS, by Representative M. Stephens; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 292**, PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT – EXEMPTIONS, by Representative K. Holdaway.

Carlene M. Walker, Chair

On motion of Senator Poulton, the committee reports were adopted. **1st Sub. H.B. 51, H.B. 109, 1st Sub. H.B. 114, 1st Sub. H.B. 228, H.B. 233**, as amended, **H.B. 254, H.B. 263, 1st Sub. H.B. 102, H.B. 267, H.B. 219**, as amended, **H.J.R. 10, S.B. 265**, as amended, **S.B. 74**, as amended, **S.B. 202**, as amended, **S.B. 213, S.B. 214**, as amended, **S.B. 234, S.B. 274, H.B. 38**, as amended, **H.B. 284, S.B. 163**, as amended, **S.B. 208, 1st Sub. S.B. 251, S.B. 258, S.B. 263, H.B. 245**, and **H.B. 292**, were placed on Second Reading Calendar.

* * *

Mr. President:

February 20, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **3rd Sub. H.B. 56**, UTAH UNIFORM SECURITIES ACT AMENDMENTS, by Representative P. Arent, and

recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **2nd Sub. H.B. 72**, PENALTY FOR MISUSE OF SECURITIES, by Representative K. Bryson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 259**, CHARITABLE SOLICITATIONS ACT AMENDMENTS, by Representative P. Arent, et al, and recommends it be considered read for the second time and placed on the Consent Calendar.

Dan R. Eastman, Chair; and

Mr. President:

February 19, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 110**, SALES TAX REFUND FOR QUALIFIED EMERGENCY FOOD AGENCIES, by Representative J. Buffmire, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 323**, SALES AND USE TAX – RURAL HOSPITAL TAX AMENDMENTS, by Representative D. Bowman, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Poulton, the committee reports were adopted. **3rd Sub. H.B. 56, 2nd Sub. H.B. 72, H.B. 259, 1st Sub. H.B. 110, and H.B. 323** were considered read the second time and placed on the Consent Calendar.

* * *

Mr. President:

February 19, 2001

The State and Local Affairs Committee has returned **S.B. 161**, REVENUE BOND FOR UTAH STATE FAIR PARK, by Senator P. Suazo, to the Secretary of the Senate.

Carlene M. Walker, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 161** was returned to the Rules Committee.

* * *

On motion of Senator Poulton, the Senate voted to reconsider its action on **S.B. 37**.

THIRD READING CALENDAR

S.B. 37, HATE CRIMES AMENDMENTS, was before the Senate.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 14
Senate Committee Amendments 1–18–2001:
After “group” insert “, as demonstrated by the defendant’s actions at the time the offense was committed.”
2. Page 1, Line 21
Senate Committee Amendments 1–18–2001:
Before “the enhanced” insert “as demonstrated by the defendant’s actions at the time the offense was committed,”
3. Page 2, Line 32a
Senate Committee Amendments 1–18–200:
After “group” insert “, as demonstrated by the defendant’s actions at the time the offense was committed.”

Senator Poulton, Waddoups, Gladwell, Peterson, and Mayne commented.
The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Mayne	Peterson	Poulton
Steele	Suazo	Valentine	Walker
Mansell			

Voting in the negative were: Senators

Buttars	Spencer	Stephenson	Waddoups
Wright			

Absent or not voting were: Senators

Blackham	Hickman	Knudson
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S.B. 37 was transmitted to the House.

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On motion of Senator Gladwell, the circle was removed from **1st Sub. S.B. 23, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS**, and it was before the Senate. Senator Gladwell explained the bill.

On motion of Senator Gladwell, the bill was amended as follows:

1. Page 22, Line 670:
At the end of line 670 insert a comma
2. Page 22, Line 671:
After “part” insert “. in order to provide to the area a service that the local district provides”

Senators Ron Allen and Poulton commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Mayne	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hickman	Knudson	Peterson
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1st Sub. S.B. 23 was transmitted to the House.

SECOND READING CALENDAR

H.B. 243, APPROPRIATION FOR CAMP FLOYD – STAGECOACH INN STATE PARK, was read the second time. Senator Wright explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hickman	Knudson	Suazo
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H.B. 122, ADMINISTRATIVE CHECKPOINT AMENDMENTS, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hickman	Knudson	Suazo
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2nd Sub. H.B. 25, CIVIL STALKING AMENDMENTS, was read the second time. Senator Gladwell explained the bill. Senators Spencer, Valentine commented.

On motion of Senator Gladwell, the bill was circled.

* * *

H.B. 258, CRIMINAL SENTENCING AMENDMENTS, was read the second time.

On motion of Senator Spencer, the bill was circled.

* * *

1st Sub. H.B. 98, ENTERPRISE ZONE AMENDMENTS, was read the second time. Senator Blackham explained the bill. . The bill passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Jenkins
Mayne	Poulton	Spencer	Steele
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Julander	Peterson
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Absent or not voting were: Senators

Hale	Hickman	Hillyard	Knudson
Stephenson	Suazo		

On motion of Senator Blackham, **1st Sub. H.B. 98** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Spencer, the circle was removed from **H.B. 258**, CRIMINAL SENTENCING AMENDMENTS, and it was before the Senate. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Jenkins
Julander	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Dmitrich

Hickman

Hillyard

Knudson

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On motion of Senator Blackham, the circle was removed from **S.B. 168**, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES, and it was before the Senate.

On motion of Senator Blackham, the following substitute bill replaced the original bill.

CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES

2nd Sub. S.B. 168

Leonard M. Blackham

THIS ACT MODIFIES PROVISIONS RELATING TO COUNTIES AND TO REVENUE AND TAXATION TO REQUIRE COUNTIES OF THE FIRST CLASS TO PROVIDE DETECTIVE INVESTIGATIVE SERVICES IN THEIR UNINCORPORATED AREA. THE ACT REQUIRES THOSE COUNTIES TO DECREASE THEIR COUNTYWIDE TAX LEVY PREVIOUS IMPOSED TO PAY FOR THOSE SERVICES. THE ACT AUTHORIZES CITIES AND TOWNS LOCATED WITHIN THOSE COUNTIES TO INCREASE THEIR TAX LEVY TO GENERATE WITHIN THE CITY OR TOWN THE SAME AMOUNT OF REVENUE AS THE COUNTY WOULD HAVE COLLECTED FROM WITHIN THE CITY OR TOWN. THE ACT EXEMPTS THE CITY AND TOWN TAX INCREASES FROM APPLICABLE NOTICE AND HEARING REQUIREMENTS AND EXPANDS AN EXEMPTION FROM THOSE SAME REQUIREMENTS FOR CITIES AND TOWNS THAT INCREASE THEIR TAX RATE TO OFFSET A COUNTYWIDE REDUCTION RELATING TO ADVANCED LIFE SUPPORT AND PARAMEDIC SERVICES. THE ACT ALSO MAKES TECHNICAL CHANGES.

On motion of Senator Blackham, the bill was circled.

* * *

H.B. 77, STATE SCIENCE CENTER, was read the second time. Senator Evans explained the bill. Senator Buttars commented. The bill passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 6.

Voting in the affirmative were: Senators

E. Allen

R. Allen

Blackham

Bramble

Dmitrich

Eastman

Evans

Gladwell

Hale	Hellewell	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker

Voting in the negative were: Senators

Buttars	Jenkins	Wright
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Absent or not voting were: Senators

Davis	Hickman	Hillyard	Julander
Knudson	Mansell		

On motion of Senator Evans, **H.B. 77** was placed on Third Reading Table due to fiscal impact.

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H.B. 143, VOTING BY SECRET BALLOT FOR PERSONS WITH DISABILITIES, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Jenkins	Julander	Mayne	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Hickman	Hillyard	Knudson	Peterson
Spencer	Mansell		

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H.B. 118, MINERAL LEASE AMENDMENTS, was read the second time. Senator Suazo explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hale	Hellewell
Julander	Mayne	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Hickman	Hillyard	Jenkins	Knudson
Peterson	Mansell		

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H.B. 113, SURREPTITIOUS ADMINISTRATION OF A SUBSTANCE, was read the second time.

On motion of Senator Blackham, the bill was circled.

* * *

H.C.R. 5, RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE, was read the second time. Senator Ed Allen explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Jenkins	Julander	Mayne	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Hickman	Hillyard	Knudson	Peterson
Mansell			

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1st Sub. H.B. 105, LICENSURE OF ESTHETICIANS AND NAIL TECHNICIANS, was read the second time. Senator Evans explained the bill. Senators Poulton and Mayne commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker

Voting in the negative was: Senator

Wright

Absent or not voting were: Senators

Hillyard	Peterson	Stephenson	Mansell
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H.B. 172, APPROPRIATION FOR HERD TESTING FOR JOHNE’S DISEASE, was read the second time. Senator Wright explained the bill. Senator Dmitrich commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting was: Senator

Mansell

THIRD READING CALENDAR

H.B. 265, ELECTRIC COOPERATIVE REGULATORY FEES, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Davis	Mansell
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On motion of Senator Gladwell, the circle was removed from **2nd Sub. H.B. 25, CIVIL STALKING AMENDMENTS**, and it was before the Senate.

On motion of Senator Gladwell, the bill was amended as follows:

1. Page 6, Line 171:
Delete "The burden"
Delete Lines 172 and 173
2. Page 6, Line 174:
Delete "(A) If the court finds that the respondent has shown good cause, then the" and capitalize "The"
3. Page 6 :
Delete Lines 177, 178, and 179

Senators Valentine and Julander commented. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Suazo	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Evans	Stephenson	Valentine	Mansell
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On motion of Senator Hickman, **2nd Sub. H.B. 25** was placed on Third Reading Table due to fiscal impact.

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1st Sub. H.B. 12, PROVISION FOR LEGAL RELINQUISHMENT OF A NEWBORN, was read the second time.

On motion of Senator Spencer, the bill was circled.

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H.B. 124, AMENDMENTS TO VOTER INFORMATION PAMPHLET, was read the second time. Senator Walker explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Evans	Spencer	Valentine	Mansell
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H.B. 131, INTERNET CHILD PROTECTION ACT, was read the second time. Senator Walker explained the bill.

On motion of Senator Gladwell, the bill was amended as follows:

1. Page 3, Line 69:
after "online service" delete "to minors"
2. Page 3, Line 70:
after "restrict access" delete "by minors"
3. Page 3, Line 81:
after "each school" delete "for all minors to observe"

4. Page 3, Line 84:
after "restricts access" delete "by minors"
5. Page 3, Line 89:
after "procedures" delete "for use by minors and staff"
6. Page 4, Line 90:
after "behavior" delete "of minors"

The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Evans	Spencer	Valentine
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1st Sub. H.B. 135, CHILD PORNOGRAPHY AMENDMENTS, was read the second time. Senator Walker explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Evans	Steele
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RULES COMMITTEE REPORTS

To the Members of the Senate: February 20, 2001

The Rules Committee recommends assignment of the following bill to a standing committee:

Energy, Natural Resources & Agriculture

S.B. 246 Information Technology Training Incentive Program
(D. Steele)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

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On motion of Senator Poulton and at 4:00 p.m., the Senate adjourned until 9:00 a.m., Wednesday, February 21, 2001.

THIRTY-EIGHTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Prayer— Pastor Tim Brewer, First Church of the Nazarene

Pledge of Allegiance— Senator Millie Peterson

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 2001

The Speaker of the House has signed **1st Sub. S.B. 60**, UNIFORM ATHLETE AGENTS ACT, by Senator L. Hillyard, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 60 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

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Mr. President: February 20, 2001

The House passed, as substituted and amended, **1st Sub. H.B. 298**, WORKERS' COMPENSATION BENEFITS TO VOLUNTEER SAFETY OFFICERS, by Representative N. Hansen, and it is transmitted for consideration; and

The House passed **H.B. 306**, NURSE TRAINING GRANT PROGRAM, by Representative C. Bennion, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 313**, PROPERTY TAX RELIEF, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 356**, STATE INSPECTIONS OF HOSPITALS AND HEALTH CLINICS, by Representative G. Snow, and it is transmitted for consideration; and

The House passed **H.C.R. 8**, RESOLUTION ENCOURAGING UTAH COMMUNITIES TO PARTICIPATE IN NATURE-SAFE UTAH, by Representative R. Becker, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 298**, as amended, **H.B. 306**, **H.B. 313**, as amended, **1st Sub. H.B. 356**, and **H.C.R. 8** were read the first time and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 106, MOTOR VEHICLE FRANCHISE ACT AMENDMENTS, was read the third time, explained by Senator Eastman, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Knudson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars	Davis	Hale	Julander
Mayne	Spencer		

H.B. 106 was signed by the President of the Senate in open session and returned to the House.

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H.B. 239, SUPPORT FOR CHILDREN IN STATE CUSTODY, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Wright	Mansell

Absent or not voting were: Senators

Buttars	Hale	Julander	Mayne
Walker			

H.B. 239 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 252, JUDICIARY AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars	Julander	Mayne	Spencer
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1st Sub. H.B. 252 was signed by the President of the Senate in open session and returned to the House.

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H.B. 136, REVENUE AND TAXATION CRIMINAL OFFENSES AND PENALTIES, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Buttars Mayne Spencer Wright

H.B. 136 was signed by the President of the Senate in open session and returned to the House.

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THIRD READING CALENDAR

2nd Sub. S.B. 63, RESIDENTIAL PROPERTY TAX EXEMPTION, was read the third time.

On motion of Senator Mayne, the bill was circled.

* * *

1st Sub. S.B. 254, RESIDENCE LIENS RECOVERY FUND AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Hickman Julander Mayne Mansell

1st Sub. S.B. 254 was transmitted to the House.

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1st Sub. S.B. 115, SAFE SCHOOL AMENDMENTS, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting was: Senator Mansell

1st Sub. S.B. 115 was transmitted to the House.

* * *

On motion of Senator Bramble, the circle was removed from **S.B. 174, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS**, and it was before the Senate.

On motion of Senator Bramble, the following substitute bill replaced the original bill.

SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS

1st Sub. S.B. 174

Curtis S. Bramble

THIS ACT AMENDS THE SALES AND USE TAX ACT TO PROVIDE FOR AN EXEMPTION BEGINNING ON JULY 1, 2002, THROUGH JUNE 30, 2007, FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS. THE ACT PROVIDES THAT THE EXEMPTION IS PHASED IN OVER A THREE-YEAR PERIOD. THE ACT REQUIRES AMOUNTS OF THE EXEMPTION TO BE REPORTED TO THE STATE TAX COMMISSION, AND REQUIRES THE STATE TAX COMMISSION TO PROVIDE TO THE LEGISLATURE UPON REQUEST THE AMOUNTS OF THE EXEMPTION REPORTED TO THE STATE TAX COMMISSION. THE ACT REQUIRES THE REVENUE AND TAXATION INTERIM COMMITTEE TO CONDUCT AN ANNUAL STUDY OF THE EXEMPTION. THE ACT DEFINES TERMS AND MAKES TECHNICAL CHANGES. THIS ACT PROVIDES A JULY 1, 2001 EFFECTIVE DATE FOR THE DEFINITIONAL SECTION.

On motion of Senator Bramble, the bill was circled.

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H.B. 243, APPROPRIATION FOR CAMP FLOYD – STAGECOACH INN STATE PARK, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Wright

Absent or not voting were: Senators

Hillyard	Jenkins	Mayne	Valentine
Mansell			

H.B. 243 was signed by the President of the Senate in open session and returned to the House.

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H.B. 122, ADMINISTRATIVE TRAFFIC CHECKPOINT AMENDMENTS, was read the third time.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 12:
Reinstate the deleted language on Line 12

2. Page 2, Line 56–60:
Reinstate the deleted language on Lines 56–60

The bill was explained by Senator Waddoups. Senator Ron Allen commented and the bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Blackham	Hale	Hickman	Jenkins
Spencer	Mansell		

H.B. 122, as amended, was returned to the House.

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H.B. 258, CRIMINAL SENTENCING AMENDMENTS, was read the third time.

On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 143, VOTING BY SECRET BALLOT FOR PERSONS WITH DISABILITIES, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Blackham	Buttars	Davis	Hickman
Spencer	Mansell		

H.B. 143 was signed by the President of the Senate in open session and returned to the House.

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H.B. 118, MINERAL LEASE AMENDMENT, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Evans	Gladwell	Hellewell

Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Blackham	Buttars	Eastman	Hale
Hickman	Poulton	Spencer	Mansell

H.B. 118 was signed by the President of the Senate in open session and returned to the House.

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H.C.R. 5, RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE, was read the third time, explained by Senator Ed Allen, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Blackham	Buttars	Gladwell	Spencer
Suazo	Mansell		

H.C.R. 5 was signed by the President of the Senate in open session and returned to the House.

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H.B. 265, ELECTRIC COOPERATIVE REGULATORY FEES, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Evans	Hale	Hellewell

Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Eastman	Gladwell
Poulton			

H.B. 265 was signed by the President of the Senate in open session and returned to the House.

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H.B. 124, AMENDMENTS TO VOTER INFORMATION PAMPHLET, was read the third time, explained by Senator Walker, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Gladwell	Mayne
Poulton			

H.B. 124 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Valentine, the circle was removed from **1st Sub. S.B. 49**, AVIATION FUEL TAX, and it was before the Senate.

On motion of Senator Valentine, the following substitute bill replaced the original bill.

AVIATION FUEL TAX

2nd Sub. S.B. 49

John L. Valentine

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE BY AUTHORIZING A PARTIAL TAX REFUND OR CREDIT FOR A

FEDERALLY CERTIFICATED AIR CARRIER WHO PURCHASES AVIATION FUEL AT THE SALT LAKE INTERNATIONAL AIRPORT. THIS ACT REALLOCATES CERTAIN AVIATION FUEL TAX PROCEEDS. THIS ACT TAKES EFFECT ON JULY 1, 2001.

On motion of Senator Valentine, the bill was circled.

* * *

On motion of Senator Spencer, the circle was removed from **H.B. 258**, CRIMINAL SENTENCING AMENDMENTS. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Blackham	Buttars	Mansell
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H.B. 258 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Suazo, the circle was removed from **1st Sub. S.B. 186**, PAYMENT OF WAGES AMENDMENTS, and it was before the Senate.

On motion of Senator Suazo, the following substitute bill replaced the original bill.

PAYMENT OF WAGES AMENDMENTS

2nd Sub. S.B. 186

Pete Suazo

THIS ACT AMENDS THE LABOR CODE TO ADDRESS ISSUES RELATED TO THE PAYMENT OF WAGES. THIS ACT REQUIRES

NOTIFYING EMPLOYEES OF RIGHTS. THIS ACT ADDRESSES PENALTIES. THIS ACT TAKES EFFECT ON JULY 1, 2001.

On motion of Senator Suazo, the bill was circled.

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H.B. 131, INTERNET CHILD PROTECTION ACT, was read the third time, explained by Senator Walker, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Blackham	Buttars	Poulton	Mansell
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H.B. 131 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 105, LICENSURE OF ESTHETICIANS AND NAIL TECHNICIANS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker

Absent or not voting were: Senators

Blackham	Buttars	Poulton	Wright
Mansell			

1st Sub. H.B. 105, as amended, was returned to the House.

* * *

1st Sub. H.B. 135, CHILD PORNOGRAPHY AMENDMENTS, was read the third time, explained by Senator Walker, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Buttars	Poulton	Mansell
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1st Sub. H.B. 135 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Valentine, the circle was removed from **2nd Sub. S.B. 49**, AVIATION FUEL TAX, and it was before the Senate. Senator Valentine explained the bill. Senators Stephenson, Hillyard, Hickman, Ed Allen, and Mayne commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Buttars
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2nd Sub. S.B. 49 was transmitted to the House.

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On motion of Senator Suazo, the circle was removed from **2nd Sub. S.B. 186**, PAYMENT OF WAGES AMENDMENTS, and it was before the Senate. Senator Suazo explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Blackham	Buttars	Hickman	Hillyard
Spencer	Mansell		

2nd Sub. S.B. 186 was transmitted to the House.

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SECOND READING CALENDAR

On motion of Senator Wright, the circle was removed from **2nd Sub. H.B. 83**, CHILD WELFARE AMENDMENTS, and it was before the Senate.

On motion of Senator Wright, the following substitute bill replaced the original bill.

CHILE WELFARE AMENDMENTS

5th Sub. H.B. 83

Wayne A. Harper

THIS ACT MODIFIES PROVISIONS OF THE JUDICIAL CODE AND THE HUMAN SERVICES CODE RELATED TO CHILD WELFARE. THIS ACT REQUIRES THE DIVISION OF CHILD AND FAMILY SERVICES TO MAINTAIN A SEPARATE DATABASE SYSTEM FOR UNSUBSTANTIATED REPORTS OF CHILD ABUSE AND REPORTS OF CHILD ABUSE THAT ARE WITHOUT MERIT. THE ACT REDUCES THE PERIOD OF TIME

UNSUBSTANTIATED REPORTS OF CHILD ABUSE ARE MAINTAINED ON THE DATABASE SYSTEM FROM TEN YEARS TO FIVE YEARS. THE ACT ESTABLISHES CIRCUMSTANCES IN WHICH THE DIVISION SHALL REMOVE A NAME FROM THE DATABASE. THE ACT REQUIRES THE CHILD WELFARE LEGISLATIVE OVERSIGHT COMMITTEE TO STUDY IMMUNITY OF CHILD PROTECTION SERVICE WORKERS. THE ACT CLARIFIES THE CIRCUMSTANCES IN WHICH AN OFFICER MAY USE FORCE TO REMOVE A CHILD FROM A HOME. THIS ACT CLARIFIES THE CONDITIONS THAT MUST BE MET BEFORE A CHILD SUSPECTED OF BEING ABUSED OR A SIBLING MAY BE REMOVED FROM THE HOME. THE ACT REQUIRES A COURT TO ORDER VISITATION WITH A PARENT AT THE SHELTER HEARING AND AT THE DISPOSITIONAL HEARING UNLESS VISITATION IS NOT IN THE BEST INTEREST OF THE CHILD. THIS ACT INCLUDES A COORDINATION CLAUSE.

On motion of Senator Wright, the bill was circled.

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1st Sub. H.B. 181, PENALTIES FOR SOLICITING MINORS, was read the second time. Senator Ron Allen explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Buttars	Hillyard	Spencer
Mansell			

1st Sub. H.B. 181 was placed on the Third Reading Table due to fiscal impact.

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H.B. 28, INDEPENDENT ENTITIES ACT, was read the second time. Senator Evans explained the bill The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Mansell
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On motion of Senator Knudson, the circle was removed from **H.B. 113**, SURREPTITIOUS ADMINISTRATION OF A SUBSTANCE. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Mayne
Mansell			

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H.B. 36, RETIREMENT OFFICE AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale

Hellewell	Hillyard	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Hickman
Mayne	Mansell		

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1st Sub. H.B. 51, WORKFORCE SERVICES AMENDMENTS, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Davis
Mansell			

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H.B. 109, AMENDMENTS TO THE INSURANCE LAW was read the second time.

On motion of Senator Poulton, the bill was circled.

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1st Sub. H.B. 114, MORTGAGE PRACTICES ACT, was read the second time. Senator Waddoups explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Suazo
Mansell			

* * *

1st Sub. H.B. 228, UTAH CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, was read the second time. Senator Hellewell explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Suazo
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H.B. 233, PROPERTY AND CASUALTY GUARANTY ASSOCIATION ACT, was read the second time. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Jenkins	Julander

Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Hickman	Hillyard
Suazo			

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H.B. 254, INSURANCE COMPANY NOTIFICATION REQUIREMENTS, was read the second time. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

Blackham	Buttars	Hickman	Hillyard
Suazo	Wright		

* * *

H.B. 263, INTERSTATE BRANCHING OF DEPOSITORY INSTITUTION, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Blackham

Buttars

Hickman

Suazo

Wright

Senator Valentine declared a conflict of interest.

* * *

On motion of Senator Poulton, and at 11:00 a.m., the Senate sauntered.

The Senate was called to order at 11:20 a.m., with President Mansell presiding.

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COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 21, 2001

The House passed, **S.B. 65**, BONDING FOR SOLDIER HOLLOW GOLF COURSE, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 127**, BAIL BOND AMENDMENTS, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 151**, UNIFORM COMMERCIAL CODE – TECHNICAL AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 65, **1st Sub. S.B. 127**, and **S.B. 151** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President:

February 21, 2001

The House passed, as amended, **S.B. 7**, STATE TEXTBOOK COMMISSION AMENDMENTS, by Senator D. Steele, et al, and it is transmitted for further consideration; and

The House substituted and passed, **2nd Sub. S.B. 146**, PERFORMING UNLAWFUL MARRIAGES, by Senator R. Allen, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

S.B. 7 and **2nd Sub. S.B. 146** were placed on the Concurrence Calendar.

* * *

Mr. President:

February 21, 2001

The House has rejected **S.B. 54**, EDUCATION ROUNDTABLE, by Senator D.C. Buttars, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

S.B. 54 was filed.

SECOND READING CALENDAR

1st Sub. H.B. 102, MODIFICATIONS OF SCHOOL CHOICE PROGRAM, was read the second time.

On motion of Senator Poulton, the bill was circled.

* * *

H.B. 267, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, was read the second time. Senator Poulton explained the bill.

On motion of Senator Steele, the bill was amended as follows:

- 1. Page 1, Line 20b:
Delete "NON-VOTING" and insert "TWO"

Senators Steele, Buttars, Eastman, Knudson, Peterson, and Wright commented. The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

Buttars	Spencer
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Absent or not voting were: Senators

Blackham	Hale	Mayne
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On motion of Senator Hickman **H.B. 267** was placed on Third Reading Table due to fiscal impact.

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H.B. 219, TASK FORCE ON FAMILY CONFLICT RESOLUTION, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Bramble	Davis	Dmitrich
Eastman	Evans	Gladwell	Hellewell
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

R. Allen	Blackham	Buttars	Hale
Hickman	Hillyard		

On motion of Senator Evans, **H.B. 219** was placed on Third Reading Table due to fiscal impact.

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On motion of Senator Dmitrich a bill file was authorized to be opened for a resolution regarding organ transplants.

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H.J.R. 10, RESOLUTION RECOGNIZING BILL OF RIGHTS DAY, was read the second time. Senator Wright explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Eastman	Gladwell	Hellewell	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Buttars	Dmitrich	Evans
Hale	Hickman	Hillyard	

* * *

On motion of Senator Poulton, the circle was removed from **H.B. 109, AMENDMENTS TO THE INSURANCE LAW**. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Hale	Hickman
Hillyard			

* * *

On motion of Senator Gladwell, the circle was removed from **1st Sub. H.B. 102, MODIFICATIONS OF SCHOOL CHOICE PROGRAM**, and it was before the Senate. Senator Gladwell explained the bill. Senator Steele commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Bramble	Davis	Dmitrich
Eastman	Evans	Gladwell	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative was: Senator

E. Allen

On motion of Senator Poulton, **H.B. 38** was placed on Third Reading Table due to fiscal impact.

On motion of Senator Poulton, **1st Sub. H.B. 181** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Poulton, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 21, 2001

The House passed, **1st Sub. S.B. 59**, LICENSING OF GENETIC COUNSELORS, by Senator P. Julander, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 76**, PROPERTY TAX APPEAL AMENDMENTS, by Senator C. Bramble, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 97**, SPECIAL NEEDS ADOPTION SERVICES, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 109**, UTAH ANATOMICAL GIFT ACT AMENDMENTS, by Senator K. Hale, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 119**, CHILD WELFARE RECORDS AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 197**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE – REPEAL OF QUALITY REVIEW REQUIREMENTS, by Senator D. Gladwell, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 59, 1st Sub. S.B. 76, 1st Sub. S.B. 97, 2nd Sub. S.B. 109, S.B. 119, and S.B. 197 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 21, 2001
 The House passed, as amended, **S.B. 128**, JUSTICE COURT APPEALS REVISION, by Senator T. Spencer, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 132**, VETERINARY PRACTICE ACT AMENDMENTS, by Senator B. Wright, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

S.B. 128 and **1st Sub. S.B. 132** were placed on the Concurrence Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 20, 2001
 The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.J.R. 8**, RESOLUTION ON RENT MORATORIUM DURING THE OLYMPICS, by Senator R. Allen; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 115**, WASTE TIRE RECYCLING, by Representative N. Hendrickson, with the following amendments:

1. Page 9, Line 267d:
 After "landfill waste tire" insert "pile"
 Lilac 2-6-2001; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 297**, PROCEDURES FOR SMALL TELEPHONE COMPANY RATE CASES, by Representative T. Hatch.

Terry R. Spencer, Chair

Mr. President: February 21, 2001
 The Human Services Committee reports a favorable recommendation on **S.B. 271**, APPROPRIATION FOR HOMELESS ENDOWMENT, by Senator P. Suazo; and

The Human Services Committee reports a favorable recommendation on **H.B. 148**, CHILD WELFARE – ALTERNATIVE DISPUTE RESOLUTION, by Representative A.L. Tyler; and

The Human Services Committee reports a favorable recommendation on **H.B. 269**, AMENDMENTS TO CONCURRENT JURISDICTION IN ADOPTION CASES, by Representative M. Throckmorton; and

The Human Services Committee reports a favorable recommendation on **H.B. 360**, CHILDREN'S JUSTICE CENTER PROGRAM AMENDMENTS, by Representative S. Daniels; and

The Human Services Committee recommends **H.B. 387**, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME, by Representative M. Throckmorton, be replaced and favorably recommends **1st Sub. H.B. 387**, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME.

John W. "Bill" Hickman, Chair; and

Mr. President: February 20, 2001

The Judiciary Committee reports a favorable recommendation on **H.B. 116**, JUDICIAL RETENTION ELECTION AMENDMENTS, by Representative G. Cox; and

The Judiciary Committee reports a favorable recommendation on **H.B. 117**, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY, by Representative T. Hatch; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 221**, AMENDMENTS TO ATTORNEY LIEN LAW, by Representative D. Hogue.

David L. Gladwell, Chair; and

Mr. President: February 21, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 127**, INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN, by Representative J. Ferrin.

Curtis S. Bramble, Chair; and

Mr. President: February 21, 2001

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 228**, SALES AND USE TAX FOR COMMUNITY DEVELOPMENT, by Senator P. Suazo, with the following amendment:

1. Page 1, Line 20:
Bracket "sales and use"; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 241**, SPECIAL DISTRICT AMENDMENTS, by Senator G. Davis.

Carlene M. Walker, Chair; and

Mr. President:

February 20, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 94**, DRIVER LICENSE REPORTING, by Senator M. Peterson, with the following amendments:

1. Page 4, Lines 99–100:

Delete all of lines 99 and 100 and insert:

“(c) A report filed with the division under this Subsection (15) shall be a protected record as provided in Title 63, Chapter 2, Government Records Access and Management Act.”; and

The Transportation and Public Safety Committee recommends **S.B. 219**, CONSTRUCTION CONTRACTS – PROMPT PAYMENT ACT, by Senator M. Waddoups, be replaced and favorably recommends **1st Sub. S.B. 219**, CONSTRUCTION CONTRACTS – PROMPT PAYMENT ACT; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 256**, TRANSPORTATION AMENDMENTS, by Senator P. Knudson, with the following amendments:

1. Page 1, Line 6:

Delete “transit” and insert “transportation”

2. Page 1, Line 19:

Delete “transit” and insert “transportation”

3. Page 1, Line 21:

After “improvement,” bracket “and” and after “maintenance” bracket “of the” and insert “, and mitigation from the effects of these activities on”

4. Page 1, Line 22:

Bracket “highways, roads, and streets” and insert “transportation facilities”

5. Page 2, Line 37:

bracket “and”

6. Page 2, Line 39:

After “highway” insert “; and (12) the mitigation of impacts from public transportation projects”; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 289**, CLEAN FUEL VEHICLES – USE OF HIGH OCCUPANCY VEHICLE LANES, by Representative D. Bush.

David H. Steele, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.J.R. 8**, **H.B. 115**, as amended, **H.B. 297**, **S.B. 271**, **H.B. 148**, **H.B. 269**, **H.B. 360**, **1st Sub. H.B. 387**, **H.B. 116**, **H.B. 117**, **1st Sub. H.B. 221**, **H.B. 127**, **S.B. 228**, as amended, **S.B. 241**, **S.B. 94**, as amended, **1st Sub. S.B. 219**, **S.B. 256**, as amended, and **1st Sub. H.B. 289** were placed on Second Reading Calendar.

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Mr. President:

February 21, 2001

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 271**, APPRAISALS AND APPRAISERS AMENDMENTS, by Representative G. Adair, and recommends it be considered read for the second time and placed on the Consent Calendar.

Curtis S. Bramble, Chair

On motion of Senator Poulton, the committee report was adopted. **H.B. 271** was considered read the second time and placed on the Consent Calendar.

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Mr. President:

February 20, 2001

The Energy, Natural Resources, and Agriculture Committee deleted **S.B. 51**, WATER RIGHT TRANSFER AMENDMENTS, by Senator L. Blackham, and replaced it with **1st Sub. S.B. 51**, WATER RIGHT TRANSFER AMENDMENTS, and has returned it to the Secretary of the Senate.

Terry R. Spencer, Chair

On motion of Senator Poulton, the committee report was adopted. **1st Sub. S.B. 51** was returned to Rules.

* * *

On motion of Senator Bramble, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Bramble, the circle was removed from **1st Sub. S. B. 174**, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR

FABRICATING OR PROCESSING MATERIALS, and it was before the Senate. Senator Bramble explained the bill. Senators Ron Allen and Peterson commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Blackham	Davis	Hickman	Suazo
Valentine	Mansell		

On motion of Senator Bramble, the following intent language is included in the journal:

INTENT LANGUAGE FOR 1ST SUB. S.B. 174

“**1st Sub. S.B. 174**, Sales and Use Tax – Exemption for Semiconductor Fabricating or Processing Materials, provides a sales and use tax exemption for a five-year period for sales or leases of certain semiconductor fabricating or processing materials. In passing First Substitute S.B. 174, the Legislature intends the following:

The Legislature’s willingness to forego this sales and use tax revenue is contingent on the businesses meeting the benchmark established by the Legislature of employing over the time period for which the exemption is allowed at least 50% more employees than original projections for the businesses’ total number of employees.

To ensure that this commitment is met and to ensure that the exemption is consistent with the policy goals of the Legislature, First Substitute S.B. 174 requires an annual review of this exemption by the Revenue and Taxation Interim Committee, and allows the Legislature to request from the State Tax Commission the total amount claimed as an exemption for semiconductor fabricating or processing materials.”

1st Sub. S.B. 174 was transmitted to the House.

On motion of Senator Steele, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Steele, the circle was removed from **1st Sub. H.B. 211**, TUITION WAIVERS FOR TEACHERS, and it was before the Senate. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Buttars	Jenkins
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Absent or not voting were: Senators

Blackham	Davis	Hickman	Valentine
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On motion of Senator Dmitrich **S.B. 181** was removed from the Second Reading Calendar and returned to the Rules Committee.

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On motion of Senator Eastman, the circle was removed from **1st Sub. S.B. 166**, MOBILE HOME PARK RESIDENCY AMENDMENTS, and it was before the Senate.

On motion of Senator Eastman, the following substitute bill replaced the original bill.

MOBILE HOME PARK RESIDENCY AMENDMENTS

3rd Sub. S.B. 166

Dan R. Eastman

THIS ACT MODIFIES THE MOBILE HOME PARK RESIDENCY ACT, THE MOTOR VEHICLE ACT, AND THE GOVERNMENT RECORDS

ACCESS AND MANAGEMENT ACT. THE ACT PROVIDES SPECIFIC CRITERIA BY WHICH THE MOTOR VEHICLE DIVISION MAY DISCLOSE THE NAME AND ADDRESS OF THE LIENHOLDER OR MOBILE HOME OWNER OF AN ABANDONED MOBILE HOME TO THE OWNER OF A MOBILE HOME PARK. THE ACT MODIFIES PROVISIONS RELATED TO CHANGES IN SERVICE CHARGES TO RESIDENTS OF MOBILE HOME PARKS. THE ACT MODIFIES PROVISIONS RELATED TO EVICTION PROCEEDINGS. THE ACT AMENDS PROVISIONS RELATED TO LIENHOLDER AND OWNER OF A MOBILE HOME'S RIGHTS AND LIABILITIES AFTER RECEIPT OF A NOTICE OF ABANDONMENT OR ISSUANCE OF A WRIT OR RESTITUTION. THE ACT DEFINES ABANDONMENT OF A MOBILE HOME SPACE OR MOBILE HOME, AND DESIGNATES PARK PROCEDURE IN THE EVENT OF ABANDONMENT. THE ACT AMENDS THE PROCEDURE AFTER AN EVICTION JUDGMENT HAS BEEN ENTERED BY A COURT. THE ACT ALLOWS MOBILE HOME PARK RESIDENTS TO FORM ASSOCIATIONS AND OUTLINES THE REQUIREMENTS OF THOSE ASSOCIATIONS. THE ACT ALSO MAKES TECHNICAL REVISIONS. THIS ACT PROVIDES AN EFFECTIVE DATE.

On motion of Senator Eastman, the bill was circled.

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H.B. 284, INDIVIDUAL INCOME TAX – ELIMINATING MARRIAGE TAX, was read the second time. Senator Bramble explained the bill. Senator Peterson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Davis	Hickman	Steele
Valentine			

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H.B. 245, UTAH PROCUREMENT CODE – REVERSE AUCTIONS, was read the second time. Senator Jenkins explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Hellewell	Hickman	Steele
Valentine			

* * *

On motion of Senator Mayne, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Mayne, the circle was removed from **2nd Sub. S.B. 63**, RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES, and it was before the Senate. Senator Mayne explained the bill

On motion of Senator Mayne, the bill was amended as follows:

1. Page 7, Line 189:
After “related” delete the remainder of Line 189
2. Page 7, Line 190:
Delete Line 190 except for the semicolon
3. Page 7, Line 203:
After Line 203 insert:
“(29) For purposes of Subsection (27), “related” means a relationship in which each owner of a residence is related to all of the other owners of the residence as:”

- (a) an ancestor;
- (b) a brother or sister by the whole or half blood;
- (c) a lineal descendant;
- (d) a spouse;
- (e) a stepbrother or stepsister;
- (f) a stepfather or stepmother;
- (g) a stepgrandchild;
- (h) a stepson or stepdaughter; or
- (i) a spouse of an owner described in Subsections (29)(a) through (h).”

4. Page 7, Line 204:
Delete “(29)” and insert “(30)”
5. Page 7, Line 209:
Delete “(30)” and insert “(31)”
6. Page 8, Line 217:
Delete “(31)” and insert “(32)”
7. Page 8, Line 224:
Delete “(32)” and insert “(33)”
8. Page 8, Line 226:
Delete “(33)” and insert “(34)”
9. Page 8, Line 228:
Delete “(34)” and insert “(35)”
10. Page 8, Line 230:
Delete “(35)” and insert “(36)”

Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hale	Hellewell	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Mansell	

Voting in the negative were: Senators

Gladwell	Wright
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Absent or not voting were: Senators

Blackham Hickman Jenkins Valentine

2nd Sub. S.B. 63 was transmitted to the House

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On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Eastman, the circle was removed from **3rd Sub. S.B. 166, MOBILE HOME PARK RESIDENCY AMENDMENTS**, and it was before the Senate. Senator Eastman explained the bill. Senators Mayne commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Mansell

Voting in the negative was: Senator
Julander

Absent or not voting were: Senators

Blackham Jenkins Valentine Wright

* * *

H.B. 292, PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT – EXEMPTIONS, was read the second time. Senator Spencer explained the bill. Senators Dmitrich, Evans, and Peterson commented. The bill failed on the following roll call:

Yeas, 4; Nays, 21; Absent, 4.

Voting in the affirmative were: Senators

Julander Peterson Spencer Walker

Voting in the negative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Knudson	Mayne	Poulton	Steele
Stephenson	Suazo	Waddoups	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Bramble	Jenkins	Valentine
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H.B. 292 was returned to the House for filing.

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S.B. 85, PUBLIC SAFETY RETIREMENT EXEMPTION was read the second time. Senator Evans explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Eastman	Evans	Gladwell	Hale
Hickman	Hillyard	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Bramble	Dmitrich	Hellewell
Jenkins	Julander	Valentine	

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S.B. 131, FIREFIGHTER RETIREMENT AMENDMENTS, was read the second time.

On motion of Senator Davis, the bill was circled.

* * *

S.B. 155, RETIREMENT BOARD MEMBERSHIP, was read the second time.

On motion of Senator Steele, the following substitute bill replaced the original bill.

RETIREMENT BOARD MEMBERSHIP

1st Sub. S.B. 155

David H. Steele

THIS ACT MODIFIES THE UTAH STATE RETIREMENT ACT BY EXPANDING THE UTAH STATE RETIREMENT BOARD MEMBERSHIP.

On motion of Senator Steele, the bill was circled.

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S.B. 265, SICK LEAVE AMENDMENTS, was read the second time.

On motion of Senator Davis, the bill was circled.

* * *

S.B. 74, SALES AND USE TAX – UNIFORM SALES AND USE TAX ADMINISTRATION ACT AND SALES AND USE TAX REVISIONS, was read the second time. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Dmitrich
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

R. Allen	Blackham	Davis	Eastman
Spencer	Suazo	Valentine	

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S.B. 202, CONFIDENTIALITY OF TAX INFORMATION, was read the second time. Senator Hale explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Bramble	Davis	Dmitrich
Evans	Gladwell	Hale	Hellewell

Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

R. Allen	Blackham	Buttars	Eastman
Suazo	Valentine		

* * *

S.B. 213, TAXATION ON TELEPHONE CORPORATIONS, was read the second time. Senator Bramble explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.**Voting in the affirmative were:** Senators

E. Allen	Bramble	Davis	Dmitrich
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Blackham	Buttars	Eastman
Valentine			

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S.B. 214, TAXATION OF MOBILE TELECOMMUNICATIONS SERVICE AND TASK FORCE ON TELECOMMUNICATIONS TAXATION, was read the second time. Senator Bramble explained the bill. Senators Julander, Hillyard, and Steele commented. The bill passed on the following roll call:

Yeas, 17; Nays, 6; Absent, 6.**Voting in the affirmative were:** Senators

Bramble	Buttars	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	Davis	Dmitrich	Hale
Julander	Mayne		

Absent or not voting were: Senators

R. Allen	Blackham	Eastman	Evans
Suazo	Valentine		

* * *

S.B. 234, SALES AND USE TAX – BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATION OR FACILITIES AMENDMENTS, was read the second time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill.

SALES AND USE TAX – BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS

1st Sub. S.B. 234

Lyle W. Hillyard

THIS ACT MODIFIES THE SALES AND USE TAX ACT TO ALLOW A CITY OR TOWN TO IMPOSE A TAX BEGINNING ON OR AFTER JANUARY 1, 2003 FOR THE SUPPORT OF RECREATIONAL AND ZOOLOGICAL FACILITIES AND BOTANICAL, CULTURAL, AND ZOOLOGICAL ORGANIZATIONS IF THE COUNTY IN WHICH THE CITY OR TOWN IS LOCATED DOES NOT IMPOSE A SIMILAR TAX. THE ACT INDICATES THE PURPOSE OF THE TAX AND PROVIDES DEFINITIONS. THE ACT PROVIDES FOR AN OPINION VOTE, FOR THE IMPOSITION OF THE TAX, AND FOR NOTIFICATION TO THE STATE TAX COMMISSION OF CHANGES IN THE IMPOSITION OF THE TAX. THIS ACT ADDRESSES THE DISTRIBUTION OF THE CITY OR TOWN TAX AND THE DISTRIBUTION OF THE SIMILAR COUNTY TAX. THIS ACT HAS A JULY 1, 2001 EFFECTIVE DATE.

On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 274 PROPERTY TAX – VOTER APPROVAL, was read the second time. Senator Poulton explained the bill. Senators Steele, Ron Allen, Hillyard, Spencer, Waddoups commented. The bill failed on the following roll call:

Yeas, 13; Nays, 14; Absent, 2.

Voting in the affirmative were: Senators

Bramble	Buttars	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Peterson
Poulton	Spencer	Stephenson	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Hale
Julander	Knudson	Mayne	Steele
Waddoups	Walker		

Absent or not voting were: Senators

Suazo	Valentine
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On motion of Senator Blackham, the circle was removed from **2nd Sub. S.B. 168, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES**, and it was before the Senate. Senator Blackham explained the bill. Senators Waddoups, Walker, Stephenson commented.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 8, Line 241:
After “years, is” insert “not”

The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Dmitrich	Jenkins	Mayne
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Absent or not voting was: Senator
Valentine

* * *

On motion of Senator Hickman, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Hickman, **1st Sub. H.B. 211** and **H.B. 284** were placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Poulton and at 4:10 p.m., the Senate adjourned until 10:00 a.m., Thursday, February 22, 2001.

THIRTY-NINTH DAY

MORNING SESSION

The Senate was called to order at 9:15 a.m., with President Al Mansell presiding.

Prayer– The Reverend Ken Vialpando, Our Lady of Guadalupe

Pledge of Allegiance– Senator David Steele

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 21, 2001

The House passed, **S.B. 136**, PARENTING PLAN FOR DIVORCING PARENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 147**, EXTENDING CHILD VISITATION FOR DIVORCED FAMILIES, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 156**, OVERSIZE PERMIT AMENDMENTS, by Senator J. Hickman, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 158**, MANUFACTURED HOUSING DEVELOPMENT EQUAL TREATMENT, by Senator D.C. Buttars, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 136, S.B. 147, S.B. 156, and S.B. 158 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 21, 2001

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 189**, FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE, by Representative B. Johnson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed.

2nd Sub. H.B.189 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 21, 2001

The House passed, as amended, **H.B. 340**, PUBLIC SAFETY OFFICERS EDUCATION REQUIREMENTS, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 365**, INSTITUTIONAL TRUST LANDS AMENDMENTS, by Representative T. Hatch, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 340**, as amended, and **H.B. 365**, as amended, were read the first time and referred to the Rules Committee.

* * *

Mr. President: February 21, 2001

The House passed, as amended, **S.B. 16**, TEACHER QUALITY AMENDMENTS, by Senator D. Steele, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

S.B. 16 was placed on the Concurrence Calendar.

INTRODUCTION OF BILLS

JOINT RESOLUTION ENCOURAGING USE OF STATE PROPERTY FOR FILMING

S.J.R. 13

David L. Gladwell

THIS JOINT RESOLUTION OF THE LEGISLATURE URGES THAT FILM PRODUCTION COMPANIES BE GRANTED INCENTIVES TO DO BUSINESS IN UTAH, INCLUDING FILMING ON STATE PROPERTY FREE OF CHARGE EXCEPT FOR ACTUAL COSTS, was read for the first time and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Steele, the Senate voted to concur in the House amendments to **S.B. 7**, STATE TEXTBOOK COMMISSION AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Hickman	Julander	Spencer
Valentine			

S.B. 7 was returned to the House.

* * *

On motion of Senator Ron Allen, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 146**, PERFORMING UNLAWFUL MARRIAGES. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Jenkins
Knudson	Mayne	Peterson	Poulton
Steele	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

E. Allen	Hickman	Hillyard	Julander
Spencer	Stephenson	Valentine	

2nd Sub. S.B. 146 was returned to the House.

* * *

On motion of Senator Waddoups, all bills not reported out of standing committees will be returned to the Rules Committee. Those bills which were amended or substituted or tabled should be on a separate report. All other bills which have not been acted upon may be included on a single report.

* * *

On motion of Senator Spencer, the Senate voted to concur in the House amendments to **S.B. 128, JUSTICE COURT APPEALS REVISION**. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Davis	Hickman
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S.B. 128 was returned to the House.

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On motion of Senator Wright, the Senate voted to concur in the House amendments to **1st Sub. S.B. 132, VETERINARY PRACTICE ACT AMENDMENTS**. The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

1st Sub. S.B. 132 was returned to the House.

CONSENT CALENDAR

H.B. 104, MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Dmitrich Spencer

H.B. 104 was signed by the President of the Senate in open session and returned to the House.

* * *

THIRD READING CALENDAR

H.B. 28, INDEPENDENT ENTITIES ACT, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham Spencer

H.B. 28 was signed by the President of the Senate in open session and returned to the House.

* * *

HB. 113, SURREPTITIOUS ADMINISTRATION OF A SUBSTANCE, was read the third time, explained by Senator Knudson. Senator Ron Allen commented and the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Davis	Spencer
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H.B. 113 was signed by the President of the Senate in open session and returned to the House.

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H.B. 36, RETIREMENT OFFICE AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Hale
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H.B. 36 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 51, WORKFORCE SERVICES AMENDMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Hillyard
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1st Sub. H.B. 51 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 114, MORTGAGE PRACTICES ACT AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Hillyard
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1st Sub. H.B. 114 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 228, UTAH CONSTRUCTION TRADES LICENSING ACT AMENDMENTS, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham Valentine

1st Sub. H.B. 228 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 233, PROPERTY AND CASUALTY GUARANTY ASSOCIATION ACT, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Blackham

H.B. 233,as amended, was returned to the House.

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H.B. 254, INSURANCE COMPANY NOTIFICATION REQUIREMENTS, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Waddoups
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H.B. 254 was signed by the President of the Senate in open session and returned to the House.

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H.B. 263, INTERSTATE BRANCHING OF DEPOSITORY INSTITUTION, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Evans	Gladwell
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Eastman	Hickman
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Absent or not voting were: Senators

Blackham	Hale
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Senators Valentine and Hickman declared a conflict of interest.

H.B. 263 was signed by the President of the Senate in open session and returned to the House.

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H.J.R. 10, RESOLUTION RECOGNIZING BILL OF RIGHTS DAY, was read the third time, explained by Senator Wright. Senator Ron Allen commented and the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Davis	Waddoups
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H.J.R. 10 was signed by the President of the Senate in open session and returned to the House.

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H.B. 109, AMENDMENTS TO THE INSURANCE LAW, was read the third time.

On motion of Senator Poulton, the bill was circled.

* * *

H.B. 245, UTAH PROCUREMENT CODE – REVERSE AUCTIONS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham Dmitrich Mayne Stephenson

H.B. 245 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, the circle was removed from **H.B. 109**, AMENDMENTS TO THE INSURANCE LAW.

On motion of Senator Poulton, the bill was amended as follows:

- 1. Page 47, Line 1424:
Delete language on lines 1424a, 1424b, and 1424c on the lilac

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham Hillyard Mayne Waddoups

H.B. 109, as amended, was returned to the House.

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3rd Sub. S.B. 166, MOBILE HOME PARK RESIDENCY AMENDMENTS, was read the third time.

On motion of Senator Eastman, the bill was circled.

* * *

S.B. 85, PUBLIC SAFETY RETIREMENT EXCEPTION, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hillyard	Mayne
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S.B. 85 was transmitted to the House.

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S.B. 74, SALES AND USE TAX – UNIFORM SALES AND USE TAX ADMINISTRATION ACT AND SALES AND USE TAX REVISIONS, was read the third time.

On motion of Senator Spencer, the bill was circled.

* * *

S.B. 202, CONFIDENTIALITY OF TAX INFORMATION, was read the third time, explained by Senator Hales, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hillyard	Mayne
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S.B. 202 was transmitted to the House.

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S.B. 213, TAXATION OF TELEPHONE CORPORATIONS, was read the third time, explained by Senator Bramble,

On motion of Senator Bramble, the bill was amended as follows:

1. Page 11, Lines 307–308:
Delete Lines 307–308 and after Line 308 insert:
“(31)(a) For purposes of Subsection (30) and Section 59–12–103, “telephone service” means a two–way transmission:
(i) by:
(A) wire;
(B) radio;
(C) lightwave; or
(D) other electromagnetic means; and
(ii) of one or more of the following:
(A) a sign;
(B) a signal;
C) writing;
(D) an image;
(E) sound;
(F) a message;
(G) data; or
(H) other information of any nature.
(b) “Telephone service” includes:
(i) cellular telephone service;
(ii) private communications service; or
(iii) automated digital telephone answering service.”
2. Page 11, Line 309:
Delete “(31)” and insert “(32)”
3. Page 11, Line 314:
Delete “(32)” and insert “(33)”
4. Page 11, Line 319:
Delete “(33)” and insert “(34)”
5. Page 11, Line 320:
Delete “(32)” and insert “(33)”
6. Page 11, Line 321:
Delete “(34)” and insert “(35)”

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hillyard	Mayne
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S.B. 213, as amended, was transmitted to the House.

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S.B. 214, TAXATION OF MOBILE TELECOMMUNICATIONS SERVICE AND TASK FORCE ON TELECOMMUNICATIONS TAXATION, was read the third time.

On motion of Senator Bramble, the bill was circled.

* * *

2nd Sub. S.B. 168, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES, was read the third time.

On motion of Senator Peterson, the bill was circled.

SECOND READING CALENDAR

S.B. 163, APPROPRIATION FOR UTAH STATE FAIR CORPORATION, was read the second time.

On motion of Senator Suazo, the bill was circled.

* * *

S.B. 208, GOVERNMENTAL IMMUNITY FOR TRANSPORTING PERSONS FROM REMOTE OR INACCESSIBLE AREAS, was read the second time.

On motion of Senator Gladwell, the bill was circled.

* * *

1st Sub. S.B. 251, PROHIBITING EMPLOYMENT OF RELATIVES – AMENDMENTS, was read the second time.

On motion of Senator Spencer, the bill was circled.

* * *

S.B. 258, GOVERNMENTAL IMMUNITY AMENDMENTS, was read the second time. Senator Davis explained the bill. Senators Hellewell and Jenkins commented.

On motion of Senator Davis, the bill was circled.

* * *

S.B. 263, AMENDMENTS TO DUTIES OF COUNTY EXECUTIVE, was read the second time. Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Peterson	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Buttars	Hillyard	Mayne
Poulton	Spencer	Steele	

* * *

S.J.R. 8, RESOLUTION ON RENT MORATORIUM DURING THE OLYMPICS, was read the second time. Senator Ron Allen explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Peterson	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Buttars	Hillyard	Mayne
Poulton	Spencer	Steele	

* * *

On motion of Senator Valentine, and at 10:25 a.m., the Senate sauntered.

The Senate was called to order at 10:50 a.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 22, 2001

The House passed, **S.B. 83**, SMALL EMPLOYER PURCHASING ALLIANCE AMENDMENTS, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 139**, NONPROFIT CORPORATION ACT AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 204**, REPEAL OF LICENSING ALARM RESPONSE RUNNERS, by Senator D. Eastman, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 245**, CONSUMER PROTECTION AMENDMENTS, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 83, S.B. 139, S.B. 204, and S.B. 245 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 22, 2001

The House substituted, amended, and passed, **1st Sub. S.B. 167**, PENALTY FOR WRONGFUL MECHANICS' LIEN, by Senator L.S. Poulton, and it is transmitted for further consideration.

The House passed, as amended, **S.B. 170**, UTAH REVISED LIMITED LIABILITY COMPANY ACT, by Senator J. Valentine, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 167, as amended, and **S.B. 170**, as amended, were placed on the Concurrence Calendar.

SECOND READING CALENDAR

On motion of Senator Davis, the circle was removed from **S.B. 258**, GOVERNMENTAL IMMUNITY AMENDMENTS, and it was before the Senate.

On motion of Senator Hellewell, the bill was amended as follows:

1. Page 1, Line 19:
After "any one occurrence", insert "or \$5,000,000"
2. Page 1, Line 20:
Reinstate the language "in any one occurrence,"

Senator Davis explained the bill. Senator Spencer commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Stephenson

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On motion of Senator Steele, the circle was removed from **1st Sub. S.B. 155, RETIREMENT BOARD MEMBERSHIP**, and it was before the Senate. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Walker	Wright	Mansell

Absent or not voting was: Senator Waddoups

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H.B. 115, WASTE TIRE RECYCLING, was read the second time. Senator Wright explained the bill. Senator Buttars commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Hellewell

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H.B. 297, PROCEDURES FOR SMALL TELEPHONE COMPANY RATE CASES, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Davis	Hellewell	Hillyard	Valentine
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S.B. 271, APPROPRIATION FOR HOMELESS ENDOWMENT, was read the second time. Senator Suazo explained the bill. Senators Stephenson, Wright, Ed Allen, and Mansell commented. The bill failed on the following roll call:

Yeas, 13; Nays, 14; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hickman	Julander	Knudson
Mayne	Peterson	Suazo	Walker
Wright			

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Jenkins
Poulton	Spencer	Steele	Stephenson
Waddoups	Mansell		

Absent or not voting were: Senators

Hillyard	Valentine
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On motion of Senator Blackham, the circle was removed from **S.B. 208**, GOVERNMENTAL IMMUNITY FOR TRANSPORTING PERSONS FROM

REMOTE OR INACCESSIBLE AREAS, and it was before the Senate. Senator Blackham explained the bill. Senator Stephenson commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Mansell			

Voting in the negative was: Senator Stephenson

Absent or not voting were: Senators

Hellewell	Hillyard	Wright
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Senator Valentine declared a conflict of interest.

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H.B. 148, CHILD WELFARE – ALTERNATIVE DISPUTE RESOLUTION, was read the second time.

On motion of Senator Eastman, the bill was circled.

* * *

H.B. 269, AMENDMENTS TO CONCURRENT JURISDICTION IN ADOPTION CASES, was read the second time.

On motion of Senator Davis, the bill was circled.

* * *

H.B. 360, CHILDREN’S JUSTICE CENTER PROGRAM AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Dmitrich	Hellewell	Hickman	Hillyard
Wright			

On motion of Senator Blackham, **H.B. 360** was placed on Third Reading Table due to fiscal impact.

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1st Sub. H.B. 387, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME, was read the second time.

On motion of Senator Suazo, the bill was circled.

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H.B. 116, JUDICIAL RETENTION ELECTION AMENDMENTS, was read the second time. Senator Suazo explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Dmitrich	Hellewell	Hickman	Hillyard
Wright			

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H.B. 117, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY, was read the second time.

On motion of Senator Suazo, the bill was circled.

* * *

1st Sub. H.B. 221, AMENDMENTS TO ATTORNEY LIEN LAW, was read the second time. Senator Spencer explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Gladwell
Hale	Hickman	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Dmitrich	Evans	Hellewell	Hillyard
Wright			

COMMUNICATION FROM THE HOUSE

Mr. President: February 22, 2001

The House passed, as amended, **2nd Sub. S.B. 100**, INSURANCE LAW AMENDMENTS, by Senator L.S. Poulton, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

2nd Sub. S.B. 100 was placed on the Concurrence Calendar.

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On motion of Senator Valentine, and at 11:45a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:45 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 22, 2001

The House passed, as substituted, **1st Sub. H.B. 305**, JUDGMENT LIEN AMENDMENTS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 315**, OLYMPIC PUBLIC SAFETY AND TRANSPORTATION ROUTES, by Representative D. Ure, and it is transmitted for consideration; and

The House passed **H.B. 316**, PROCUREMENT AMENDMENTS FOR EQUIPMENT USED DURING THE OLYMPICS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, upon reconsideration, as substituted, **1st Sub. H.B. 325**, OWNER BUILDER SELLING HOME, by Representative Chad E. Bennion, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 331**, EMERGENCY MEDICAL SERVICES AMENDMENTS, by Representative K. Holdaway, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 334**, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX – ENERGY SAVING SYSTEMS CREDITS, by Representative A.L. Tyler, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 354**, PROPERTY TAX RELIEF AMENDMENTS, by Representative B. Winn, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 371**, BAIL BOND AMENDMENT, by Representative S. Urquhart, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 379**, HOMEOWNERS' ASSOCIATION FINE AUTHORIZATION, by Representative J. Buffmire, and it is transmitted for consideration; and

The House passed **H.B. 384**, UTAH OLYMPIC LAW ENFORCEMENT COMMANDER AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 305**, **H.B. 315**, **H.B. 316**, **1st Sub. H.B. 325**, **1st Sub. H.B. 331**, as amended, **H.B. 334**, as amended, **1st Sub. H.B. 354**, **1st Sub. H.B. 371**, **1st Sub. H.B. 379**, as amended, and **H.B. 384** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 22, 2001

The Rules Committee recommends assignment of the following bills to the following standing committee:

Health and Environment

- S.B. 178** Health Care Directives (P. Knudson)
- S.B. 227** Individual Income Tax Credit for Certain Political Contributions (B. Wright)
- H.B. 153** Penalty for Misuse of Lawful Substances (D. Hogue)
- H.B. 288** Indoor Clean Air Act Amendments (C. Saunders)
- H.B. 318** Wildlife Resources – License Suspension Process (S. Clark)
- H.B. 332** Political Fundraising Restrictions on Governor (N. Hansen)
- H.B. 373** Amendments to State Processes – Pornography Ombudsman (G. Way)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted and an extra committee meeting was authorized for the Senate Health and Environment Standing Committee

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To the Members of the Senate: February 22, 2001

The Senate Rules Committee recommends **1st Sub. H.B. 335**, Mechanics’ Liens Amendments by K. Garn, be replaced and favorably recommends **2nd Sub. H.B. 335** Mechanics’ Liens Amendments and assign it to Health and Environment Standing Committee.

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

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To the Members of the Senate: February 22, 2001

The Rules Committee recommends the assignment of the following Senate Bills to the top of the Second Reading Calendar:

S.B. 112 Appropriation for Assistive Technology (P. Knudson)
S.B. 123 Associations of Governments Appropriation
 (M. Dmitrich)

Michael Waddoups
 Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 21, 2001

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 226**, PROPERTY TAX – NOTICE OF APPEALS, by Senator S. Jenkins; and

The Business, Labor, and Economic Development Committee recommends **S.B. 252**, AMENDMENTS TO CONSTRUCTION CONTRACTS, by Senator S. Jenkins, be replaced and favorably recommends **1st Sub. S.B. 252**, AMENDMENTS TO CONSTRUCTION CONTRACTS; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 268**, FINANCIAL SERVICES TASK FORCE, by Senator D.C. Butters; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 73**, MENTAL HEALTH THERAPIST LICENSING ACT AMENDMENTS, by Representative J. Buffmire; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 157**, CONSUMER PROTECTION FROM LOTTERY ADVERTISEMENTS, by Representative S. Clark; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 310**, STATE BOARDS AND COMMISSIONS AMENDMENTS, by Representative A. Bradshaw; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 314**, ELECTION CODE – MILITARY OVERSEAS BALLOT PROCEDURES, by Representative M. Throckmorton, with the following amendments:

1. Page 2, Line 36
 Lilac Copy 2–13–2001:
 After “(3)” insert “(a)”

2. Page 2, Line 40
Lilac Copy 2-13-2001:
Delete “(a)”
3. Page 2, Line 42a
Lilac Copy 2-13-2001:
After “(ii)” delete “THE BALLOT IS”, and after “COURIER.” delete “IS”
4. Page 2, Line 42b
Lilac Copy 2-13-2001:
After “ARMY/AIR FORCE POST OFFICE” insert a comma
5. Page 2, Line 42c
Lilac Copy 2-13-2001:
After “DAY” delete “; OR” and insert a period
6. Page 2, Line 43
Lilac Copy 2-13-2001:
After “(b)” delete “if” and insert “If”

Dan R. Eastman, Chair; and

Mr. President:

February 22, 2001

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 224, DAMAGE TO UNDERGROUND UTILITY FACILITIES**, by Senator B. Wright, with the following amendments:

1. Page 3, Lines 73-74:
After “operator” delete the brackets around the remaining language on lines 73-74 and after “operator and” insert “then”
2. Page 4, Lines 106:
After “Section 54-8a-9” delete “create an” and insert “make available an existing”; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 246, INFORMATION TECHNOLOGY TRAINING INCENTIVE PROGRAM**, by Senator D. Steele, with the following amendments:

1. Page 2, Line 41:
After “under” delete “Section” and insert “Sections” and after “59-7-614” insert “and 59-10-133”

2. Page 2, Line 48:
After "under" delete "Section" and insert "Sections" and after "59-7-614" insert "and 59-10-133"
3. Page 2, Line 53:
After "but beginning" insert "on or"
4. Page 3, Line 62:
After "but beginning" insert "on or"
5. Page 3, Line 72:
After "year" delete "in" and insert "for"
6. Page 3, Line 79:
After line 79 insert:
"(d) The taxpayer shall attach the certificate to the tax form on which the credit is claimed."
7. Page 3, Line 85:
After "but beginning" insert "on or"
8. Page 4, Line 94:
After "but beginning" insert "on or"
9. Page 4, Line 104:
After "year" delete "in" and insert "for"
10. Page 4, Line 111:
After line 111 insert:
"(d) The taxpayer shall attach the certificate to the tax form on which the credit is claimed."; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 67**, PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE, by Representative D. Hogue; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 92**, SPAY AND NEUTER LICENSE PLATE, by Representative J. Biskupski; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **1st Sub. H.B. 144**, UTAH FOREST PRACTICES ACT, by Representative C. Buttars; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 388**, WILDLAND FIRE SUPPRESSION FUND, by Representative B. Johnson.

Terry R. Spencer, Chair; and

Mr. President: February 21, 2001

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 34**, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, by Representative M. Stephens; and

The Education Committee reports a favorable recommendation on **H.B. 99**, READING SKILLS DEVELOPMENT CENTER AMENDMENTS, by Representative K. Morgan; and

The Education Committee reports a favorable recommendation on **H.B. 134**, STATE ACCOUNTING STANDARDS, by Representative J. Alexander; and

The Education Committee reports a favorable recommendation on **H.B. 168**, NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT, by Representative F. Fife; and

The Education Committee reports a favorable recommendation on **H.B. 174**, FINE ARTS CURRICULUM AMENDMENTS, by Representative S. Allen; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 235**, PUBLICATION OF SCHOOL DISTRICT EXPENSES, by Representative P. Ray; and

The Education Committee reports a favorable recommendation on **H.C.R. 2**, RESOLUTION URGING SCHOOL BOARDS TO KEEP MEDIA RESOURCES A PRIORITY, by Representative A.L. Tyler; and

The Education Committee reports a favorable recommendation on **H.J.R. 15**, RESOLUTION RESCINDING THE CALL FOR CONSTITUTIONAL CONVENTION, by Representative F. Fife.

Bill Wright, Chair; and

Mr. President: February 21, 2001

The Health and Environment Committee recommends **S.B. 206**, TASK FORCE ON IMPLEMENTATION OF WATER FLUORIDATION, by Senator L.S. Poulton, be replaced and favorably recommends **1st Sub. S.B. 206**, TASK FORCE ON IMPLEMENTATION OF WATER FLUORIDATION with the following amendments:

1. Page 1, Line 11:
After "force." insert "The act clarifies the effect of the task force on counties and local health departments."
2. Page 3, Lines 65–66:
Delete lines 65–66
3. Page 3, Line 67:
Delete "(k)" and insert "(j)"
4. Page 3, Line 70:
Delete "(l)" and insert "(k)"
5. Page 3, Line 73:
After "(h)." insert "and"
6. Page 3, Line 73:
After "(i)" delete ", and (j)"
7. Page 3, Line 84:
After line 84 insert:
"Section 4. Effect on counties and local health departments.
Notwithstanding any other provision of this act, counties and local health departments which are required by Subsection 19–4–111(2) to fluoridate public water supplies may proceed with the process of fluoridation before the task force makes any report or recommendation."
8. Page 3, Line 85:
Delete "4" and insert "5"; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 238**, FISCAL YEAR FOR UTAH COMPREHENSIVE HEALTH INSURANCE POOL, by Senator G. Davis; and

The Health and Environment Committee reports a favorable recommendation on **2nd Sub. H.B. 170**, PRESCRIBING PSYCHIATRIC DRUGS OR MEDICATION, by Representative M. Throckmorton, with the following amendments:

1. Page 1, Line 12:
After "minor." delete "This act contains a coordination clause."
2. Page 4, Line 111:
After "Act." insert "Chapter 68, Utah Osteopathic Medical Practices"

Act, Chapter 70a, Physician Assistant Act, or licensed as an advance practice registered nurse under Chapter 31b, Nurse Practices Act”

3. Page 4, Line 115:
After “result in” delete “imminent death or serious disability” and insert “death, permanent loss of a body function, or significant physical or mental impairment”
4. Page 7, Line 201 –211:
Delete lines 201 through 211
5. Page 8, Line 212 –213:
Delete lines 212 through 213; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 290**, TOBACCO PREVENTION FUNDING, by Representative K. Morgan.

Peter C. Knudson, Chair; and

Mr. President:

February 22, 2001

The Judiciary Committee reports a favorable recommendation on **S.B. 217**, DOMESTIC VIOLENCE SHELTERS – RESPONSIBILITY AND FUNDING, by Senator M. Dmitrich, with the following amendments:

1. Page 1, Line 9:
Delete “\$500,000” and insert “\$ 75,000”
2. Page 2, Line 38:
Delete “\$500,000” and insert “\$ 75,000”; and

The Judiciary Committee reports a favorable recommendation on **2nd Sub. S.B. 222**, NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD’S REMOVAL, by Senator P. Hellewell, with the following amendments:

1. Page 1, Line 22:
After “custodial and” insert “unless otherwise ordered by a court, the”
2. Page 2, Line 48:
After “division shall” insert “make reasonable effort to”; and

The Judiciary Committee reports a favorable recommendation on **H.B. 112**, PREVENTION OF RETALIATORY LAWSUITS, by Representative R. Lockhart, with the following amendments:

1. Page 2, Line 42:
After "government" insert "and is done primarily to harass the defendant"
2. Page 3, Line 69:
After "costs and" insert "reasonable"
3. Page 3, Line 79:
After "authorized by" delete "any other statute" and insert "law"; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 247, FILING WRONGFUL LIENS OR JUDGEMENTS**, by Representative M. Dayton, with the following amendments:

1. Page 1, Line 5:
House Floor Amendments:
2-16-2001:
After "act" delete "raises the penalty for refusing to correct a wrongful lien and"
2. Page 1, Line 10:
House Floor Amendments
2-16-2001:
Delete line 10
3. Page 1, Lines 13 – 25:
House Floor Amendments
2-16-2001:
Delete lines 13 through 25
4. Page 2, Lines 26 – 31:
Delete lines 26 through 31
5. Page 3, Line 68:
After "judgment" insert "or notice of judgment"; after "wrongfully" delete "entered under this section" and insert "filed against real property"

David L. Gladwell, Chair; and

Mr. President:

February 21, 2001

The Quasi-Governmental Entities Committee reports a favorable recommendation on **S.B. 92, PUBLIC SAFETY RETIREMENT AMENDMENTS**, by Senator M. Dmitrich.; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **S.B. 171**, STATE RETIREMENT FORMULA CHANGES, by Senator J. Valentine; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **S.B. 272**, RETIREMENT – OPEN WINDOW OPTIONS, by Senator B. Evans; and

The Quasi-Governmental Entities Committee reports a favorable recommendation on **H.B. 386**, UTAH HOUSING FINANCE AGENCY AMENDMENTS, by Representative R. Bigelow.

Beverly Ann Evans, Chair; and

Mr. President:

February 21, 2001

The Revenue and Taxation Committee recommends **S.B. 255**, TASK FORCE ON GOVERNMENT REVENUE AND TAX STRUCTURE, by Senator P. Knudson, be replaced and favorably recommends **1st Sub. S.B. 255**, TASK FORCE ON GOVERNMENT REVENUE AND TAX STRUCTURE with the following amendments:

1. Page 1, Line 19:
After "following" delete "20" and insert "18"
2. Page 1, Line 22:
After "(b)" delete "eight" and insert "seven"
3. Page 1, Line 24:
After "(c)" delete "two representatives" and insert "one representative"
4. Page 2, Line 33:
After "House" insert "of Representatives"; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 158**, INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME, by Representative G. Curtis; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 261**, SALES AND USE TAX EXEMPTION – SCRAP RECYCLERS, by Representative G. Curtis.

Curtis S. Bramble, Chair; and

Mr. President:

February 22, 2001

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 253**, 2001 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, by Senator L.S. Poulton; and

The Transportation and Public Safety Committee recommends **H.B. 162**, MOTOR FUEL MARKETING ACT, by Representative D. Ure, be replaced and favorably recommends **1st Sub. H.B. 162**, MOTOR FUEL MARKETING ACT; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 287**, PUBLIC TRANSIT TAX AMENDMENTS, by Representative W. Harper; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 322**, DOMESTIC TERRORISM OF COMMERCIAL ENTERPRISES, by Representative G. Adair, with the following amendments:

1. Page 4, Line 99e:
House Floor Amendments 2–19–2001:
After “on the premises” insert “or in a building”; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 353**, DRIVING UNDER THE INFLUENCE AMENDMENTS, by Representative P. Ray.

David H. Steele, Chair

On motion of Senator Valentine, the committee reports were adopted. **S.B. 226**, **1st Sub. S.B. 252**, **S.B. 268**, **1st Sub. H.B. 73**, **H.B. 157**, **1st Sub. H.B. 310**, **H.B. 314**, as amended, **S.B. 224**, as amended, **S.B. 246**, as amended **H.B. . 67**, **H.B. 92**, **1st Sub. H.B. 144**, **H.B. 388**, **1st Sub. H.B. 34**, **H.B. 99**, **H.B. 134**, **H.B. 168**, **H.B. 174**, **1st Sub. H.B. 235**, **H.C.R. 2**, **H.J.R. 15**, **1st Sub. S.B. 206**, as amended, **S.B. 238**, **2nd Sub. H.B. 170**, **H.B. 290**, **S.B. 217**, as amended, **2nd Sub. S.B. 222**, as amended, **H.B. 112**, as amended, **1st Sub. H.B. 247**, **S.B. 92**, **S.B. 171**, **S.B. 272**, **H.B. 386**, **1st Sub. S.B. 255**, as amended, **H.B. 158**, **H.B. 261**, **S.B. 253**, **1st Sub. H.B. 162**, **H.B. 287**, **H.B. 322**, as amended, and **1st Sub. H.B. 353** were placed on Second Reading Calendar.

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Mr. President: February 22, 2001

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 133**, BILL OF RIGHTS AND CONSTITUTION DAY, by Representative J.M. Philpot, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.J.R. 11**, RESOLUTION URGING TRAINING OF JUDGES, by Representative M. Thompson, and recommends it be considered read for the second time and placed on the Consent Calendar.

On motion of Senator Gladwell, the committee reports were adopted. **1st Sub. H.B. 133** and **H.J.R. 11** were considered read the second time and placed on the Consent Calendar.

David L. Gladwell, Chair

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Mr. President: February 21, 2001

The Business, Labor, and Economic Development Committee has returned **S.B. 183**, CREDIT UNION ACT AMENDMENTS, by Senator M. Waddoups, to the Senate Rules Committee; and

The Business, Labor, and Economic Development Committee has returned **S.B. 188**, CREDIT UNION ACT – MEMBER BUSINESS LOANS, by Senator T. Spencer, to the Senate Rules Committee; and

The Business, Labor, and Economic Development Committee has returned **S.B. 235**, CREDIT UNION AND ASSOCIATION CONVERSIONS, by Senator D. Eastman, to the Senate Rules Committee; and

The Business, Labor, and Economic Development Committee has returned **S.B. 236**, CREDIT UNIONS AND CREDIT ASSOCIATION – TAXATION, by Senator J. Hickman, to the Senate Rules Committee.

Dan R. Eastman, Chair

On motion of Senator Waddoups, the committee reports were adopted. **S.B. 183**, **S.B. 188**, **S.B. 235**, and **S.B. 236** were returned to the Rules Committee.

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Mr. President: February 22, 2001

The Business, Labor, and Economic Development Committee returns **S.B. 43** "Mobile Home Park Residency" by Senator M. Peterson to the Secretary of the Senate with the following amendments:

1. Page 1, Line 7:
After "**organization.**" insert "The act establishes a penalty for a false claim of retaliation."
2. Page 1, Line 25:
After line 25 insert "(4) Any resident of a mobile home park who files a claim for retaliation against the owner of the resident's mobile home park knowing or having reason to believe that the claim is false, is guilty of a class C misdemeanor."; and

The Business, Labor, and Economic Development Committee has held its last meeting and reports the following bills back to the Secretary of the Senate without action:

S.B. 77	Mobile Home Park Residency Act Amendments (E. Mayne)
S.B. 133	Age Discrimination in Employment (E. Mayne)
S.B. 192	Repeal of Residence Lien Recovery Fund (P. Hellewell)
H.B. 125	Eight Hour Work Day Amendments (J. Alexander)

Dan R. Eastman, Chair; and

Mr. President: February 22, 2001

The Energy, Natural Resources, and Agriculture Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 242	Hazardous Waste Fee Allocation
H.C.R. 6	Resolution Approving Waste Disposal

Terry R. Spencer, Chair; and

Mr. President: February 22, 2001

The Education Committee held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

1st Sub. S.B. 205	Prohibition of Job Actions by Public Employees (D. Gladwell)
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2nd SUB. H.B. 48 Creation of School Districts (D. Cox)
Bill Wright, Chair; and

Mr. President: February 22, 2001
The Health and Environment Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 160 Cosmetologist and Barber Licensing Act Revisions (B. Evans)

S.B. 180 Prescription Drug Coverage and Formularies (P. Knudson)

Peter C. Knudson, Chair; and

Mr. President: February 22, 2001
The Human Services Standing Committee has held its last scheduled meeting and returns the following bill to the Secretary of the Senate without action:

1st Sub. S.B. 42 Equity in Prescription Coverage (P. Julander)
John W. "Bill" Hickman, Chair; and

Mr. President: February 22, 2001
The Judiciary Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

H.B. 82 Payment for Bailiff and Other Services in Courts of Record (J. Seitz)

H.B. 93 Expungement of Certain Felony Records (N. Hendrickson)

H.B. 188 Juvenile Courts – Rights of Parties (M. Thompson)

S.B. 144 Criminal Restitution Changes (T. Spencer)

S.J.R. 12 Effective and Consistent Prosecution of Criminal Behavior Statewide Resolution (R. Allen)

S.R. 3 Resolution Urging Requirement of Bond to File a Bar Complaint (T. Spencer); and

The Judiciary Committee recommends that **1st Sub. H.B. 266**, RESTORATION OF RIGHT TO BEAR ARMS, by Representative Matt Throckmorton be returned to the Secretary of the Senate with the following amendments:

1. Page 1, Line 16:
House Floor
Amendments 2–13–2001:
Delete “(v), (vi), or”
2. Page 1, Line 20:
House Floor
Amendments 2–13–2001:
Delete “15” and insert “60”
3. Page 2, Line 26:
House Floor
Amendments 2–13–2001:
Delete “a preponderance of the” and insert “clear and convincing”

David L. Gladwell, Chair; and

Mr. President: February 22, 2001

The Quasi–Governmental Entities Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

H.B. 210 Retirement of Public Safety Officials
H.B. 359 Retirement System Cost–of–Living Adjustment
Beverly Ann Evans, Chair; and

Mr. President: February 22, 2001

The Revenue and Taxation Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 260 Group Insurance Program Act Amendments (C. Bramble)
S.B. 73 Local Option Oil and Gas Severance Tax and Related
 Amendments (B. Evans)
H.B. 86 Government Revenue and Tax System Task Force
 (C. Bennion)
S.J.R. 3 Joint Resolution Amending Revenue and Taxation Article
 – Exemptions (M. Waddoups)
Curtis S. Bramble, Chair; and

Mr. President: February 22, 2001

The State and Local Affairs Committee has held its last scheduled meeting and return the following bills to the Secretary of the Senate without action:

S.B.116 Requirements to Incorporate a Town (B. Wright)
1st Sub. H.B. 43 Repeal of Legislative Term Limits (D. Ure)

Voting in the negative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Evans	Hale	Jenkins
Julander	Knudson	Steele	Mansell

Absent or not voting were: Senators

Blackham	Valentine
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On motion of Senator Wright, the circle was removed from **H.B. 117**, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY, and it was before the Senate. Senator Wright explained the bill.

On motion of Senator Spencer, the bill was amended as follows:

1. Page 1, Line 23 and 24:
Reinstate language on lines 23 and 24

Senators Steele and Spencer commented. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Bramble	Davis	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Poulton	Spencer	Stephenson	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

R. Allen	Buttars	Dmitrich	Hale
Julander	Peterson	Steele	Suazo

Absent or not voting were: Senators

Blackham	Valentine
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On motion of Senator Wright, the circle was removed from **1st Sub. H.B. 387**, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME, and it was before the Senate. Senator Wright explained the bill.

On motion of Senator Wright, the bill was amended as follows:

- 1. Page 6, Line 167:
After "without merit" delete "shall" and insert "may"
- 2. Page 11. Line 325:
After "merit" insert "or unsubstantiated, whichever is most appropriate"

Senators Hillyard, Ed Allen, Spencer, and Steele commented. The bill passed on the following roll call:

Yeas, 18; Nays, 7; Absent, 4.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Poulton
Spencer	Steele	Valentine	Walker
Wright	Mansell		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Hale
Julander	Peterson	Suazo	

Absent or not voting were: Senators

Blackham	Dmitrich	Stephenson	Waddoups
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On motion of Senator Hickman **S.B. 217** was moved to the top of the Second Reading Calendar

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S.B. 217, DOMESTIC VIOLENCE SHELTERS – RESPONSIBILITY AND FUNDING, was read the second time.

On motion of Senator Hickman, the bill was circled.

* * *

S.B. 112, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, was read the second time. Senator Knudson explained the bill.

On motion of Senator Knudson, the bill was amended as follows:

- 1. Page 1, Line 6:
Delete: “\$150,000” and insert: “\$75,000”
- 2. Page 1, Line 17:
Delete: “[\$150,000 and from the General Fund for fiscal year 2000–01 2001–02, \$150,000] and insert “\$75,000”

On motion of Senator Knudson, under suspension of the rules, **S.B. 112**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, was read the second and third times. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Davis	Spencer
Waddoups			

S.B. 112 was transmitted to the House.

* * *

On motion of Senator Dmitrich, the circle was removed from **S.B. 217**, DOMESTIC VIOLENCE SHELTERS – RESPONSIBILITY AND FUNDING, and it was before the Senate.

On motion of Senator Dmitrich, the following substitute bill replaced the original bill.

**DOMESTIC VIOLENCE SHELTERS –
RESPONSIBILITY AND FUNDING**

1st Sub. S.B. 217

Mike Dmitrich

THIS ACT MODIFIES THE DOMESTIC VIOLENCE SHELTERS ACT. THE ACT PROVIDES THAT THE DIVISION OF COMMUNITY

DEVELOPMENT COORDINATE WITH THE DIVISION OF CHILD AND FAMILY SERVICES TO PROVIDE FOR THE CONSTRUCTION OF DOMESTIC VIOLENCE SERVICES. THE ACT APPROPRIATES \$100,000 FOR FISCAL YEAR 2001-02 ONLY, TO THE DIVISION OF COMMUNITY DEVELOPMENT FOR CONSTRUCTION OF A BATTERED WOMEN'S SHELTER IN SAN JUAN COUNTY.

On motion of Senator Dmitrich, under suspension of the rules, **Sub. S.B. 217**, DOMESTIC VIOLENCE SHELTERS – RESPONSIBILITY AND FUNDING, was read the second and third times. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Hellewell	Spencer
Waddoups			

1st Sub. S.B. 217 was transmitted to the House.

* * *

On motion of Senator Valentine, the circle was removed from **1st Sub. H.B. 12**, PROVISION FOR LEGAL NEWBORN RELINQUISHMENT OF A NEWBORN, and it was before the Senate. Senator Valentine explained the bill. Senators Hillyard, Walker, and Gladwell, commented.

On motion of Senator Valentine, the bill was circled.

* * *

On motion of Senator Eastman, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Eastman, the circle was removed from **3rd Sub. S.B. 166**, MOBILE HOME PARK RESIDENCY AMENDMENTS, and it was before the Senate.

On motion of Senator Eastman, the following substitute bill replaced the original bill.

MOBILE HOME PARK RESIDENCY AMENDMENTS

4th Sub. S.B. 166

Dan R. Eastman

THIS ACT MODIFIES THE MOBILE HOME PARK RESIDENCY ACT, THE MOTOR VEHICLE ACT, AND THE GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT. THE ACT PROVIDES SPECIFIC CRITERIA BY WHICH THE MOTOR VEHICLE DIVISION MAY DISCLOSE THE NAME AND ADDRESS OF THE LIENHOLDER OR MOBILE HOME OWNER OF AN ABANDONED MOBILE HOME TO THE OWNER OF A MOBILE HOME PARK. THE ACT MODIFIES PROVISIONS RELATED TO CHANGES IN SERVICE CHARGES TO RESIDENTS OF MOBILE HOME PARKS. THE ACT MODIFIES PROVISIONS RELATED TO EVICTION PROCEEDINGS. THE ACT AMENDS PROVISIONS RELATED TO LIENHOLDER AND OWNER OF A MOBILE HOME'S RIGHTS AND LIABILITIES AFTER RECEIPT OF A NOTICE OF ABANDONMENT OR ISSUANCE OF A WRIT OR RESTITUTION. THE ACT DEFINES ABANDONMENT OF A MOBILE HOME SPACE OR MOBILE HOME, AND DESIGNATES PARK PROCEDURE IN THE EVENT OF ABANDONMENT. THE ACT AMENDS THE PROCEDURE AFTER AN EVICTION JUDGMENT HAS BEEN ENTERED BY A COURT. THE ACT ALLOWS MOBILE HOME PARK RESIDENTS TO FORM ASSOCIATIONS AND OUTLINES THE REQUIREMENTS OF THOSE ASSOCIATIONS. THE ACT ALSO MAKES TECHNICAL REVISIONS. THIS ACT PROVIDES AN EFFECTIVE DATE.

On motion of Senator Eastman, the bill was amended as follows:

1. Page 7, Line 190:
After "If" bracket "the" and insert "a" and after "resident" insert a comma and delete "or" and after "member." delete "visitor." and after "invited guest" insert "or visitor"
2. Page 7, Line 193:
After "a resident" insert a comma and delete "or" and after "member." delete "visitor." and after "invited guest" insert "or visitor"

Senator Eastman explained the bill. Senator Mayne commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative was: Senator

Julander

Absent or not voting was: Senator

Bramble

4th Sub. S.B. 166, as amended, was transmitted to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 74**, SALES AND USE TAX – UNIFORM SALES AND USE TAX REVISIONS, and it was before the Senate. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Bramble Suazo

S.B. 74 was transmitted to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Hillyard, the circle was removed from **H.B. 148, CHILD WELFARE – ALTERNATIVE DISPUTE RESOLUTION**, and it was before the Senate. Senator Hillyard explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Eastman	Mayne	Suazo
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S.B. 123, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, was read the second time.

On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 1, Line 6:
Delete "\$300,000" and insert "\$160,000"
2. Page 1, Line 19:
Delete "\$300,000" and insert "\$160,000"

On motion of Senator Dmitrich, under suspension of the rules, **S.B. 123, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION**, was read the second and third times. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander

Knudson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Eastman	Evans
Mayne			

S.B. 123 was transmitted to the House.

* * *

On motion of Senator Davis, the circle was removed from **S.B. 265**, SICK LEAVE AMENDMENTS, and it was before the Senate. Senator Davis explained the bill. The bill failed on the following roll call:

Yeas, 13; Nays, 12; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Gladwell	Hale	Julander	Peterson
Spencer	Steele	Suazo	Walker
Mansell			

Voting in the negative were: Senators

Bramble	Evans	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Poulton
Stephenson	Valentine	Waddoups	Wright

Absent or not voting were: Senators

Blackham	Buttars	Eastman	Mayne
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Senator Steele declared a conflict of interest.

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On motion of Senator Hickman, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Hickman, the following bills were lifted from the Third Reading Table and placed at the top of the Third Reading Calendar: **H.B. 191, H.B. 196, H.B. 61, H.B. 89, 1st Sub. H.B. 98, H.B. 77, 2nd Sub. H.B. 25, and H.B. 360.**

Voting in the affirmative were: Senators

R. Allen	Bramble	Davis	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

E. Allen	Blackham	Buttars	Dmitrich
Eastman			

H.B. 196 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Poulton, and at 4:30 p.m., the Senate sauntered.

The Senate was called to order at 5:00 p.m., with President Mansell presiding.

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On motion of Senator Hickman, **H.B. 44** was lifted from the Third Reading Table and placed at the top of the Third Reading Calendar

H.B. 44, INSURANCE DEPARTMENT – HEALTH POLICY RESPONSIBILITIES, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Steele
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H.B. 44, as amended, was returned to the House.

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H.B. 61, MEDICAL EXAMINER AUTHORITY, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Blackham

H.B. 61 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 89, RURAL PHARMACY CHANGES, was read the third time, explained by Senator Dmitrich.

On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 1, Line 7:
Lilac Copy 2-5-01
After "appropriates" delete "\$150,000" and insert "\$100,000"
2. Page 2, Line 42:
Lilac Copy 2-5-01:
Delete "\$150,000" and insert "\$100,000"
3. Page 2, Line 46:
Lilac Copy 2-5-01:

After "using" delete "\$90,000 for two" and insert "\$45,000 for one" and after "dispensing" delete "units" and insert "unit"

- 4. Page 2, Line 47:
Lilac Copy 2-5-01:
After "San Juan County" delete "and Grand County"
- 5. Page 2, Line 48:
Lilac Copy 2-5-01:
After "San Juan" delete "county, and \$45,000" and insert "County, and \$40,000"

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Blackham

H.B. 89, as amended, was returned to the House.

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1st Sub. H.B. 98, ENTERPRISE ZONE AMENDMENTS, was read the third time, explained by Senator Hickman,

On motion of Senator Hickman, the bill was amended as follows:

- 1. Page 8, Line 213:
House Floor
Amendments 2-8-2001:
Delete "\$500,000" and insert "\$300,000"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Davis	Stephenson
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1st Sub. H.B. 98, as amended, was returned to the House.

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On motion of Senator Knudson, the Senate voted to reconsider its action on **S.B. 112**.

On motion of Senator Knudson, the bill was amended as follows:

1. Page 1, Line 6:
After “act” delete “appropriates” and insert “provides an ongoing appropriation of”
2. Page 1, Line 16:
After “(1)” bracket “There” and insert “Subject to future budget constraints, there” and after “appropriated” insert “, as an ongoing appropriation.”

On motion of Senator Knudson, under suspension of the rules, **S.B. 112**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, was read the second and third times. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators
Blackham Hickman

S.B. 112, as amended, was transmitted to the House.

* * *

H.B. 77, STATE SCIENCE CENTER, was read the third time, and explained by Senator Evans.

On motion of Senator Evans, the bill was amended as follows:

- 1. Page 1, Line 8:
Delete "\$500,000" and insert "\$225,000"
- 2. Page 5, Line 146:
Delete "\$500,000" and insert "\$225,000"
- 1. Page 6, Line 152:
Delete lines 152 to 154

The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Voting in the negative was: Senator
Wright

Absent or not voting were: Senators
Blackham Buttars Hickman

H.B. 77, as amended, was returned to the House.

* * *

2nd Sub. H.B. 25, CIVIL STALKING AMENDMENTS, was read the third time, explained by Senator Gladwell. Senator Spencer proposed an amendment and the motion failed. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Hellewell
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2nd Sub. H.B. 25, as amended, was returned to the House.

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H.B. 360, CHILDREN'S JUSTICE CENTER PROGRAM AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Hickman	Suazo	Wright
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H.B. 360 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

H.B. 71, APPROPRIATION FOR LAND USE PLANNING, was read the second time.

On motion of Senator Hickman, the bill was amended as follows:

- 1. Page 1, Line 5:
Delete "\$500,000" and insert "\$100,000"
- 2. Page 1, Line 18:
Delete "\$500,000" and insert "\$100,000"

On motion of Senator Hickman, under suspension of the rules, **H.B. 71**, APPROPRIATION FOR LAND USE PLANNING, was considered read the third time. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Valentine	Walker	Wright
Mansell			

Voting in the negative were: Senators

Stephenson Waddoups

Absent or not voting were: Senators

Blackham Suazo

H.B. 71, as amended, was transmitted to the House.

* * *

1st Sub H.B. 53, OLD IRON TOWN STATE PARK, was read the second time.

On motion of Senator Hickman, the bill was amended as follows:

- 1. Page 1, Line 8:
After "\$10,000" insert "one time"
- 2. Page 1, Line 21:
Delete "\$90,000" and insert "\$10,000"

On motion of Senator Hickman, under suspension of the rules, **1st Sub. H.B. 53**, OLD IRON TOWN STATE PARK, was considered read the third time. The bill passed on the following roll call:

Yeas, 16; Nays, 11; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Hale	Hellewell
Hickman	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele

Voting in the negative were: Senators

Bramble	Buttars	Gladwell	Hillyard
Jenkins	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Suazo
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1st Sub. H.B. 53, as amended, was transmitted to the House.

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H.B. 204, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, was read the second time. Senator Hickman explained the bill.

On motion of Senator Hickman, the bill was amended as follows:

- Page 1, Line 6:
Delete “\$4,500,000” and insert “\$1,000,000”
- Page 1, Line 7:
Delete “\$2,500,000” and insert “\$500,000”
- Page 1, Line 13:
Delete “\$4,500,000” and insert “\$1,000,000”
- Page 1, Line 14:
Delete “\$2,500,000” and insert “\$500,000”

On motion of Senator Hickman, under suspension of the rules, **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, was considered read the third time. The bill passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Gladwell	Hale	Hickman
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Suazo	Waddoups
Mansell			

Voting in the negative were: Senators

Bramble	Buttars	Eastman	Hellewell
Hillyard	Jenkins	Spencer	Stephenson
Valentine	Walker	Wright	

Absent or not voting was: Senator
Blackham

H.B. 204, as amended, was transmitted to the House.

* * *

On motion of Senator Wright, the circle was removed from **5th Sub. H.B. 83**, CHILD WELFARE AMENDMENTS, and it was before the Senate. Senator Wright explained the bill. Senators Ron Allen, Peterson, Gladwell, Buttars, Hillyard, Waddoups, and Steele commented.

On motion of Senator Hillyard **5th Sub. H.B. 83** was scheduled for Time Certain on Monday, February 26, 2001 at 10:00 a.m.

* * *

H.B. 127, INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN, was read the second time.

On motion of Senator Bramble, the bill was circled.

* * *

1st Sub. H.B. 289, CLEAN FUEL VEHICLES – USE OF HIGH OCCUPANCY VEHICLE LANES, was read the second time. Senator Knudson explained the bill. Senators Waddoups, Eastman, and Spencer commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Davis	Hale	Valentine
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COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 22, 2001

The House passed, as amended, **H.B. 111**, APPROPRIATION FOR WATER QUALITY PROTECTION, by Representative B. Parker, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 128**, FUNDING OF EXTENSION PROJECTS AND FACILITIES, by Representative B. Ferry, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 349**, UNIFORM PROBATE CODE – POWER OF ATTORNEY AMENDMENTS, by Representative P. Jones, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 378**, APPROPRIATION FOR STATEWIDE TRAIL DEVELOPMENT, by Representative F. Fife, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 111**, as amended, **H.B. 128**, as amended, **H.B. 349**, as amended, and **H.B. 378**, as amended, were read the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS**WORKERS' COMPENSATION COVERAGE
FOR PUBLIC SAFETY WORKERS DURING THE OLYMPICS****S.B. 276***Beverly Ann Evans*

THIS ACT MODIFIES THE LABOR CODE. THE ACT ENACTS THE OLYMPIC LAW ENFORCEMENT AND PUBLIC SAFETY WORKERS'

COMPENSATION ACT. THE ACT PROVIDES FOR WORKERS' COMPENSATION COVERAGE FOR LAW ENFORCEMENT AND PUBLIC SAFETY VOLUNTEERS AND PAID OFFICERS AND WHO PROVIDE PUBLIC SAFETY SERVICES DURING THE OLYMPIC WINTER GAMES OF 2002 AND THE PARALYMPIC WINTER GAMES OF 2002. THE ACT IS REPEALED JANUARY 1, 2003, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Waddoups, the following bills were lifted from Rules and placed at the top of the Second Reading Calendar: **H.B. 111**, **H.B. 128**, and **H.B. 378**

* * *

On motion of Senator Hillyard, **1st Sub. S.B. 34** was placed on the Time Certain Calendar for Tuesday, February 27, 2001, at 2:00 p.m.

* * *

H.B. 111, APPROPRIATION FOR WATER QUALITY PROTECTION, was read the second time.

On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 128, FUNDING OF EXTENSION PROJECTS AND FACILITIES, was read the second time.

On motion of Senator Mansell, the bill was circled.

* * *

H.B. 378, APPROPRIATION FOR STATEWIDE TRAIL DEVELOPMENT, was read the second time. Senator Hale explained the bill.

On motion of Senator Hale, under suspension of the rules, **H.B. 378**, APPROPRIATION FOR STATEWIDE TRAIL DEVELOPMENT, was considered read the third time. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Gladwell

Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Bramble	Buttars	Poulton	Valentine
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H.B. 378 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Hillyard, the circle was removed from **H.B. 111**, APPROPRIATION FOR WATER QUALITY PROTECTION, and it was before the Senate.

On motion of Senator Hillyard, under suspension of the rules, **H.B. 111**, APPROPRIATION FOR WATER QUALITY PROTECTION, was considered read the third time and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Poulton	Valentine
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H.B. 111 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Knudson, the circle was removed from **H.B. 128**, FUNDING OF EXTENSION PROJECTS AND FACILITIES, and it was before the Senate. Senator Knudson explained the bill.

On motion of Senator Knudson, under suspension of the rules, **H.B. 128**, FUNDING OF EXTENSION PROJECTS AND FACILITIES, was considered read the third time. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Steele
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Poulton	Spencer	Valentine
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H.B. 128 was signed by the President in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 22, 2001

The House passed, as amended, **1st Sub. S.B. 25**, UTAH PROFESSIONAL ATHLETIC COMMISSION ACT, by Senator P. Suazo, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 31**, AREA HEALTH EDUCATION CENTER AMENDMENTS, by Senator P. Knudson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Sub. S.B. 25 and **S.B. 31** were placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator Knudson, the Senate voted to concur in the House amendments to **S.B. 31**, AREA HEALTH EDUCATION CENTER AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Steele	Stephenson	Waddoups	Walker
Wright	Mansell		

Voting in the negative was: Senator

Buttars

Absent or not voting were: Senators

Hillyard	Mayne	Poulton	Spencer
Suazo	Valentine		

S.B. 31 was returned to the House.

SECOND READING CALENDAR

S.B. 228, SALES AND USE TAX FOR COMMUNITY DEVELOPMENT, was read the second time. Senator Suazo explained the bill. Senators Hickman, Hillyard, Evans, Waddoups, and Bramble commented. The bill failed on the following roll call:

Yeas, 8; Nays, 19; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Julander	Peterson	Suazo

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Knudson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hillyard	Mayne
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On motion of Senator Suazo, under suspension of the rules, the Senate voted to move to Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator Suazo, under suspension of rules, the Senate voted to concur in the House amendments to **1st Sub. S.B. 25**, ATHLETIC COMMISSION RESPONSIBILITIES. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hillyard Mayne

1st Sub. S.B. 25 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 22, 2001

The House passed, as amended, **H.B. 69**, SEXUAL VIOLENCE PREVENTION AND COMMUNITY AWARENESS, by Representative T. Beck, and it is transmitted for consideration; and

The House passed **H.B. 84**, APPROPRIATIONS FOR THE BLIND CENTER, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 87**, APPROPRIATION FOR UTAH BOTANICAL CENTER, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 165**, APPROPRIATION FOR HOME ENERGY ASSISTANCE TARGET PROGRAM, by Representative T. McCartney, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 246**, SUBSTITUTE TEACHERS IN PUBLIC SCHOOLS, by Representative L. Pace, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 251**, APPROPRIATION FOR NATIONAL GUARD EDUCATION, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed **H.B. 307**, UTAH SPACEPORT AUTHORITY ACT, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 338**, APPROPRIATION FOR UTAH BLUE RIBBON FISHERIES INITIATIVE, by Representative T. Hatch, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 69, H.B. 84, H.B. 87, H.B. 165, H.B. 246, H.B. 251, H.B. 307, and H.B. 338** were read the first time and referred to the Rules Committee.

* * *

On motion of Senator Waddoups, the Senate voted to lift the following bills from the Rules Committee and place them at the top of the Second Reading Calendar: **H.B. 69, H.B. 84, H.B. 87, H.B. 165, H.B. 246, H.B. 251, H.B. 307, and H.B. 338.**

* * *

On motion of Senator Waddoups, the Senate voted to lift **H.B. 201** from the Third Reading Table and place it at the top of the Third Reading Calendar.

SECOND READING CALENDAR

H.B. 69, SEXUAL VIOLENCE PREVENTION AND COMMUNITY AWARENESS, was read the second time. Senator Knudson explained the bill. Senators Valentine, Bramble, Blackham, Wright, and Hickman commented.

On motion of Senator Knudson, under suspension of the rules, **H.B. 69**, SEXUAL VIOLENCE PREVENTION AND COMMUNITY AWARENESS, was read the second and third times. The bill failed on the following roll call:

Yeas, 12; Nays, 15; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Hale	Julander	Knudson
Mayne	Peterson	Spencer	Suazo

Voting in the negative were: Senators

Blackham	Buttars	Eastman	Evans
Gladwell	Hellewell	Hickman	Jenkins
Poulton	Steele	Stephenson	Valentine
Waddoups	Wright	Mansell	

Absent or not voting were: Senators

Hillyard	Walker
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H.B. 69 was returned to the House for filing.

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On motion of Senator Jenkins, under suspension of the rules, **H.B. 84**, APPROPRIATIONS FOR THE BLIND CENTER, was read the second and third times. Senator Jenkins explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Wright
Mansell			

Absent or not voting were: Senators

Hillyard	Mayne	Stephenson	Walker
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Senator Waddoups declared a conflict of interest.

H.B. 84 was signed by the President in open session and returned to the House.

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On motion of Senator Steele, under suspension of the rules, **H.B. 87**, APPROPRIATION FOR UTAH BOTANICAL CENTER, was read the second and third times. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Hale
Hellewell	Hillyard	Julander	Knudson
Peterson	Spencer	Steele	Suazo
Waddoups			

Voting in the negative were: Senators

Bramble	Buttars	Gladwell	Hickman
Jenkins	Poulton	Stephenson	Valentine
Wright	Mansell		

Absent or not voting were: Senators

Mayne	Walker
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H.B. 87 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Davis, under suspension of the rules, **H.B. 165**, APPROPRIATION FOR HOME ENERGY ASSISTANCE TARGET PROGRAM, was read the second and third times. Senator Davis explained the bill. Senator Waddoups commented. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Hale	Hellewell
Hillyard	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Mansell	

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Gladwell
Hickman	Jenkins	Stephenson	Wright

Absent or not voting were: Senators

Mayne	Walker
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H.B. 165 was signed by the President in open session and returned to the House.

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On motion of Senator Hillyard, under suspension of the rules, **H.B. 246**, SUBSTITUTE TEACHERS IN PUBLIC SCHOOLS, was read the second and third times. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Spencer	Steele	Suazo	Valentine
Walker			

Voting in the negative were: Senators

Bramble	Buttars	Poulton	Stephenson
Waddoups	Wright	Mansell	

Absent or not voting was: Senator

Mayne

H.B. 246 was signed by the President in open session and returned to the House.

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H.B. 251, APPROPRIATION FOR NATIONAL GUARD EDUCATION, was read the second time.

On motion of Senator Stephenson, the bill was circled.

* * *

On motion of Senator Blackham, under suspension of the rules, **H.B. 307**, UTAH SPACEPORT AUTHORITY ACT, was read the second and third times. Senator Blackham explained the bill. Senators Davis, Ed Allen, Julander commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative was: Senator
Davis

Absent or not voting was: Senator
Mayne

H.B. 307 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Wright, under suspension of the rules, **H.B. 338**, APPROPRIATION FOR UTAH BLUE RIBBON FISHERIES INITIATIVE, was read the second and third times. Senator Wright explained the bill. Senators Eastman, Ed Allen, Hickman, commented. The bill failed on the following roll call:

Yeas, 11; Nays, 16; Absent, 2.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Eastman
Evans	Hellewell	Hillyard	Steele
Suazo	Wright	Mansell	

Voting in the negative were: Senators

E. Allen	Bramble	Buttars	Gladwell
Hale	Hickman	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Stephenson	Valentine	Waddoups	Walker

Absent or not voting were: Senators
Dmitrich Mayne

H.B. 338 was returned to the House for filing.

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 148**, CONSTRUCTION BID LIMIT AMENDMENTS, and it was before the Senate.

On motion of Senator Stephenson, the following substitute bill replaced the original bill.

CONSTRUCTION BID LIMIT AMENDMENTS

1st Sub. S.B. 148

Howard Stephenson

THIS ACT MODIFIES STATE AFFAIRS IN GENERAL BY REQUIRING THE PRIVATIZATION POLICY BOARD TO STUDY AND MAKE A REPORT ON CONSTRUCTIONS BID LIMITS FOR MUNICIPAL AND COUNTY PUBLIC WORKS PROJECT. THE ACT PROVIDES A REPEAL DATE OF NOVEMBER 1, 2001.

On motion of Senator Stephenson, the bill was circled.

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On motion of Senator Stephenson, the circle was removed from **H.B. 251**, APPROPRIATION OF NATIONAL GUARD EDUCATION, and it was before the Senate. Senator Stephenson explained the bill. Senators Hillyard, Knudson commented.

On motion of Senator Valentine, the bill was amended as follows:

- 1. Page 1, Line 11:
Lilac House amendments
After "2001-02", insert "only"

On motion of Senator Stephenson, **H.B. 251** was considered read the third time. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Davis

H.B. 251, as amended, was returned to the House.

* * *

On motion of Senator Waddoups, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

H.B. 201, REVISIONS TO DRIVING UNDER THE INFLUENCE, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

H.B. 201 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 22, 2001

The House substituted and passed, **2nd Sub. S.B. 61**, ENHANCEMENTS TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION, by Senator L. Hillyard, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 66**, ANIMAL FEEDING OPERATION GRANTS, by Senator L. Blackham, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 69**, MEDICAL CLAIMS AMENDMENTS, by Senator L. Blackham, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 71**, TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS, by Senator C. Walker, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 120**, DISTANCE EDUCATION DOCTORATE PROGRAM, by Senator B. Evans, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 225**, APPROPRIATION TO MEMORY GROVE FOUNDATION, by Senator P. Suazo, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

2nd Sub. S.B. 61, S.B. 66, Sub. S.B. 69, Sub. S.B. 71, S.B. 120, and S.B. 225 were placed on the Concurrence Calendar.

* * *

On motion of Senator Waddoups, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Waddoups, **S.B. 219** was moved to the top of the Second Reading Calendar.

S.B. 219, CONSTRUCTION CONTRACTS – PROMPT PAYMENT ACT, was read the second time.

On motion of Senator Waddoups, the following substitute bill replaced the original bill.

CONSTRUCTION CONTRACTS – PROMPT PAYMENT ACT

4th Sub. S.B. 219

Michael G. Waddoups

THIS ACT MODIFIES THE COMMERCE AND TRADE CODE BY ENACTING THE UTAH CONSTRUCTION CONTRACTS PROMPT PAYMENT ACT. THE ACT 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 SUBCONTRACTORS AND SUPPLIERS 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.

On motion of Senator Waddoups, the bill was circled.

* * *

On motion of Senator Poulton and at 7:25 p.m., the Senate adjourned until 10:00 a.m., Friday, February 23, 2001.

FORTIETH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President Al Mansell presiding.

Prayer— President Darrel Nilson, Monument Park Stake

Pledge of Allegiance— Senator Paula Julander

Roll Call — All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 23, 2001

The Speaker of the House has signed **S.B. 7, STATE TEXTBOOK COMMISSION AMENDMENTS**, by Senator D. Steele, et al, and it is transmitted for the signature of the President; and

The House passed, **S.B. 35, PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS**, by Senator M. Waddoups, et al, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 53, TRUST DEED LAW AMENDMENTS**, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 117, GUARDIAN AD LITEM AMENDMENTS**, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 126, PAYMENT OF INSURANCE CLAIMS**, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 128, JUSTICE COURT APPEALS REVISION**, by Senator T. Spencer, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 132, VETERINARY PRACTICE ACT AMENDMENTS**, by Senator B. Wright, and it is transmitted for the signature of the President; and

The House passed, **S.B. 134**, PROTECTIVE ORDER AMENDMENTS, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 146**, PERFORMING UNLAWFUL MARRIAGES, by Senator R. Allen, and it is transmitted for the signature of the President; and

The House passed, **S.B. 172**, POSTCONVICTION DNA TESTING, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 7, S.B. 35, 2nd Sub. S.B. 53, S.B. 117, 1st Sub. S.B. 126, S.B. 128, 1st Sub. S.B. 132, S.B. 134, 2nd Sub. S.B. 146, and S.B. 172 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

CONCURRENCE CALENDAR

On motion of Senator Steele, the Senate voted to concur in the House amendments to **S.B. 16**, TEACHER QUALITY AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Buttars	Spencer
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S.B. 16 was returned to the House.

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On motion of Senator Poulton, the Senate voted to concur in the House amendments to **1st Sub. S.B. 167**, PENALTY FOR WRONGFUL MECHANICS' LIEN. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Davis	Spencer	Stephenson
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1st Sub. S.B. 167 was returned to the House.

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On motion of Senator Valentine, the Senate voted to concur in the House amendments to **S.B. 170**, UTAH REVISED LIMITED LIABILITY COMPANY ACT. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Spencer

S.B. 170 was returned to the House.

* * *

On motion of Senator Poulton, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 100**, INSURANCE LAW AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Spencer

2nd Sub. S.B. 100 was returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 61**, ENHANCEMENT TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Spencer

2nd Sub. S.B. 61 was returned to the House.

* * *

On motion of Senator Blackham, the Senate voted to concur in the House amendments to **S.B. 66**, ANIMAL FEEDING OPERATION GRANTS. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Spencer

S.B. 66 was returned to the House.

* * *

On motion of Senator Blackham, the Senate voted to concur in the House amendments to **1st Sub. S.B. 69, MEDICAL CLAIMS AMENDMENTS**. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Spencer

1st Sub. S.B. 69 was returned to the House.

* * *

On motion of Senator Walker, the Senate voted to concur in the House amendments to **1st Sub. S.B. 71, TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS**. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Spencer

1st Sub. S.B. 71 was returned to the House.

* * *

On motion of Senator Evans, the Senate voted to concur in the House amendments to **S.B. 120**, DISTANCE EDUCATION DOCTORATE PROGRAM. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Spencer

S.B. 120 was returned to the House.

* * *

On motion of Senator Suazo, the Senate voted to concur in the House amendments to **S.B. 225**, APPROPRIATION TO MEMORY GROVE FOUNDATION. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

Buttars	Spencer	Wright
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S.B. 225 was returned to the House.

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On motion of Senator Knudson, **H.B. 128** was recalled from the House.

* * *

On motion of Senator Blackham, **1st Sub. H.B. 98** was recalled from the House.

* * *

On motion of Senator Hickman, the Senate voted to reconsider its action on **H.B. 338, APPROPRIATION FOR UTAH BLUE RIBBON FISHERIES INITIATIVE.**

On motion of Senator Hickman, under suspension of the rules, **H.B. 338, APPROPRIATION FOR UTAH BLUE RIBBON FISHERIES INITIATIVE,** was considered read the third time. Senator Hickman explained the bill. Senator Ed Allen commented. The bill passed on the following roll call:

Yeas, 20; Nays, 8; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Davis
Dmitrich	Eastman	Evans	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Poulton	Steele	Suazo
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	Buttars	Gladwell	Hale
Hillyard	Peterson	Stephenson	Waddoups

Absent or not voting was: Senator

Spencer

H.B. 338 was signed by the President in open session and returned to the House.

CONSENT CALENDAR

3rd Sub. H.B. 56, UTAH UNIFORM SECURITIES ACT AMENDMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Davis	Dmitrich	Hickman	Knudson
Spencer	Valentine		

3rd Sub. H.B. 56 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 72, PENALTY FOR MISUSE OF SECURITIES, was read the third time, explained by Senator Bramble, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard

Jenkins	Julander	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Dmitrich	Hickman	Knudson	Spencer
Valentine			

2nd Sub. H.B. 72 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 259, CHARITABLE SOLICITATIONS ACT AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Walker	Wright	Mansell	

Absent or not voting were: Senators

Bramble	Davis	Hickman	Knudson
Spencer	Waddoups		

H.B. 259 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 110, SALES TAX REFUND FOR QUALIFIED EMERGENCY FOOD AGENCIES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Bramble	Hickman	Knudson	Spencer
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1st Sub. H.B. 110 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 323, SALES AND USE TAX – RURAL HOSPITAL TAX AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Bramble	Hickman	Knudson
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H.B. 323 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Hillyard, **H.B. 38** was lifted from the Third Reading Table and placed at the top of the Third Reading Calendar

THIRD READING CALENDAR

H.B. 38, SCHOOL DISTRICT VOTED LEEWAY AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Dmitrich	Knudson	Poulton	Wright
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H.B. 38, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2001

The House refused to concur with the Senate Amendments to **1st Sub. H.B. 53, OLD IRON TOWN STATE PARK**, by Representative D. Bowman, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

On motion of Senator Hickman, the Senate voted to refuse to recede from its amendments to **1st Sub. H.B. 53**. President Mansell appointed a conference committee consisting of Senators Hickman, Ron Allen and Stephenson to meet with a like committee from the House.

* * *

Mr. President: February 23, 2001

The House refused to concur with the Senate Amendments to **H.B. 204, OLENE WALKER HOUSING TRUST FUND APPROPRIATION**, by Representative W. Harper, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the bill was circled.

* * *

S.B. 263, AMENDMENTS TO DUTIES OF COUNTY EXECUTIVE, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Buttars

S.B. 263 was transmitted to the House.

* * *

On motion of Senator Suazo, the circle was removed from **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, and it was before the Senate.

On motion of Senator Suazo, the Senate voted to refuse to recede from its amendments to **H.B. 204**. President Mansell appointed a conference committee consisting of Senators Suazo, Blackham and Walker to meet with a like committee from the House.

* * *

S.J.R. 8, RESOLUTION ON RENT MORATORIUM DURING THE OLYMPICS, was read the third time, explained by Senator Ron Allen, and passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative was: Senator Buttars

S.J.R. 8 was transmitted to the House.

* * *

S.B. 258, GOVERNMENTAL IMMUNITY AMENDMENTS, was read the third time, explained by Senator Davis. Senator Walker commented.

On motion of Senator Hellewell, the bill was amended as follows:

- 1. Page 1, Line 20a
Senate 2nd Reading
Amendments 2-22-2001:
At the end of line 20a insert a period
- 2. Page 1, Line 21:
Senate 2nd Reading
Amendments 2-22-2001
Delete all of line 21
- 3. Page 2, Line 55:
After “~~occurrence,~~” insert “or \$5,000,000 in any one occurrence”
- 4. Page 2, Line 56:
Delete “for each person that is awarded a judgment over \$500,000”

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Poulton	Valentine
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S.B. 258 was transmitted to the House.

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1st Sub. S.B. 155, RETIREMENT BOARD MEMBERSHIP, was read the third time.

On motion of Senator Steele, the enacting clause was struck from **1st Sub. S.B. 155** and it was returned to Rules

* * *

H.B. 115, WASTE TIRE RECYCLING, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hickman	Valentine
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H.B. 115, as amended, was returned to the House.

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H.B. 297, PROCEDURES FOR SMALL TELEPHONE COMPANY RATE CASES, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander

Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Valentine

H.B. 297 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 208, GOVERNMENTAL IMMUNITY FOR TRANSPORTING PERSONS FROM REMOTE OR INACCESSIBLE AREAS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Valentine

S.B. 208 was transmitted to the House.

* * *

H.B. 116, JUDICIAL RETENTION ELECTION AMENDMENTS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne

Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Eastman	Evans	Valentine
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H.B. 116 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 221, AMENDMENTS TO ATTORNEY LIEN LAW, was read the third time, explained by Senator Spencer. Senator Buttars commented and the bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Gladwell
Hale	Hellewell	Hickman	Hillyard
Julander	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Walker	Wright	Mansell

Voting in the negative was: Senator

Knudson

Absent or not voting were: Senators

Eastman	Evans	Jenkins	Valentine
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1st Sub. H.B. 221 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. S.B. 251, PROHIBITING EMPLOYMENT OF RELATIVES – AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman

Gladwell	Hale	Hellewell	Hickman
Hillyard	Knudson	Mayne	Peterson
Poulton	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Jenkins Julander Steele

Absent or not voting were: Senators

Evans Spencer Valentine

1st Sub. S.B. 251 was transmitted to the House.

* * *

H.B. 117, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY, was read the third time.

On motion of Senator Wright, the bill was circled.

* * *

1st Sub. H.B. 387, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME, was read the third time, explained by Senator Wright.

On motion of Senator Steele, the bill was amended as follows:

- Page 2, Line 45:
After line 45 insert:
“(iv) For purposes of Subsection (1)(b) the reasonable exercise of discipline by a parent or guardian of a child under the age of 36 months does not include hitting, striking, or shaking the child.”

On motion of Senator Wright, the bill was amended as follows:

- Page 2, Line 41:
Delete “or the emotional condition”

On motion of Senator Peterson **1st Sub. H.B. 387** was placed on the Time Certain Calendar for Monday, February 26, 2001, at 10:45 a.m.

* * *

On motion of Senator Valentine, **S.B. 171** was moved to the top of the Second Reading Calendar.

On motion of Senator Valentine, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Valentine, under suspension of the rules, **S.B. 171**, STATE RETIREMENT FORMULA CHANGES, was read the second and third times. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Evans	Hickman
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S.B. 171 was transmitted to the House.

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On motion of Senator Valentine, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Wright, the circle was removed from **H.B. 117**, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY.

On motion of Senator Wright, the bill was amended as follows:

1. Page 1, Line 23:
Delete “and pose a” and insert “including posing a”

Senators Steele and Spencer commented.

On motion of Senator Wright, the bill was circled.

* * *

On motion of Senator Poulton, and at 10:00 a.m., the Senate sauntered.

The Senate was called to order at 10:41 a.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 23, 2001

The Speaker of the House has signed **1st Sub. S.B. 25**, UTAH PROFESSIONAL ATHLETIC COMMISSION ACT, by Senator P. Suazo, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 31**, AREA HEALTH EDUCATION CENTER AMENDMENTS, by Senator P. Knudson, and it is transmitted for the signature of the President; and

The House passed, **S.B. 112**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 123**, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 217**, DOMESTIC VIOLENCE SHELTERS – RESPONSIBILITY AND FUNDING, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 25, **S.B. 31**, **S.B. 112**, **S.B. 123**, and **1st Sub. S.B. 217** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 23, 2001

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 25**, CIVIL STALKING AMENDMENTS, by Representative L. Shurtliff, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 44**, INSURANCE DEPARTMENT – HEALTH POLICY RESPONSIBILITIES, by Representative R. Lockhart, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 71**, APPROPRIATION FOR LAND USE PLANNING, by Representative S. Urquhart, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 89**, RURAL PHARMACY CHANGES, by Representative L. Pace, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 105**, LICENSURE OF ESTHETICIANS AND NAIL TECHNICIANS, by Representative S. Allen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 131**, INTERNET CHILD PROTECTION ACT, by Representative B. Winn, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 233**, PROPERTY AND CASUALTY GUARANTY ASSOCIATION ACT, by Representative G. Adair, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. H.B. 25, H.B. 44, H.B. 71, H.B. 89, 1st Sub. H.B. 105, H.B. 131, and H.B. 233 were signed by the President of the Senate in open session. The bills will be returned to the House

THIRD READING CALENDAR

H.B. 148, CHILD WELFARE – ALTERNATIVE DISPUTE RESOLUTION, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson

Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Bramble	Valentine
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H.B. 148 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 289, CLEAN FUEL VEHICLES – USE OF HIGH OCCUPANCY VEHICLE LANES, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Blackham

1st Sub. H.B. 289 was signed by the President of the Senate in open session and returned to the House.

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SECOND READING CALENDAR

S.B. 241, SPECIAL DISTRICT AMENDMENTS, was read the second time. Senator Davis explained the bill. Senators Waddoups, Jenkins, and Wright commented. The bill failed on the following roll call:

Yeas, 12; Nays, 17; Absent, 0.

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	Hale
Hickman	Julander	Mayne	Peterson
Suazo	Waddoups	Walker	Mansell

Voting in the negative were: Senators

E. Allen	Blackham	Bramble	Buttars
Eastman	Evans	Gladwell	Hellewell
Hillyard	Jenkins	Knudson	Poulton
Spencer	Steele	Stephenson	Valentine
Wright			

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S.B. 94, DRIVER LICENSE REPORTING, was read the second time. Senator Peterson explained the bill. Senators Buttars and Hillyard commented. The bill failed on the following roll call:

Yeas, 14; Nays, 13; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Gladwell	Hale	Hickman	Hillyard
Jenkins	Julander	Mayne	Peterson
Suazo	Mansell		

Voting in the negative were: Senators

Bramble	Buttars	Eastman	Evans
Hellewell	Knudson	Poulton	Spencer
Steele	Stephenson	Valentine	Walker
Wright			

Absent or not voting were: Senators

Dmitrich	Waddoups
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On motion of Senator Hickman, under suspension of the rules, the Senate voted to move to Time Certain Calendar to consider **S.C.R. 5** CONCURRENT RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN FESTIVAL.

On motion of Senator Hickman, Fred Adams, Director of the Utah Shakespearean Festival spoke in Committee of the Whole. Sandy Tenney read the resolution. Senator Hickman commented.

On motion of Senator Hickman, the Committee of the Whole was dissolved.

On motion of Senator Hickman, under suspension of the rules, **S.C.R. 5**, CONCURRENT RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN

FESTIVAL, was read the second and third times. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Suazo
Valentine	Walker	Wright	Mansell

Absent or not voting were: Senators

E. Allen	Dmitrich	Steele	Stephenson
Waddoups			

S.C.R. 5 was transmitted to the House

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On motion of Senator Hillyard, the circle was removed from **1st Sub. S.B. 234, SALES AND USE TAX – BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS**, and it was before the Senate. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 6, Line 157:
After "under" delete "ˆ."
2. Page 6, Line 158:
Delete "(i)" and after "part" delete "ˆ." and insert "ˆ."
3. Page 6, Lines 159–161:
Delete lines 159–161
4. Page 7, Line 181:
After "(1)(a)(ii)" insert "and subject to Subsection (6)"
5. Page 7, Line 196:
After "Act" insert ". except as provided in Subsection (6)."
6. Page 8, Line 239:
After 239 insert:

“(6)(a) Before a city or town legislative body submits an opinion question to the residents of the city or town under Subsection (1)(a)(i), the city or town legislative body shall:

(i) submit to the county legislative body in which the city or town is located a written notice of the intent to submit the opinion question to the residents of the city or town; and

(ii) receive from the county legislative body:

(A) a written resolution passed by the county legislative body stating that the county legislative body is not seeking to impose a tax under Part 7, County Option Funding For Botanical, Cultural, Recreational, and Zoological Organizations and Facilities; or

(B) a written statement that in accordance with Subsection (6)(b) the results of a county opinion question submitted to the residents of the county under Part 7, County Option Funding For Botanical, Cultural, Recreational, and Zoological Organizations and Facilities, permit the city or town legislative body to submit the opinion question to the residents of the city or town in accordance with this part.

(b)(i) Within 60 days after the day the county legislative body receives from a city or town legislative body described in Subsection (6)(a) the notice of the intent to submit an opinion question to the residents of the city or town, the county legislative body shall provide the city or town legislative body:

(A) the written resolution described in Subsection (6)(a)(ii)(A); or

(B) written notice that the county legislative body will submit an opinion question to the residents of the county under Part 7, County Option Funding For Botanical, Cultural, Recreational, and Zoological Organizations and Facilities, for the county to impose a tax under that part.

(ii) If the county legislative body provides the city or town legislative body the written notice that the county legislative body will submit an opinion question as provided in Subsection (6)(b)(i)(B), the county legislative body shall submit the opinion question by no later than, from the date the county legislative body sends the written notice, the later of:

(A) a 12-month period;

(B) the next regular primary election; or

(C) the next regular general election.

(iii) Within 30 days of the date of the canvass of the election at which the opinion question under Subsection (6)(b)(ii) is voted on, the county legislative body shall provide the city or town legislative body described in Subsection (6)(a) written results of the opinion question

submitted by the county legislative body under Part 7, County Option Funding for Botanical, Cultural, Recreation, and Zoological Organizations and Facilities, indicating that:

(A)(I) the city or town legislative body may not impose a tax under this part because a majority of the county’s registered voters voted in favor of the county imposing the tax and the county legislative body by a majority vote approved the imposition of the tax; or

(II) for at least 12 months from the date the written results are submitted to the city or town legislative body, the city or town legislative body may not submit to the county legislative body a written notice of the intent to submit an opinion question under this part because a majority of the county’s registered voters voted against the county imposing the tax and the majority of the registered voters who are residents of the city or town described in Subsection (6)(a) voted against the imposition of the county tax; or

(B) the city or town legislative body may submit the opinion question to the residents of the city or town in accordance with this part because although a majority of the county’s registered voters voted against the county imposing the tax, the majority of the registered voters who are residents of the city or town voted for the imposition of the county tax.

(c) Notwithstanding (6)(b), at any time a county legislative body may provide a city or town legislative body described in Subsection (6)(a) a written resolution passed by the county legislative body stating that the county legislative body is not seeking to impose a tax under Part 7, County Option Funding For Botanical, Cultural, Recreational, and Zoological Organizations and Facilities, which permits the city or town legislative body to submit under Subsection (1)(a)(i) an opinion question to the city’s or town’s residents.”

7. Page 9, Line 246:

After “59-12-704” insert “and distribute the revenues generated by the tax imposed by this part to participants in the interlocal agreement”

Senators Eastman, Ron Allen, Poulton, and Mansell commented. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne

Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative was: Senator Stephenson

Absent or not voting were: Senators Dmitrich Hickman

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S.B. 256, TRANSPORTATION AMENDMENTS, was read the second time. Senator Knudson explained the bill. Senator Bramble commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators Dmitrich Hickman

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S.B. 226, PROPERTY TAX – NOTICE OF APPEALS, was read the second time. Senator Jenkins explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Valentine	Waddoups	Wright	Mansell

Voting in the negative was: Senator
Spencer

Absent or not voting were: Senators

Dmitrich Hickman Suazo Walker

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On motion of Senator Evans **S.B. 276** was lifted from Rules and placed at the top of the Second Reading Calendar.

S.B. 276, WORKERS’ COMPENSATION COVERAGE FOR PUBLIC SAFETY WORKERS DURING THE OLYMPICS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Dmitrich Hickman

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1st Sub. S.B. 252, AMENDMENTS TO CONSTRUCTION CONTRACTS, was read the second time. Senator Jenkins explained the bill. Senators Gladwell, Valentine, Hellewell, Walker, Spencer, Mayne, and Buttars commented.

On motion of Senator Spencer, the bill was amended as follows:

- Page 1, Line 15:
After “(1)” insert “If a substantial difference in bargaining power exists between the parties, any”

The bill passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Hale
Hellewell	Hickman	Jenkins	Julander
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Bramble	Buttars	Gladwell	Hillyard
Steele	Valentine		

Absent or not voting was: Senator

Knudson

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On motion of Senator Waddoups the Senate voted to lift all House bills on Second Reading Calendar and return them to the Rules Committee.

The following bills were returned to Rules: **Sub. H.B. 12, H.B. 269, H.B. 127, Sub. H.B. 73, H.B. 157, Sub. H.B. 310, H.B. 314, H.B. 67, H.B. 92, Sub. H.B. 144, H.B. 388, H.B. 99, H.B. 134, H.B. 168, H.B. 174, Sub. H.B. 235, H.C.R. 2, H.J.R. 15, 2nd Sub. H.B. 170, H.B. 290, H.B. 112, Sub. H.B. 247, H.B. 386, H.B. 158, H.B. 261, Sub. H.B. 162, H.B. 287, H.B. 322, and Sub. H.B. 353.**

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On motion of Senator Poulton, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:30 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 23, 2001

The Speaker of the House has signed **S.B. 16, TEACHER QUALITY AMENDMENTS**, by Senator D. Steele, and it is transmitted for the signature of the President; and

The Speaker of the House has signed, **2nd Sub. S.B. 61, ENHANCEMENTS TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION**, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 66**, ANIMAL FEEDING OPERATION GRANTS, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 69**, MEDICAL CLAIMS AMENDMENTS, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 71**, TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS, by Senator C. Walker, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 120**, DISTANCE EDUCATION DOCTORATE PROGRAM, by Senator B. Evans, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 167**, PENALTY FOR WRONGFUL MECHANICS' LIEN, by Senator L.S. Poulton, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 170**, UTAH REVISED LIMITED LIABILITY COMPANY ACT, by Senator J. Valentine, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 225**, APPROPRIATION TO MEMORY GROVE FOUNDATION, by Senator P. Suazo, and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 5**, CONCURRENT RESOLUTION RECOGNIZING UTAH SHAKESPEAREAN FESTIVAL, by Senator J. Hickman, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 16, 2nd Sub. S.B. 61, S.B. 66, 1st Sub. S.B. 69, 1st. Sub. S.B. 71, S.B. 120, 1st Sub. S.B. 167, S.B. 170, S.B. 225, and S.C.R. 5 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President:

February 23, 2001

The House concurred in the Senate amendments and passed **H.B. 77**, STATE SCIENCE CENTER, by Representative A.L. Tyler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 109**, AMENDMENTS TO THE INSURANCE LAW, by Representative J. Swallow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 251**, APPROPRIATION FOR NATIONAL GUARD EDUCATION, by Representative M. Throckmorton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 77, **H.B. 109**, and **H.B. 251** were signed by the President of the Senate in open session and returned to the House.

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Mr. President: February 23, 2001

The House passed, as amended, **H.B. 341**, NONCUSTODIAL VISITATION SURVEY, by Representative B. Holladay, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 383**, GOVERNMENT AMENDMENTS REGARDING CONSTABLE SERVICES, by Representative Glenn L. Way, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 341**, as amended, and **2nd Sub. H.B. 383** were read the first time and referred to the Rules Committee.

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Mr. President: February 23, 2001

The House passed, as amended, **S.B. 169**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Stephenson, the Senate voted to concur in the House amendments to **S.B. 169**, CHARTER SCHOOL AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Dmitrich	Eastman	Evans	Gladwell

Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Blackham	Davis	Knudson	Spencer
Wright			

S.B. 169 was returned to the House.

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Mr. President:

February 23, 2001

The Speaker of the House has appointed a Conference Committee consisting of Representatives Bowman, Bigelow, and Anderson to meet with a like committee from the Senate to consider or amend **1st Sub. H.B. 53**, OLD IRON TOWN STATE PARK, by Representative D. Bowman; and

The Speaker of the House has appointed a Conference Committee consisting of Representatives Harper, Bigelow, and Bourdeaux to meet with a like committee from the Senate to consider or amend **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, by Representative W. Harper, et al.

Carole E. Peterson, Chief Clerk

Communications filed.

The Joint Conference Committee comprised of Sens. Blackham, Suazo, and Walker, and Reps. Harper, Bigelow, and Bourdeaux, recommends **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, by Representative W. Harper, with the following amendments:

1. Page 1, Line 6:
Delete "\$4,500,000" and insert "\$800,000"
2. Page 1, Line 7:
Delete "\$2,500,000" and insert "\$300,000"
3. Page 1, Line 13:
Delete "\$4,500,000" and insert "\$800,000"
4. Page 1, Line 14:
Delete "\$2,500,000" and insert "\$300,000"

On motion of Senator Suazo, the Senate voted to concur in the Conference Committee report to **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Suazo	Waddoups	Walker	Wright
Mansell			

Voting in the negative was: Senator
Valentine

Absent or not voting were: Senators

Blackham	Spencer	Stephenson
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H.B. 204 was returned to the House.

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Mr. President:

February 23, 2001

The House transmits **1st Sub. H.B. 98**, ENTERPRISE ZONE AMENDMENTS, by Representative B. Johnson, et al, for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Mansell, the bill was placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 23, 2001

The Rules Committee recommends the assignment of the following House Bills and Resolution to the Second Reading Calendar:

H.B. 261	Sales and Use Tax Exemption – Scrap Recyclers (G. Curtis) (J. Valentine)
H.B. 92	Spay and Neuter License Plate (J. Biskupski) (P. Knudson)

- 1st Sub. H.B. 144** Utah Forest Practices Act (C. Buttars) (B. Evans)
H.B. 388 Wildly Fire Suppression Fund (B. Johnson)
(L. Blackham)
- 1st Sub. H.B. 12** Provision for Legal Relinquishment of a Newborn
(P. Arent) (J. Valentine)
- H.B. 269** Amendments to Concurrent Jurisdiction in Adoption
Cases (M. Throckmorton) (G. Davis)
- 1st Sub. H.B. 73** Mental Health Therapist Licensing Act Amendments
(J. Buffmire) (P. Knudson)
- H.B. 99** Reading Skills Development Center Amendments
(K. Morgan) (P. Julander)
- H.B. 134** State Accounting Standards (J. Alexander) (J. Valentine)
H.B. 168 Notice by School to Custodial and NONCUSTODIAL
Parent (F. Fife) (B. Evans)
- 1st Sub. H.B. 235** Publication of School District Expenses (P. Ray)
(D. Steele)
- H.J.R. 15** Resolution Rescinding the Call for Constitutional
Convention (F. Fife) (P. Hellewell)
- 1st Sub. H.B. 247** Filing Wrongful Liens or Judgements (M. Dayton)
(D. Gladwell)
- H.B. 287** Public Transit Tax Amendments (W. Harper)
(M. Waddoups)
- 1st Sub. H.B. 353** Driving Under the Influence Amendments (P. Ray)
(J. Valentine)
- H.B. 86** Government Revenue and Tax System Task Force
(C. Bennion) (M. Waddoups)
- 1st Sub. H.B. 210** Retirement of Public Safety Officials (R. Bigelow)
(B. Evans)
- H.B. 315** Olympic Public Safety and Transportation Routes
(D. Ure) (B. Evans)
- 2nd Sub. H.B. 238** Criminal Penalty for Committing Offense When Using
Body Armor (D. Bourdeaux) (P. Suazo)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

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On motion of Senator Dmitrich, **Sub. H.B. 12** was lifted from Second Reading Calendar and returned to Rules.

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On motion of Senator Waddoups, **S.B. 2** was lifted from Rules and placed at the top of the Second Reading Calendar

SECOND READING CALENDAR

On motion of Senator Evans, under suspension of the rules, **S.B. 2**, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES, was read the second and third times. Senator Evans explained the bill. Senators Ed Allen and Peterson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Walker	Mansell

Voting in the negative was: Senator
Waddoups

Absent or not voting were: Senators

R. Allen	Buttars	Spencer	Wright
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S.B. 2 was transmitted to the House.

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On motion of Senator Blackham, the circle was removed from **4th Sub. S.B. 219**, CONSTRUCTION CONTRACTS – PROMPT PAYMENT ACT, and it was before the Senate.

On motion of Senator Blackham, **4th Sub. S.B. 219** was returned to Rules.

On motion of Senator Blackham, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Blackham, the circle was removed from **2nd Sub. S.B. 168**, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES, and it was before the Senate. Senator Blackham explained the bill.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 8, Line 240
Senate 2nd Reading Amendments,
2-21-2000:
After “(B)” delete “An” and insert “(I) Except as provided in Subsection (2)(1)(ii)(B)(II), an”
2. Page 8, Line 241
Senate 2nd Reading Amendments,
2-21-2001:
After “fiscal years, is” delete “not exempt” and insert “subject to”
3. Page 8, Line 241a
Senate 2nd Reading Amendments,
2-21-2001:
Delete “from”
4. Page 8, Line 242
Senate 2nd Reading Amendments,
2-21-2001:
After line 242 insert:
“(II) For an increase under this Subsection (2)(1)(ii) that generates revenue that does not exceed the same amount of revenue as the county would have collected except for Subsection (2)(1)(i)(B), the requirements of Sections 59-2-918 and 59-2-919 do not apply if the city or town:
(aa) publishes a notice that meets the size, type, placement, and frequency requirements of Section 59-2-919, reflects that the increase is a shift of a tax from one imposed by the county to one imposed by the city or town, and explains how the revenues from the tax increase will be used; and
(bb) holds a public hearing on the tax shift that may be held in conjunction with the city or town’s regular budget hearing.”

Senator Waddoups commented. The bill passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans

Hale	Hellewell	Hickman	Julander
Knudson	Peterson	Stephenson	Walker
Mansell			

Voting in the negative were: Senators

Dmitrich	Gladwell	Hillyard	Jenkins
Mayne	Poulton	Steele	Waddoups

Absent or not voting were: Senators

Spencer	Suazo	Valentine	Wright
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2nd Sub. S.B. 168, as amended, was transmitted to the House.

SECOND READING CALENDAR

S.B. 268, FINANCIAL SERVICES TASK FORCE, was read the second time. Senator Buttars explained the bill. Senators Hellewell, Bramble, Davis, Eastman, and Ed Allen commented. The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Julander	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Walker	Wright		

Voting in the negative were: Senators

E. Allen	R. Allen	Hale	Waddoups
Mansell			

Absent or not voting were: Senators

Knudson	Spencer
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On motion of Senator Walker, the Senate voted on reconsidering its action on **S.B. 94**. The motion failed on a standing vote.

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On motion of Senator Blackham, the following bills were placed at the top of the Third Reading Calendar: **Sub. H.B. 14, H.B. 62, H.B. 40, Sub. H.B. 68** and **H.B. 172**.

THIRD READING CALENDAR

1st Sub. H.B. 14, UNDERGROUND WASTEWATER DISPOSAL SYSTEMS, was before the Senate, explained by Senator Wright, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Waddoups	Walker	Mansell

Absent or not voting were: Senators

Davis	Spencer	Suazo	Valentine
Wright			

1st Sub. H.B. 14, as amended, was returned to the House.

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H.B. 62, OPERATION AND MAINTENANCE OF STATE BUILDINGS, was before the Senate, explained by Senator Evans. Senator Ed Allen commented and the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Bramble	Spencer	Valentine
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H.B. 62 was signed by the President of the Senate in open session and returned to the House.

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H.B. 40, FUNDING FOR TEXTBOOKS, was read the third time.

On motion of Senator Blackham, the bill was circled.

* * *

1st Sub. H.B. 68, ANNUAL LEAVE CONVERSION FOR STATE EMPLOYEES, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Suazo
Waddoups	Walker	Wright	Mansell

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Bramble	Buttars	Spencer	Valentine
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Senator Steele declared a conflict of interest.

1st Sub. H.B. 68 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 172, APPROPRIATION FOR HERD TESTING FOR JOHNE'S DISEASE, was read the third time, explained by Senator Wright.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 1, Line 6:
Delete "\$90,000" and insert "\$40,000"
2. Page 1, Line 12:
Delete "\$90,000" and insert "\$40,000"

Absent or not voting was: Senator
Spencer

2nd Sub. S.B. 108 was returned to the House.

* * *

On motion of Senator Steele, the Senate voted to reconsider its action on **H.B. 69**.

On motion of Senator Steele, the Senate voted to recall **H.B. 69** from the House.

SECOND READING CALENDAR

S.B. 224, DAMAGE TO UNDERGROUND UTILITY FACILITIES, was read the second time. Senator Wright explained the bill.

On motion of Senator Wright, the bill was amended as follows:

1. Page 4, Line 92 and 93
Senate Committee Amendments
Reinstate: “into the General Fund” and delete “to the person who is harmed because of the violation of this chapter”

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Spencer

RULES COMMITTEE REPORTS

To the Members of the Senate:

February 23, 2001

The Rules Committee recommends the assignment of the following House Bills to the top of the Second Reading Calendar:

H.B. 42 Funding for Classroom Supplies (R. Bigelow) (D. Steele)
H.B. 216 Appropriation for Advanced Readers At Risk Program
(M. Dillree) (D. Steele)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

On motion of Senator Blackham **H.B. 99** was placed at the top of the Second Reading Calendar

SECOND READING CALENDAR

H.B. 99, READING SKILLS DEVELOPMENT CENTER AMENDMENTS, was read the second time.

On motion of Senator Hale, the bill was circled.

* * *

H.B. 42, FUNDING FOR CLASSROOM SUPPLIES, was read the second time. Senator Steele explained the bill.

On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 5:
Delete "\$4,400,000" and insert "\$5,000,000"
2. Page 1, Line 12:
Delete "\$4,400,000" and insert "\$5,000,000"

On motion of Senator Steele, under suspension of the rules, **H.B. 42, FUNDING FOR CLASSROOM SUPPLIES,** was considered read the third time. Senator Peterson commented. Senator Steele declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

S.B. 246, INFORMATION TECHNOLOGY TRAINING INCENTIVE PROGRAM, was read the second time. Senator Steele explained the bill.

Senator Steele moved to strike the enacting clause on **S.B. 246** and it was returned to the Secretary of the Senate.

* * *

H.B. 212, MUSEUM EDUCATION INITIATIVE, was read the second time. Senator Blackham explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 1, Line 5:
Delete "\$2,000,000" and insert \$1,000,000"
2. Page 1, Line 23:
After "2001-02" delete the remainder of line 23
3. Page 1, Line 24 and 24:
Delete the language on lines 24 and 25 and insert "\$1,000,000"
4. Page 1, Line 22:
After "(1)" delete "Subject to Subsection (2)," and capitalize "There"

Senator Buttars commented.

On motion of Senator Blackham, under suspension of the rules, **H.B. 212, MUSEUM EDUCATION INITIATIVE,** was considered read the third time. The bill passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Evans	Gladwell	Hale
Hellewell	Jenkins	Julander	Knudson
Mayne	Peterson	Steele	Walker
Mansell			

Voting in the negative were: Senators

Bramble	Buttars	Eastman	Hillyard
Poulton	Stephenson	Waddoups	Wright

Absent or not voting were: Senators

Hickman Spencer Suazo Valentine

H.B. 212, as amended, was returned to the House.

* * *

On motion of Senator Poulton, and at 4:05 p.m., the Senate sauntered.

The Senate was called to order at 5:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2001

The House transmits **H.B. 69**, SEXUAL VIOLENCE PREVENTION AND COMMUNITY AWARENESS, by Representative T. Beck, for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Steele, the Senate voted to reconsider its action on **H.B. 69**.

The motion passed on the following roll call vote:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Suazo	Valentine	Walker	Mansell

Voting in the negative were: Senators

Bramble	Buttars	Eastman	Gladwell
Hellewell	Jenkins	Poulton	Stephenson
Waddoups	Wright		

Absent or not voting were: Senators

Blackham Evans Hickman

On motion of Senator Steele, **H.B. 69** was moved to the top of the Second Reading Calendar.

H.B. 69, SEXUAL VIOLENCE PREVENTION AND COMMUNITY AWARENESS, was before the Senate. Senator Steele explained the bill. Senators Buttars, Knudson, Wright, Poulton, Spencer, Julander, Ed Allen commented.

On motion of Senator Steele, under suspension of the rules, **H.B. 69**, SEXUAL VIOLENCE PREVENTION AND COMMUNITY AWARENESS, was considered read the third time. The bill passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Spencer
Steele	Suazo	Walker	Mansell

Voting in the negative were: Senators

Buttars	Jenkins	Poulton	Stephenson
Waddoups	Wright		

Absent or not voting were: Senators

Blackham	Bramble	Valentine
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H.B. 69 was signed by the President in open session and returned to the House.

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On motion of Senator Hale, the circle was removed from **H.B. 99**, READING SKILLS DEVELOPMENT CENTER AMENDMENTS, and it was before the Senate. Senator Hale explained the bill. Senator Walker commented.

On motion of Senator Hales, under suspension of the rules, **H.B. 99**, READING SKILLS DEVELOPMENT CENTER AMENDMENTS, was considered read the third time. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Bramble Evans

H.B. 99 was signed by the President in open session and returned to the House.

* * *

1st Sub. S.B. 206, TASK FORCE ON IMPLEMENTATION OF WATER FLUORIDATION, was read the second time. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.**Voting in the affirmative were:** Senators

E. Allen	Buttars	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

R. Allen Davis Hale

Absent or not voting were: Senators

Blackham Bramble

* * *

S.B. 238, FISCAL YEAR FOR UTAH COMPREHENSIVE HEALTH, INSURANCE was read the second time. Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham Bramble Buttars

* * *

2nd Sub. S.B. 222, NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD’S REMOVAL, was read the second time. Senator Hellewell explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham Bramble

* * *

S.B. 92, PUBLIC SAFETY RETIREMENT AMENDMENTS, was read the second time.

On motion of Senator Dmitrich, **S.B. 92** was returned to Rules.

* * *

S.B. 272, RETIREMENT – OPEN WINDOW OPTIONS, was read the second time.

On motion of Senator Evans, **S.B. 272** was returned to Rules.

* * *

1st Sub. S.B. 255, TASK FORCE ON GOVERNMENT REVENUE AND TAX STRUCTURE, was read the second time.

Senator Knudson moved to strike the enacting clause on **1st Sub. S.B. 255** and it was returned to the Secretary of the Senate.

* * *

S.B. 253, 2001 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, was read the second time

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Blackham, **1st Sub. H.B. 98** was placed at the top of the Third Reading Calendar.

1st Sub. H.B. 98, ENTERPRISE ZONE AMENDMENT, was before the Senate and explained by Senator Blackham.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 4, Line 101:
Delete "\$500,000" and insert "\$300,000"

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Bramble	Valentine
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1st Sub. H.B. 98, as amended, was returned to the House.

* * *

On motion of Senator Poulton and at 5:40 p.m., the Senate adjourned until 9:00 a.m., Monday, February 26, 2001.

FORTY–THIRD DAY

MORNING SESSION

The Senate was called to order at 9:30 a.m., with President Al Mansell presiding.

Prayer– Mr. Lacey A. Harris, Bureau of Indian Affairs

Pledge of Allegiance– Senator Lyle Hillyard

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2001

The House passed, **S.B. 34**, INDIVIDUAL INCOME TAX RELIEF FOR LOW–INCOME INDIVIDUALS AND RELATED STATE TAX COMMISSION AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 49**, AVIATION FUEL TAX, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 100**, INSURANCE LAW AMENDMENTS, by Senator L.S. Poulton, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 114**, SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 34, **2nd Sub. S.B. 49**, **2nd Sub. S.B. 100**, and **1st Sub. S.B. 114** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 23, 2001

The House concurred in the Senate amendments and passed **H.B. 38**, SCHOOL DISTRICT VOTED LEEWAY AMENDMENTS, by Representative K. Garn, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 115, WASTE TIRE RECYCLING**, by Representative N. Hendrickson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 122, ADMINISTRATIVE TRAFFIC CHECKPOINT AMENDMENTS**, by Representative D. Ure, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 38, H.B. 115, and H.B.122 were signed by the President of the Senate in open session. The bills will be returned to the House.

* * *

Mr. President:

February 23, 2001

The House passed, as amended, **H.B. 141, MOTORBOAT DRIVERS LICENSING REQUIREMENTS**, by Representative L. Pace, and it is transmitted for consideration; and

The House passed, as substituted and amended, **3rd Sub. H.B. 178, PENALTIES FOR UNDER AGE POSSESSION OF TOBACCO**, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 337, GOVERNMENTAL LAW AMENDMENTS**, by Representative Greg J. Curtis, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 369, COUNTY ELECTION AMENDMENTS**, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed, as substituted and amended, **3rd Sub. H.B. 376, CONCEALED WEAPON PERMIT HOLDERS – RECOGNITION**, by Representative G. Donnelson, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 377, SALVAGE VEHICLE AMENDMENTS**, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.C.R. 10, RESOLUTION ON HOUSING PRESERVATION**, by Representative D. Litvack, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.J.R. 14, RESOLUTION SUPPORTING BEAVER COUNTIES EXPANSION OF**

CORRECTIONAL FACILITY, by Representative T. Hatch, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 141, 3rd Sub. H.B. 178**, as amended, **1st Sub. H.B. 337, H.B. 369**, as amended, **3rd Sub. H.B. 376**, as amended, **2nd Sub. H.B. 377**, as amended, **1st Sub. H.C.R. 10**, and **1st Sub. H.J.R. 14**, as amended, were read the first time and referred to the Rules Committee.

* * *

Mr. President: February 23, 2001

The House passed, as amended, **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and it is transmitted for further consideration; and

The House substituted and passed, **1st Sub. S.B. 36**, INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS, by Senator J. Valentine, and it is transmitted for further consideration; and

The House passed, as amended, **2nd Sub. S.B. 58**, REPEAL OF NURSING FACILITIES ASSESSMENT, by Senator P. Knudson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

S.B. 2, as amended, **1st Sub. S.B. 36**, and **2nd Sub. S.B. 58**, as amended, were placed on the Concurrence Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 23, 2001

The Health and Environment Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

- S.B. 178** Health Care Directives (P. Knudson)
- S.B. 227** Individual Income Tax Credit for Certain Political Contributions (B. Wright)
- H.B. 153** Penalty for Misuse of Lawful Substances (D. Hogue)
- H.B. 288** Indoor Clean Air Act Amendments (C. Saunders)
- H.B. 318** Wildlife Resources – License Suspension Process (S. Clark)
- H.B. 332** Political Fundraising Restrictions on Governor (N. Hansen)

2nd Sub. H.B. 335 Mechanics' Liens Amendments (K. Garn)
H.B. 373 Amendments to State Processes – Pornography
 Ombudsman (G. Way)

Peter C. Knudson, Chair

S.B. 178, S.B. 227, H.B. 153, H.B. 288, H.B. 318, H.B. 332, 2nd Sub. H.B. 335, and **H.B. 373** were returned to the Secretary of the Senate.

INTRODUCTION OF BILLS

**RESOLUTION URGING AVAILABILITY OF
 TRANSPLANT ORGANS THROUGH
 COMMUNITY PLEDGE PROGRAMS**

S.C.R. 6

Mike Dmitrich

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGES UTAH'S COMMUNITIES, BUSINESSES, EDUCATORS, SERVICE CLUBS, AND INTERFAITH ORGANIZATIONS TO LEAD THE WAY IN ORGANIZING EFFORTS TO RAISE PUBLIC AWARENESS AND EDUCATION REGARDING ORGAN AND TISSUE DONATION TO SAVE LIVES, was read for the first time and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 271, APPRAISALS AND APPRAISERS AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Mansell			

Absent or not voting were: Senators

Blackham	Mayne	Walker	Wright
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H.B. 271 was signed by the President of the Senate in open session and returned to the House.

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THIRD READING CALENDAR

1st Sub. S.B. 234, SALES AND USE TAX – BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Mansell	

Voting in the negative were: Senators

Stephenson Waddoups

Absent or not voting were: Senators

Blackham Mayne Walker Wright

1st Sub. S.B. 234 was transmitted to the House.

* * *

S.B. 256, TRANSPORTATION AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Wright	Mansell		

Absent or not voting were: Senators

Blackham Mayne Walker

S.B. 256 was transmitted to the House.

* * *

S.B. 226, PROPERTY TAX – NOTICE OF APPEALS, was read the third time, explained by Senator Jenkins, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Wright	Mansell	

Absent or not voting were: Senators

Blackham Walker

S.B. 226 was transmitted to the House.

* * *

S.B. 276, WORKERS’ COMPENSATION COVERAGE FOR PUBLIC SAFETY WORKERS DURING THE OLYMPICS, was read the third time

On motion of Senator Evans, the bill was circled.

* * *

1st Sub. S.B. 252, AMENDMENTS TO CONSTRUCTION CONTRACTS, was read the third time, explained by Senator Jenkins. Senators Gladwell, Stephenson, Hellewell, Bramble, Ed Allen, Spencer, and Hillyard commented and the bill failed on the following roll call:

Yeas, 14; Nays, 13; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Waddoups		

Voting in the negative were: Senators

Bramble	Buttars	Eastman	Evans
Gladwell	Hickman	Hillyard	Poulton
Steele	Stephenson	Valentine	Wright
Mansell			

Absent or not voting were: Senators

Suazo	Walker
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On motion of Senator Hillyard, **1st Sub. S.B. 252** was referred to Rules for interim study.

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On motion of Senator Waddoups, **S.B. 1** was lifted from Rules and placed at the top of the Second Reading Calendar.

* * *

On motion of Senator Wright, the Senate moved to the Time Certain Calendar to consider **5th Sub. H.B. 83**.

TIME CERTAIN CALENDAR

(SECOND READING CALENDAR)

5th Sub. H.B. 83, CHILD WELFARE AMENDMENTS, was read the third time. Senator Wright explained the bill. Senators Steele, Ed Allen, Spencer, Hillyard, Jenkins, Buttars commented.

Senator Steele proposed an amendment and the motion failed on a voice vote.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 10, Line 285:
Delete "for a plea of no contest."

The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman

Hillyard	Jenkins	Knudson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Wright	Mansell

Voting in the negative were: Senators

Julander	Peterson
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Absent or not voting were: Senators

Buttars	Mayne	Walker
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1st Sub. H.B. 387, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME, was before the Senate. Senator Wright explained the bill. Senators Steele and Spencer commented.

On motion of Senator Buttars, the bill was amended as follows:

- Page 2, Lines 40 – 45:
After “means” insert “the factors described in Subsections 78-3a-301(1)(b) and (m).” and delete the rest of lines 40 through 45.
- Page 2, Line 45:
Amendment 5, 2-22-01:
Delete item 1 which inserted Subsection (1)(b)(iv)
- Page 11, Line 324:
Senate Second Reading
Amendments 2-22-01:
After “Subsection 62A-4a-101(1)(b).” delete “the investigation will proceed no further and”

The amendment passed on the following roll call vote:

Yeas, 15; Nays, 12; Absent, 2.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Poulton	Spencer	Stephenson	Valentine
Waddoups	Wright	Mansell	

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hale	Julander	Knudson
Mayne	Peterson	Steele	Suazo

Absent or not voting were: Senators
Blackham Walker

The bill failed on the following roll call:

Yeas, 13; Nays, 14; Absent, 2.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Gladwell
Hellewell	Hickman	Jenkins	Spencer
Stephenson	Valentine	Waddoups	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hale	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Suazo		

Absent or not voting were: Senators
Blackham Walker

1st Sub. H.B. 387 was returned to the the House for filing.

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On motion of Senator Hickman, **H.B. 78** was lifted from the Third Reading Table and placed at the top of the Third Reading Calendar

* * *

On motion of Senator Evans, **1st Sub. H.B. 107** was lifted from the Third Reading Table and placed at the top of the Third Reading Calendar.

* * *

On motion of Senator Bramble, **S.B. 214** was uncircled and sent to Rules for interim study.

* * *

On motion of Senator Knudson, **H.B. 30** was lifted from the Third Reading Table and was placed on the top of the Third Reading Calendar.

* * *

On motion of Senator Steele, **1st Sub. H.B. 211** was lifted from the Third Reading Table for the purpose of amending and placed at the bottom of the Third Reading Calendar

THIRD READING CALENDAR

H.B. 30, VEHICLE TOWING AND REPORTING REQUIREMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Wright	Mansell		

Absent or not voting were: Senators

Julander	Mayne	Walker
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H.B. 30 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Poulton, the Senate voted to reconsider its action on **1st Sub. H.B. 387**.

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1st Sub. H.B. 107, TOURISM MARKETING AMENDMENTS, was read the third time.

On motion of Senator Evans, the bill was amended as follows:

- Page 3, Line 81
Senate Committee
Amendments 2-16-2001:
Delete “\$2,500,000” and insert “Zero”
- Page 4, Line 108
Senate Committee
Amendments 2-16-2001:
Delete “\$2,500,000” and insert “Zero”

- 3. Page 8, Line 212
Senate Committee
Amendments 2–16–2001:
After “corporations,” insert “travel regions, counties.”
- 4. Page 8, Lines 217–219
Senate Committee
Amendments 2–16–2001:
Delete all of lines 217 through 219
- 5. Page 14, Lines 402–404
Senate Committee
Amendments 2–16–2001:
Delete all of lines 402 through 404

The bill and passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Mansell	

Voting in the negative were: Senators

Bramble	Buttars	Jenkins	Stephenson
Wright			

Absent or not voting was: Senator

Walker

1st Sub. H.B. 107, as amended, was returned to the House.

* * *

H.B. 78, SALES AND USE TAX – SALES RELATING TO SCHOOLS, was read the third time, explained by Senator Blackham. Senators Buttars, Waddoups, and Ron Allen commented and the bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Mansell	

Voting in the negative were: Senators

Buttars	Hillyard	Spencer
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Absent or not voting were: Senators

Evans	Walker	Wright
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H.B. 78 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Blackham, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Blackham, under suspension of the rules, **S.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, was read the second and third times. Senator Blackham explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Wright	Mansell

Voting in the negative were: Senators

Buttars	Hillyard	Stephenson
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Absent or not voting were: Senators

Julander	Walker
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S.B. 1 was transmitted to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

S.B. 268, FINANCIAL SERVICES TASK FORCE, was read the third time, explained by Senator Buttars. Senator Waddoups commented.

On motion of Senator Buttars, the bill was amended as follows:

1. Page 1, Line 5:
After "Force." delete the remainder of line 5
2. Page 1, Line 6:
Delete "the funds in the Financial Institutions Restricted Account may be used."
3. Page 1, Line 9:
Delete "Financial"
4. Page 1, Line 10:
Delete "Institutions Restricted Account of the"
5. Page 1, Lines 14–15:
Delete lines 14–15
6. Pages 1–2, Lines 18–34:
Delete lines 18–34
Renummer remaining sections accordingly
7. Page 4, Line 105:
Delete "Financial Institutions Restricted Account in the"

The bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

Bramble	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Mayne	Poulton
Stephenson	Valentine	Wright	

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Evans
Hale	Knudson	Peterson	Steele
Suazo	Waddoups	Mansell	

Absent or not voting were: Senators

Julander	Spencer	Walker
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S.B. 268, as amended, was returned to the House.

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S.B. 224, DAMAGE TO UNDERGROUND UTILITY FACILITIES, was read the third time.

On motion of Senator Wright, the bill was amended as follows:

1. Page 3, Line 72
Senate Committee Amendments
2-22-2001:
Delete “and”
2. Page 3, Line 73:
Senate Committee Amendments
2-22-2001:
After “operator” insert “;” and after “and” delete “THEN” and insert “(c) after completing Subsections (1)(a) and (b)”
3. Page 4, Line 106a:
Senate Committee Amendments
2-22-2001
Delete “EXISTING”

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Wright	Mansell	

Absent or not voting were: Senators
Spencer Walker

S.B. 224, as amended, was transmitted to the House.

* * *

1st Sub. S.B. 206, TASK FORCE ON IMPLEMENTATION OF WATER FLUORIDATION, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Mayne	Peterson	Poulton	Stephenson
Valentine	Waddoups	Wright	Mansell

Voting in the negative were: Senators

R. Allen	Blackham	Davis	Knudson
Steele	Suazo		

Absent or not voting were: Senators

Dmitrich Spencer Walker

1st Sub. S.B. 206 was transmitted to the House.

* * *

S.B. 238, FISCAL YEAR FOR UTAH COMPREHENSIVE HEALTH INSURANCE, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Wright	Mansell

Absent or not voting were: Senators

Blackham Buttars Mayne Spencer
Walker

S.B. 238 was transmitted to the House.

* * *

2nd Sub. S.B. 222, NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD’S REMOVAL, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen R. Allen Bramble Buttars
Davis Dmitrich Eastman Evans
Gladwell Hale Hellewell Hickman
Hillyard Jenkins Julander Knudson
Mayne Peterson Poulton Steele
Stephenson Suazo Valentine Waddoups
Wright Mansell

Absent or not voting were: Senators

Blackham Spencer Walker

2nd Sub. S.B. 222 was transmitted to the House.

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On motion of Senator Poulton, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:30 p.m., with President Mansell presiding.

On motion of Senator Poulton, under suspension of rules, the Senate voted to reconsider its action on **1st Sub. S.B. 252**.

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On motion of Senator Poulton, under suspension of rules, the Senate voted to reconsider its action on **1st Sub. H.B. 387**.

1st Sub. H.B. 387, NARROWING GROUNDS FOR REMOVAL OF A CHILD FROM THE HOME, was before the Senate. The bill failed on the following roll call:

Yeas, 13; Nays, 16; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Hellewell
Hickman	Jenkins	Poulton	Spencer
Stephenson	Valentine	Waddoups	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hillyard	Julander	Knudson	Mayne
Peterson	Steele	Suazo	Walker

1st Sub. H.B. 387 was returned to the House for filing.

* * *

On motion of Senator Poulton, **1st Sub. S.B. 252** was placed at the top of the Third Reading Calendar

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 2001

The House passed, **S.B. 138**, MINIMUM WAGE APPLICABILITY, by Senator H. Stephenson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 174**, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS, by Senator C. Bramble, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 175**, RURAL ACCESS TO HEALTH CARE PROVIDERS, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 179**, UNEMPLOYMENT INSURANCE – NATIVE AMERICAN TRIBAL UNITS, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 182**, LIABILITY COVERAGE FOR SCHOOL DISTRICT AND SCHOOL EMPLOYEES, by Senator D. Gladwell,

which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 138, 1st Sub. S.B. 174, 1st Sub. S.B. 175, S.B. 179, and 1st Sub. S.B. 182 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 26, 2001

The House concurred in the Senate amendments and passed **1st Sub. H.B. 14**, UNDERGROUND WASTEWATER DISPOSAL SYSTEMS, by Representative T. Hatch, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 42**, FUNDING FOR CLASSROOM SUPPLIES, by Representative R. Bigelow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 98**, ENTERPRISE ZONE AMENDMENTS, by Representative B. Johnson, and it is transmitted for the signature of the President; and

The House passed, **H.B. 172**, APPROPRIATION FOR HERD TESTING FOR JOHNE'S DISEASE, by Representative D. Cox, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House adopted the Joint Conference Committee Report dated February 26, 2001 and passed **H.B. 204**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 212**, MUSEUM EDUCATIONAL INITIATIVE, by Representative W. Harper, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. H.B. 14, H.B. 42, 1st Sub. H.B. 98, H.B. 172, H.B. 204 and H.B. 212, were signed by the President of the Senate in open session and returned to the House.

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Mr. President:

February 26, 2001

The House passed, as amended, **H.B. 1**, APPROPRIATIONS ACT, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 145**, READING ACHIEVEMENT IN ELEMENTARY SCHOOLS – KINDERGARTEN THROUGH GRADE THREE, by Representative K. Morgan, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 1**, and **1st Sub. H.B. 145**, as amended, were read the first time and referred to the Rules Committee.

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Mr. President:

February 26, 2001

The House passed, as amended, **1st Sub. S.B. 68**, PLACEMENT OF CERTAIN RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, by Senator E. Mayne, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 157**, VEHICLE SAFETY INSPECTION AMENDMENTS, by Senator D.C. Buttars, et al, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 187**, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS, by Senator B. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 68, as amended, **S.B. 157**, as amended, and **S.B. 187**, as amended, were placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator Evans, the Senate refused to concur in the House amendments to **S.B. 2** and requests the House recede from its amendments. **S.B. 2** was returned to the House. The House was asked to recede from its amendments.

* * *

On motion of Senator Valentine, the Senate voted to concur in the House amendments to **1st Sub. S.B. 36**, INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hillyard	Suazo
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1st Sub. S.B. 36 was returned to the House.

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On motion of Senator Knudson, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 58**, REPEAL OF NURSING FACILITIES ASSESSMENT. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hillyard	Suazo
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2nd Sub. S.B. 58 was returned to the House.

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On motion of Senator Mayne, the Senate voted to concur in the House amendments to **1st Sub. S.B. 68**, PLACE OF CERTAIN RESIDENTIAL FACILITIES FOR. PERSONS WITH A DISABILITY. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hillyard	Suazo
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1st Sub. S.B. 68 was returned to the House.

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On motion of Senator Buttars, the Senate refused to concur in the House amendments to **S.B. 175**. The House was asked to recede from their amendments. **S.B. 157** was returned to the House.

* * *

On motion of Senator Evans, the Senate voted to concur in the House amendments to **S.B. 187**, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hickman	Hillyard	Suazo
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S.B. 187 was returned to the House.

SECOND READING CALENDAR

H.B. 261, SALES AND USE TAX EXEMPTION – SCRAP RECYCLERS, was read the second time.

On motion of Senator Valentine, the bill was circled.

* * *

H.B. 92, SPAY AND NEUTER LICENSE PLATE, was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Mansell		

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Gladwell
Poulton	Wright		

Absent or not voting was: Senator Stephenson

* * *

1st Sub. H.B. 144, UTAH FOREST PRACTICES ACT, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

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H.B. 388, WILDLAND FIRE SUPPRESSION FUND, was read the second time. Senator Blackham explained the bill. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

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H.B. 269, AMENDMENTS TO CONCURRENT JURISDICTION IN ADOPTION CASES, was before the Senate. Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hickman	Hillyard
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1st Sub. H.B. 73, MENTAL HEALTH THERAPIST LICENSING ACT AMENDMENTS, was read the second time. Senator Knudson explained the bill. Senator Buttars commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hickman	Waddoups
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H.B. 134, STATE ACCOUNTING STANDARDS, was read the second time. Senator Valentine explained the bill. Senator Bramble commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hickman	Suazo
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On motion of Senator Valentine, the circle was removed from **H.B. 261, SALES AND USE TAX EXEMPTION – SCRAP RECYCLERS,** and it was before the Senate. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell

Hale	Hellewell	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	Buttars	Hillyard
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Absent or not voting were: Senators

Hickman	Suazo
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H.B. 168, NOTICE TO SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hickman	Suazo
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* * *

1st Sub. H.B. 235, PUBLICATION OF SCHOOL DISTRICT EXPENSES, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander

Knudson	Mayne	Peterson	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Poulton	Suazo
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H.J.R. 15, RESOLUTION RESCINDING THE CALL FOR CONSTITUTIONAL CONVENTION, was read the second time. Senator Hellewell explained the bill. Senators Hillyard, Wright, Mayne, Buttars, and Dmitrich commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Blackham	Suazo	Mansell
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1st Sub. H.B. 247, FILING WRONGFUL LIENS OR JUDGEMENTS, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker			

Absent or not voting were: Senators

Blackham

Suazo

Wright

Mansell

* * *

H.B. 287, PUBLIC TRANSIT TAX AMENDMENTS, was read the second time.

On motion of Senator Waddoups, the following substitute bill replaced the original bill.

PUBLIC TRANSIT TAX AMENDMENTS

Sub. H.B. 287

Wayne A. Harper

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE BY MODIFYING THE ALLOCATION OF A PORTION OF THE ADDITIONAL PUBLIC TRANSIT TAX. THIS ACT CREATES THE PUBLIC TRANSPORTATION SYSTEM TAX HIGHWAY FUND, A SPECIAL REVENUE FUND, AND RESTRICTS ITS USE. THIS ACT PROVIDES AN EFFECTIVE DATE.

Senator Waddoups explained the bill. Senator Ed Allen commented.

On motion of Senator Waddoups, the bill was circled.

* * *

1st Sub. H.B. 353, DRIVING UNDER THE INFLUENCE AMENDMENTS, was read the second time.

On motion of Senator Valentine, the bill was circled.

* * *

H.B. 86, GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE, was read the second time. Senator Waddoups explained the bill. Senator Ron Allen commented.

On motion of Senator Ron Allen, the bill was circled.

* * *

1st Sub. H.B. 210, RETIREMENT OF PUBLIC SAFETY OFFICIALS, was read the second time. Senator Evans explained the bill. Senators Hillyard and Bramble commented.

On motion of Senator Evans the bill was returned to Rules.

* * *

H.B. 315, OLYMPIC PUBLIC SAFETY AND TRANSPORTATION ROUTES, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

Buttars	Mansell
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On motion of Senator Valentine, the circle was removed from **1st Sub. H.B. 353**, DRIVING UNDER THE INFLUENCE AMENDMENTS, and it was before the Senate. Senator Valentine explained the bill. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright

Absent or not voting was: Senator
Mansell

* * *

2nd Sub. H.B. 238, CRIMINAL PENALTY FOR COMMITTING OFFENSE WHEN USING BODY ARMOR, was read the second time. Senator Suazo explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Blackham	Poulton	Mansell
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On motion of Senator Evans, under suspension of rules, the Senate voted to recall **S.B. 187**.

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On motion of Senator Valentine, the Senate voted to lift **H.B. 1** from Rules and place at the top of the Second Reading Calendar.

H.B. 1, APPROPRIATIONS ACT, was read the second time.

On motion of Senator Valentine, the bill was circled.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 26, 2001

The Rules Committee recommends the assignment of the following Senate Bills and Resolutions to the Second Reading Calendar:

- S.C.R. 6** Resolution Urging Availability of Transplant Organs Through Community Pledge Programs (M. Dmitrich)
- S.J.R. 13** Joint Resolution Encouraging Use of State Property for Filming (D. Gladwell)

- 1st Sub. H.B. 43** Repeal of Legislative Term Limits (D. Ure) (J. Hickman)
H.B. 82 Payment for Bailiff and Other Services in Courts of Record (J. Seitz) (J. Hickman)
- H.B. 149** Municipal Cable Television and Public Telecommunications Services Act (G. Curtis) (L.S. Poulton)
- H.B. 151** Olene Walker Housing Trust Fund Amendment (C. Bennion) (J. Hickman)
- H.B. 157** Consumer Protection from Lottery Advertisements (S. Clark) (C. Bramble)
- H.B. 158** Individual Income Tax – Addition of Interest to Federal Taxable Income (G. Curtis) (L. Hillyard)
- H.B. 162** Motor Fuel Marketing Act (D. Ure) (M. Waddoups)
- H.B. 316** Procurement Amendments for Equipment Used During the Olympics (D. Ure) (B. Evans)
- H.B. 349** Uniform Probate Code – Power of Attorney Amendments (P. Jones) (L. Hillyard)
- 1st Sub. H.B. 356** State Inspections of Hospitals and Health Clinics (G. Snow) (L.S. Poulton)
- H.B. 365** Institutional Trust Lands Amendments (T. Hatch) (D. Gladwell)
- H.B. 384** Utah Olympic Law Enforcement Commander Amendments (D. Ure) (B. Evans)
- H.C.R. 8** Resolution Encouraging Utah Communities to Participate in Nature–safe Utah (R. Becker) (C. Walker)
- H.B. 386** Utah Housing Finance Agency Amendments (R. Bigelow) (B. Evans)

Michael Waddoups
 Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

On motion of Senator Poulton, and at 4:00 p.m., the Senate sauntered.

The Senate was called to order at 5:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 26, 2001

The House passed, **S.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 108**, LICENSURE OF MOTOR VEHICLES, by Senator E. Mayne, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 169**, CHARTER SCHOOL AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 1, 2nd Sub. S.B. 108 and **S.B. 169** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President: February 26, 2001

The House passed, as amended, **H.B. 155**, ANNEXATION AMENDMENTS, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 155** was read the first time and referred to the Rules Committee.

* * *

On motion of Senator Dmitrich, under suspension of rules, the Senate voted to consider all Senate bills on the Second Reading Calendar.

SECOND READING CALENDAR

S.C.R. 6, RESOLUTION URGING AVAILABILITY OF TRANSPLANT ORGANS THROUGH COMMUNITY PLEDGE PROGRAMS, was read the second time. Senator Dmitrich explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

- | | | | |
|----------|-----------|-----------|---------|
| E. Allen | R. Allen | Bramble | Buttars |
| Davis | Dmitrich | Eastman | Evans |
| Gladwell | Hale | Hellewell | Hickman |
| Hillyard | Jenkins | Julander | Knudson |
| Mayne | Peterson | Poulton | Spencer |
| Steele | Valentine | Walker | Wright |
| Mansell | | | |

Absent or not voting were: Senators

Blackham	Stephenson	Suazo	Waddoups
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S.J.R. 13, JOINT RESOLUTION ENCOURAGING USE OF STATE PROPERTY FOR FILMING, was read the second time. Senator Gladwell explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Hillyard	Stephenson	Suazo
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1st Sub. H.B. 43, REPEAL OF LEGISLATIVE TERM LIMITS, was read the second time.

On motion of Senator Hickman, the bill was circled.

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H.B. 82, PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD, was read the second time. Senator Hickman explained the bill. Senators Hillyard and Valentine commented.

Senator Waddoups made a motion to strike the enacting clause on **H.B. 82**. The motion passed on a voice vote.

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H.B. 149, MUNICIPAL CABLE TELEVISION AND PUBLIC TELECOMMUNICATIONS SERVICES ACT, was read the second time. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Wright	Mansell	

Absent or not voting were: Senators

Suazo	Walker
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H.B. 151, OLENE WALKER HOUSING TRUST FUND AMENDMENT, was read the second time. Senator Hickman explained the bill. Senators Davis, Ron Allen, Knudson, and Eastman commented. The bill failed on the following roll call:

Yeas, 6; Nays, 18; Absent, 5.

Voting in the affirmative were: Senators

Bramble	Eastman	Hellewell	Hickman
Poulton	Wright		

Voting in the negative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Evans	Gladwell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Valentine
Waddoups	Mansell		

Absent or not voting were: Senators

Blackham	Hale	Stephenson	Suazo
Walker			

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H.B. 157, CONSUMER PROTECTION FROM LOTTERY ADVERTISEMENTS, was read the second time. Senator Bramble explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Poulton
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

R. Allen	Dmitrich	Peterson
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Absent or not voting were: Senators

Blackham	Spencer	Suazo
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On motion of Senator Jenkins, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Walker, the circle was removed from **H.B. 40**, FUNDING FOR TEXTBOOKS. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Spencer

H.B. 40 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

H.B. 158, INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME, was read the second time. Senator Hillyard explained the bill. Senator Bramble commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Davis	Spencer	Suazo
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On motion of Senator Blackham, the circle was removed from **H.B. 1**, APPROPRIATIONS ACT, and it was before the Senate. Senator Blackham explained the bill.

On motion of Senator Valentine, the bill was amended as follows:

1. Page 57, Line 2092
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2092 through 2099 and on Line 2095 delete “10 percent” and insert “4 percent”
2. Page 61, Line 2234
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2234 through 2241 and on Line 2237 delete “10 percent” and insert “4 percent”

3. Page 67, Line 2455
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2455 through 2462 and on Line 2458 delete “10 percent” and insert “4 percent”
4. Page 68, Line 2511
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Line 2511
5. Page 69, Line 2512
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2512 through 2518 and on Line 2514 delete “10 percent” and insert “4 percent”
6. Page 70, Line 2579
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2579 through 2585
7. Page 71, Line 2586:
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Line 2586
8. Page 74, Line 2699:
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2699 through 2706
9. Page 76, Line 2776:
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2776 through 2783
10. Page 79, Line 2906:
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2906 through 2913 and on Line 2909 delete “10 percent” and insert “7 percent”
11. Page 81, Line 2978:
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 2978 through 2985
12. Page 84, Line 3070:
Lilac Copy 2–26–2001:
Reinstate the bracketed language on Lines 3070 through 3077

Senators Hillyard, Waddoups, Ed Allen, Steele, and Jenkins commented.

On motion of Senator Blackham, under suspension of the rules, **H.B. 1**, APPROPRIATIONS ACT, was read the second and third times. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Davis	Spencer	Suazo
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H.B. 1, as amended, was returned to the House.

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On motion of Senator Evans, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Evans, the circle was removed from **S.B. 276**, WORKERS' COMPENSATION COVERAGE FOR PUBLIC SAFETY WORKERS DURING THE OLYMPICS, and it was before the Senate.

On motion of Senator Evans, the following substitute bill replaced the original bill.

**WORKERS' COMPENSATION COVERAGE FOR PUBLIC SAFETY
WORKERS DURING THE OLYMPICS**

Sub. S.B. 276

Beverly Ann Evans

THIS ACT MODIFIES THE LABOR CODE. THE ACT ENACTS THE OLYMPIC LAW ENFORCEMENT AND PUBLIC SAFETY WORKERS' COMPENSATION ACT. THE ACT PROVIDES FOR WORKERS' COMPENSATION COVERAGE FOR LAW ENFORCEMENT AND PUBLIC SAFETY VOLUNTEERS AND PAID OFFICERS WHO PROVIDE PUBLIC

SAFETY SERVICES DURING THE OLYMPIC WINTER GAMES OF 2002 AND THE PARALYMPIC WINTER GAMES OF 2002. THE ACT PROVIDES THAT THE WORKERS COMPENSATION COVERAGE IS THE PUBLIC SAFETY OFFICER'S AND PUBLIC SAFETY VOLUNTEER'S EXCLUSIVE REMEDY AGAINST THEIR EMPLOYERS, AS DEFINED IN THE ACT. THE ACT IS REPEALED JANUARY 1, 2003.

On motion of Senator Evans, the bill was circled.

COMMUNICATIONS FROM THE HOUSE.

Mr. President: February 26, 2001

The Speaker of the House has signed **1st Sub. S.B. 36**, INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS, by Senator J. Valentine, et al, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 58**, REPEAL OF NURSING FACILITIES ASSESSMENT, by Senator P. Knudson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 68**, PLACEMENT OF CERTAIN RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY, by Senator E. Mayne, and it is transmitted for the signature of the President; and

The House passed, **S.B. 154**, INDIGENT DEFENDANT LEGAL SERVICES, by Senator D. Gladwell, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 36, **2nd Sub. S.B. 58**, **1st Sub. S.B. 68**, and **S.B. 154** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President: February 26, 2001

The House substituted and passed, **1st Sub. S.B. 84**, STATE OLYMPIC AMENDMENTS, by Senator B. Evans, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 70**, REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS, by Senator H. Stephenson, and it is transmitted for further consideration; and

The House passed, as amended, **1st Sub. S.B. 80**, COUNTY STATUTES REVISION, by Senator D. Gladwell, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 84, S.B. 70, as amended, and **1st Sub. S.B. 80**, as amended, were placed on the Concurrence Calendar.

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Mr. President:

February 26, 2001

The House refuses to recede from its amendments to **S.B. 157**, VEHICLE SAFETY INSPECTION AMENDMENTS, by Senator D.C. Buttars, et al, and has appointed a Conference Committee consisting of Rep. W. Harper, Rep. B. Johnson, and Rep. J. Cox to meet with a like committee from the Senate on this bill.

Carole E. Peterson, Chief Clerk

President Mansell appointed a conference committee consisting of Senators Buttars, Eastman, and Mayne to meet with a like committee from the House.

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The House refuses to recede from its amendments to **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and has appointed a Conference Committee consisting of Rep. D. Hogue, Rep. B. Johnson, and Rep. G. Cox to meet with a like committee from the Senate on this bill.

Carole E. Peterson, Chief Clerk

President Mansell appointed a conference committee consisting of Senators Evans, Gladwell, and Dmitrich to meet with a like committee from the House.

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On motion of Senator Valentine and at 6:10 p.m., the Senate adjourned until 8:00 a.m., Tuesday, February 27, 2001.

FORTY-FOURTH DAY

MORNING SESSION

The Senate was called to order at 8:30 a.m., with President Al Mansell presiding.

Prayer— Bishop Bobby Allen, Pastor of the Church of God, West Ogden

Pledge of Allegiance— Senator Pete Suazo

Roll Call — All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 2001
The House passed, **2nd Sub. S.B. 210**, HIGHER EDUCATION TUITION DISCLOSURE, by Senator C. Walker, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. S.B. 210 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 26, 2001
The House passed, as amended, **1st Sub. H.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 264**, GUN SAFETY LAW AMENDMENTS, by Representative M. Thompson, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 273**, EDUCATION PROTECTION FUNDING PROGRAM, by Representative K. Garn, and it is transmitted for consideration; and

The House passed **H.B. 295**, ELECTRONIC PROXY VOTING FOR CORPORATIONS, by Representative S. Urquhart, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 333**, SALES AND USE TAX EXEMPTION FOR SALES OF UNSORTED MERCHANDISE, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.J.R. 18**, RESOLUTION SUPPORTING PRESIDENT BUSH'S TAX RELIEF PROPOSAL, by Representative D. Clark, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 3**, as amended, **2nd Sub. H.B. 264**, as amended, **1st Sub. H.B. 273**, **H.B. 295**, **1st Sub. H.B. 333**, and **H.J.R. 18** were read the first time and referred to the Rules Committee.

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Mr. President:

February 26, 2001

The House passed, as amended, **S.J.R. 11**, RESOLUTION ON TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES, by Senator J. Valentine, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Valentine, the Senate voted to concur in the House amendments to **S.J.R. 11**, RESOLUTION OF TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES.

The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Buttars	Dmitrich	Eastman
Mayne			

S.J.R. 11 was returned to the House.

* * *

Mr. President: February 26, 2001

The House refused to concur with the Senate Amendments to **H.B. 1**, APPROPRIATIONS ACT, by Representative J. Alexander, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the Senate voted to refuse to recede from its amendments to **H.B. 1**. President Mansell appointed a conference committee consisting of Senators Valentine, Hillyard and Hale to meet with a like committee from the House.

CONCURRENCE CALENDAR

Mr. President: February 26, 2001

The House refused to concur with the Senate Amendments to **1st Sub. H.B. 107**, TOURISM MARKETING AMENDMENTS, by Representative S. Allen, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to recede from its amendments to **1st H.B. 107**, TOURISM MARKETING AMENDMENTS. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Buttars	Dmitrich	Eastman	Mayne
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1st H.B. 107 was returned to the House.

COMMUNICATION FROM THE HOUSE

Mr. President: February 26, 2001

The House requests the return of **1st Sub. S.B. 182**, LIABILITY COVERAGE FOR SCHOOL DISTRICT AND SCHOOL EMPLOYEES, by Senator D. Gladwell, for correction.

Carole E. Peterson, Chief Clerk

On motion of Senator Gladwell, **1st Sub. S.B. 182** was returned to the House

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On motion of Senator Evans, the Senate voted to recall **H.B. 77** from the House for correction.

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On motion of Senator Evans, under suspension of rules, the Senate voted to reconsider its action on **S.B. 187** and place it on the Third Reading Calendar.

On motion of Senator Evans, the Senate refused to concur in the House amendments. **S.B. 187** was returned to the House.

CONCURRENCE CALENDAR

On motion of Senator Evans, the Senate voted to concur in the House amendments to **1st Sub. S.B. 84**, STATE OLYMPIC AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars	Dmitrich	Eastman	Mayne
Suazo	Valentine		

1st Sub. S.B. 84 was returned to the House.

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On motion of Senator Stephenson, the Senate refused to concur in the House amendments. **S.B. 70** was returned to the House.

On motion of Senator Stephenson, the House was asked to recede from their amendments to **S.B. 70**.

* * *

On motion of Senator Gladwell, the Senate voted to concur in the House amendments to **1st Sub. S.B. 80, COUNTY STATUTES REVISION**. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
Evans	Gladwell	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Bramble	Buttars	Eastman
Hale	Mayne	Suazo	Valentine

1st Sub. S.B. 80 was returned to the House.

CONSENT CALENDAR

1st Sub. H.B. 133, BILL OF RIGHTS AND CONSTITUTION DAY, was read the third time, explained by Senator Wright, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
Evans	Gladwell	Hellewell	Hickman
Jenkins	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Bramble	Buttars	Eastman
Hale	Hillyard	Julander	Mayne
Suazo			

1st Sub. H.B. 133 was signed by the President of the Senate in open session and returned to the House.

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H.J.R. 11, RESOLUTION URGING TRAINING OF JUDGES, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
Evans	Gladwell	Hellewell	Hickman
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Bramble	Buttars	Eastman
Hale	Hillyard	Mayne	Valentine

H.J.R. 11 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

On motion of Senator Evans, the circle was removed from **1st Sub. S.B. 276**, WORKERS' COMPENSATION FOR PUBLIC SAFETY WORKERS DURING THE OLYMPICS, and it was before the Senate. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Davis
Dmitrich	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton

Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Buttars	Eastman	Hale
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1st Sub. S.B. 276 was transmitted to the House.

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On motion of Senator Wright, the circle was removed from **H.B. 117**, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY.

On motion of Senator Wright, the bill was amended as follows:

- Page 1, Line 23 through 23a
Goldenrod Copy
2-26-01:
After "Section 78-3a-301" insert "which defines substantial danger to a child's health or safety." and after "exists" delete the rest of line 23 and 23a
- Page 1, Line 24
Goldenrod Copy
2-26-01:
Delete "danger to the physical health or safety of the child"

The bill passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Dmitrich
Eastman	Evans	Gladwell	Hellewell
Hickman	Hillyard	Jenkins	Knudson
Mayne	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

E. Allen	Davis	Hale	Julander
Peterson			

Absent or not voting was: Senator
R. Allen

H.B. 117, as amended, was returned to the House.

* * *

On motion of Senator Jenkins, the circle was removed from **1st Sub. S.B. 252**, AMENDMENTS TO CONSTRUCTION CONTRACTS, and it was before the Senate. Senator Jenkins explained the bill. The bill passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

R. Allen	Blackham	Buttars	Davis
Dmitrich	Evans	Hale	Hellewell
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Suazo
Waddoups			

Voting in the negative were: Senators

E. Allen	Bramble	Eastman	Gladwell
Hickman	Hillyard	Steele	Stephenson
Valentine	Walker	Wright	Mansell

1st Sub. S.B. 252 was transmitted to the House.

* * *

5th Sub. H.B. 83, CHILD WELFARE AMENDMENTS, was before the Senate and explained by Senator Wright.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 10, Line 285
Goldenrod Copy
2-26-01:
After "agreement" insert "following a" and reinstate "plea of no contest."

Senators Walker and Buttars commented and the bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Knudson	Mayne
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Julander Peterson

Absent or not voting was: Senator

Hickman

5th Sub. H.B. 83, as amended, was returned to the House.

* * *

1st Sub. H.B. 211, TUITION WAIVERS FOR TEACHERS, was read the third time.

On motion of Senator Steele, the bill was circled.

* * *

H.B. 92, SPAY AND NEUTER LICENSE PLATE, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 23; Nays, 6; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Julander
Knudson	Mayne	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Jenkins
Poulton	Wright		

H.B. 92 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 144, UTAH FOREST PRACTICES ACT, was read the third time, explained by Senator Evans. Senator Buttars commented and the bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

1st Sub. H.B. 144 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 388, WILDLAND FIRE SUPPRESSION FUND, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Dmitrich

H.B. 388 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 269, AMENDMENTS TO CONCURRENT JURISDICTION IN ADOPTION CASES, was read the third time, explained by Senator Davis, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Bramble	Hillyard
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H.B. 269 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 73, MENTAL HEALTH THERAPIST LICENSING ACT AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Voting in the negative were: Senators

Bramble	Wright
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Absent or not voting was: Senator

Hickman

1st Sub. H.B. 73 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 134, STATE ACCOUNTING STANDARDS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker		

Absent or not voting were: Senators

Hickman	Wright	Mansell
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H.B. 134 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 261, SALES AND USE TAX EXEMPTION – SCRAP RECYCLERS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Evans	Gladwell
Hale	Hellewell	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	

Voting in the negative was: Senator

Hillyard

Absent or not voting were: Senators

Buttars	Eastman	Hickman	Wright
Mansell			

H.B. 261 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 168, NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	

Absent or not voting were: Senators

Buttars	Davis	Hickman	Spencer
Wright	Mansell		

H.B. 168 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 235, PUBLICATION OF SCHOOL DISTRICT EXPENSES, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker

Absent or not voting were: Senators

Blackham	Buttars	Hickman	Wright
Mansell			

1st Sub. H.B. 235 was signed by the President of the Senate in open session and returned to the House.

* * *

H.J.R. 15, RESOLUTION RESCINDING THE CALL FOR CONSTITUTIONAL CONVENTION, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	

Absent or not voting were: Senators

Blackham	Eastman	Hickman	Poulton
Wright	Mansell		

H.J.R. 15 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 247, FILING A WRONGFUL LIENS OR JUDGEMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker

Absent or not voting were: Senators

Blackham	Bramble	Hickman	Wright
Mansell			

1st Sub. H.B. 247, as amended, was transmitted to the House.

* * *

H.B. 315, OLYMPIC PUBLIC SAFETY AND TRANSPORTATION ROUTES, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker

Absent or not voting were: Senators

Blackham	Bramble	Hickman	Wright
Mansell			

H.B. 315 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 353, DRIVING UNDER THE INFLUENCE AMENDMENTS, was read the third time, explained by Senator Valentine. Senator Blackham commented and the bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker			

Absent or not voting were: Senators

Bramble	Eastman	Wright	Mansell
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1st Sub. H.B. 353 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 238, CRIMINAL PENALTY FOR COMMITTING OFFENSE WHEN USING BODY ARMOR, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker			

Absent or not voting were: Senators

Eastman	Knudson	Wright	Mansell
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2nd. Sub. H.B. 238 was signed by the President of the Senate in open session and returned to the House.

* * *

S.C.R. 6, RESOLUTION URGING AVAILABILITY OF TRANSPLANT ORGANS THROUGH COMMUNITY PLEDGE PROGRAMS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker		

Absent or not voting were: Senators

Hickman Wright Mansell

S.C.R. 6 was transmitted to the House.

* * *

S.J.R. 13, JOINT RESOLUTION ENCOURAGING USE OF STATE PROPERTY FOR FILMING, was read the third time, explained by Senator Gladwell. Senators Steele, Ron Allen, and Peterson commented and the bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hickman Poulton

S.J.R. 13 was transmitted to the House.

* * *

H.B. 149, MUNICIPAL CABLE TELEVISION AND PUBLIC TELECOMMUNICATIONS SERVICES ACT, was read the third time, explained by Senator Poulton.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 6, Line 182
Lilac
House Floor Amendments
2-20-2001:
After "public" delete "television" and insert "telecommunications"
2. Page 12, Line 350:
Delete "television" and insert "telecommunications"

Senator Davis commented and the bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Eastman	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Davis Dmitrich Evans

Absent or not voting was: Senator

Hickman

H.B. 149, as amended, was returned to the House.

* * *

On motion for Senator Waddoups, **S.B. 176** was lifted from Rules and placed on the Second Reading Calendar.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2001

The House requests the return of **1st Sub. S.B. 69**, MEDICAL CLAIMS AMENDMENTS, by Senator L. Blackham, for correction.

Carole E. Peterson, Chief Clerk

On motion of Senator Waddoups, **1st Sub. S.B. 69** was returned to the House.

* * *

Mr. President: February 27, 2001

The House transmits **H.B. 77**, STATE SCIENCE CENTER, by Representative A.L. Tyler, for correction.

Carole E. Peterson, Chief Clerk

H.B. 77 was sent to staff for correction.

* * *

On motion of Senator Waddoups, and at 10:00 a.m., the Senate sauntered.

The Senate was called to order at 11:10 a.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2001

The Speaker of the House has appointed a Conference Committee consisting of Representatives Alexander, Snow, and Goodfellow to meet with a like committee from the Senate to consider or amend **H.B. 1, APPROPRIATIONS ACT**, by Representative J. Alexander.

Carole E. Peterson, Chief Clerk

Communication filed.

* * *

Mr. President: February 27, 2001

The House passed, **S.B. 232, RESTRICTIONS ON COURT HOUSE PARKING LOTS**, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 232 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 27, 2001

The House passed, as substituted, **2nd Sub. H.B. 142, ADDRESSING PHYSICAL FITNESS AND NUTRITION IN PUBLIC EDUCATION**, by Representative C. Saunders, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **2nd Sub. H.B. 142** was read the first time and referred to the Rules Committee.

* * *

Mr. President: February 27, 2001

The House transmits **1st Sub. S.B. 69, MEDICAL CLAIMS AMENDMENTS**, by Senator L. Blackham, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

The House passed, as amended, **S.B. 75**, PUBLIC EDUCATION CURRICULUM AMENDMENTS, by Senator B. Wright, and it is transmitted for further consideration.

On motion of Senator Wright, the Senate voted to concur in the House amendments to **S.B. 75**, PUBLIC EDUCATION CURRICULUM. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Hickman
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S.B. 75 was returned to the House.

* * *

Mr. President:

February 27, 2001

The House passed, as amended, **S.B. 152**, MEDICAL EXPENSES OF COUNTY INMATES, by Senator M. Waddoups, and it is transmitted for further consideration.

On motion of Senator Waddoups, the Senate voted to concur in the House amendments to **S.B. 152**. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans

Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hickman	Steele
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S.B. 152 was returned to the House.

INTENT LANGUAGE TO S.B. 152

“It is the intent of the Legislature to clarify that physicians and other health care providers have been purposefully omitted from **S.B. 152** because of the recognition and continued commitment of counties and physicians to work out prisoner reimbursement issues without legislation because of the considerable difference in Medicaid reimbursement rates for physicians as compared to hospitals.”

* * *

The House passed, as amended, **S.B. 171**, STATE RETIREMENT FORMULA CHANGES, by Senator J. Valentine, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Valentine, the Senate voted to concur in the House amendments to **S.B. 171**, STATE RETIREMENT FORMULA CHANGES. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hickman	Stephenson
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Voting in the negative were: Senators

E. Allen	R. Allen	Dmitrich	Eastman
Evans	Gladwell	Hale	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Walker	Mansell		

Absent or not voting were: Senators

Davis	Hickman
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H.B. 157 was returned to the House for filing.

* * *

H.B. 158, INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Davis	Hickman	Spencer
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H.B. 158 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, **H.B. 34** was removed from the Time Certain Calendar and placed at the top of the Second Reading Calendar.

1st Sub. H.B. 34, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, was read the second time.

On motion of Senator Blackham, the bill was circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 27, 2001

The House transmits **1st Sub. S.B. 69, MEDICAL CLAIMS AMENDMENTS**, by Senator L. Blackham, for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the Senate voted to concur in the House amendments to **1st Sub. S.B. 69, MEDICAL CLAIMS AMENDMENTS**. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Davis	Hickman	Jenkins	Spencer
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1st Sub. S.B. 69 was returned to the House.

SECOND READING CALENDAR

On motion of Senator Poulton, under suspension of the rules, **S.B. 176, EXECUTIVE COMPENSATION**, was read the second and third times. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative was: Senator Stephenson

Absent or not voting were: Senators
Hickman Steele

S.B. 176 was transmitted to the House.

* * *

S.B. 3, SUPPLEMENTAL APPROPRIATIONS II , was read the second time.

On motion of Senator R. Allen, the bill was circled.

* * *

1st Sub. H.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, was read the second time.

On motion of Senator Stephenson, the following substitute bill replaced the original bill.

MINIMUM SCHOOL PROGRAM ACT AMENDMENTS

2nd Sub. H.B. 3

Marda Dillree

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION IN THE FUNDING OF THE MINIMUM SCHOOL PROGRAM. THE ACT PROVIDES A CEILING FOR THE STATE CONTRIBUTION OF THE

MAINTENANCE AND OPERATIONS PORTION OF THE MINIMUM SCHOOL PROGRAM ACT NOT TO EXCEED \$1,606,881,384. THE ACT ESTABLISHES THE VALUE OF THE WEIGHTED PUPIL UNIT AT \$2,110, ESTABLISHES

BLOCK GRANTS AND DISTRIBUTION FORMULAS, AND PROVIDES A \$38,358,000 APPROPRIATION FOR SCHOOL BUILDING AID. THE ACT PROVIDES FOR \$24,785,000 IN ONE-TIME APPROPRIATIONS AND HAS A JULY 1, 2001 EFFECTIVE DATE.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 34, Line 1047:
After "Item" delete "(4)" and insert "(3)"
2. Page 35, Line 1054:
After line 1054 insert the following:
"(c) If this bill and S.B. 61, Enhancements to the State Systems of

Public and Higher Education, both pass, it is the intent of the Legislature that the appropriations in Section 53A-17a-131.9 and Section 30, Item (3), One-time appropriations, of this bill shall be distributed in accordance with Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program created in S.B. 61.”

On motion of Senator Stephenson, the bill was amended as follows:

3. Page 6, Line 165:
After “program:” insert “and”
4. Page 6, Line 166:
After “for” delete “two” and insert “these”, after “days” delete “may” and insert “shall”, and after “without” insert “requiring”
5. Page 6, Line 167:
After “monies” delete the semicolon and insert a period
6. Page 6, Lines 168–171:
Delete lines 168–171

Senators Steele and Ed Allen commented.

On motion of Senator Stephenson, under suspension of the rules, **2nd Sub. H.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS**, was considered read the second and third times. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Hickman

Senator Steele declared a conflict of interest.

2nd Sub. H.B. 3, as amended, was returned to the House.

* *

On motion of Senator Ron Allen, under suspension of rules, the Senate voted to reconsider its action on **S.B. 241** and move it to the top of the Second Reading Calendar.

S.B. 241, SPECIAL DISTRICT AMENDMENTS, was before the Senate.

On motion of Senator Davis, the following substitute bill replaced the original bill.

SPECIAL DISTRICT AMENDMENTS

1st Sub. S.B. 241

Gene Davis

THIS ACT MODIFIES PROVISIONS RELATING TO SPECIAL DISTRICTS TO INCLUDE, FOR A FIRST CLASS COUNTY, THE PROVIDING, OPERATING, AND MAINTAINING OF JAILS AMONG THE SERVICES THAT SPECIAL SERVICE DISTRICTS ARE AUTHORIZED TO PROVIDE. THE ACT REQUIRES THE NUMBER OF MEMBERS OF AN ADMINISTRATIVE CONTROL BOARD FOR A SPECIAL SERVICE DISTRICT PROVIDING JAIL SERVICE TO BE INCREASED. THE ACT RESTRICTS FUNDING FOR A SPECIAL SERVICE DISTRICT PROVIDING JAIL SERVICE TO A PROPERTY TAX. THE ACT MODIFIES PROVISIONS RELATING TO MUNICIPAL JAILS. THIS ACT ALSO MAKES TECHNICAL CHANGES.

On motion of Senator Davis, the bill was circled.

* * *

On motion of Senator Waddoups, the circle was removed from **1st Sub. H.B. 287**, PUBLIC TRANSIT TAX AMENDMENTS, and it was placed at the top of the Second Reading Calendar. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson

Poulton
Valentine
Mansell

Spencer
Waddoups

Steele
Walker

Stephenson
Wright

Absent or not voting were: Senators

Bramble

Buttars

Hickman

Suazo

* * *

Senator Waddoups made the following motion: Any bills or resolutions that have not had a Senate Standing Committee hearing shall be considered under suspension of the rules from now until the session adjourns sine die. The motion passed on a voice vote.

* * *

On motion of Senator Valentine, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:50 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 27, 2001

The House passed, **S.B. 24**, INDIVIDUAL INCOME TAX – ADDITIONS TO FEDERAL TAXABLE INCOME, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 57**, INSTRUCTION IN MANDARIN CHINESE IN PUBLIC SCHOOLS, by Senator H. Stephenson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 80**, COUNTY STATUTES REVISION, by Senator D. Gladwell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 84**, STATE OLYMPIC AMENDMENTS, by Senator B. Evans, and it is transmitted for the signature of the President; and

The House passed, upon reconsideration, **1st Sub. S.B. 182**, LIABILITY COVERAGE FOR SCHOOL DISTRICT AND SCHOOL EMPLOYEES, by Senator D. Gladwell, and it is transmitted for signature of the President; and

The House passed, **S.B. 202**, CONFIDENTIALITY OF TAX INFORMATION, by Senator K. Hale, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 3**, RESOLUTION APPROVING SETTLEMENT BY UTAH DEPARTMENT OF TRANSPORTATION, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.J.R. 11**, RESOLUTION ON TAXATION OF REMOTE SALES AND DEVELOPING TECHNOLOGIES, by Senator J. Valentine, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 24, S.B. 57, 1st Sub. S.B. 80, 1st Sub. S.B. 84, 1st Sub. S.B. 182, S.B. 202, S.C.R. 3, and S.J.R. 11 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 27, 2001

The House concurred in the Senate amendments and passed **H.B. 77**, STATE SCIENCE CENTER, by Representative A.L. Tyler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **5th Sub. H.B. 83**, CHILD WELFARE AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 117**, AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY, by Representative T. Hatch, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 77, 5th Sub. H.B. 83, and H.B. 117 were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President:

February 27, 2001

The House passed, as amended, **H.J.R. 16**, MASTER STUDY RESOLUTION, by Representative K. Garn, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.J.R. 16** was read the first time and referred to the Rules Committee.

* * *

Mr. President:

February 27, 2001

The House refuses to recede from its amendments to **S.B. 187**, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS, by Senator B. Evans, and has appointed a Conference Committee consisting of Rep. Snow, Rep. Dayton and Rep. Arent to meet with a like committee from the Senate on this bill.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to refuse to recede from its amendments to **S.B. 187**. President Mansell appointed a conference committee consisting of Senators Evans, Spencer, and Ron Allen to meet with a like committee from the House.

* * *

Mr. President:

February 27, 2001

The House rejected the Joint Conference Committee Report dated February 27, 2001, on **S.B. 157**, VEHICLE SAFETY INSPECTION AMENDMENTS, by Senator Senator D.C. Buttars, and recommends that the same Joint Conference Committee, comprised of Sens. Buttars, Eastman, and Mayne, and Reps. Harper, Johnson, and Cox, be reappointed to further consider the bill.

Carole E. Peterson, Chief Clerk

On motion of Senator Buttars, the enacting clause was stricken on **S.B. 157**.

* * *

On motion of Senator Evans, the Senate voted to reconsider its action on **1st Sub. H.B. 107**.

On motion of Senator Evans, the following substitute bill replaced the original bill.

TOURISM MARKETING AMENDMENTS

2nd Sub. H.B. 107

Sheryl Allen

THIS ACT MODIFIES PROVISIONS OF THE UTAH CODE RELATING TO TOURISM MARKETING. THE ACT DEFINES CERTAIN TERMS. THE ACT INCREASES THE MONEY IN THE TOURISM MARKETING PERFORMANCE FUND. 7THE ACT MODIFIES THE TOURISM MARKETING PERFORMANCE FUND COMMITTEE TO INCLUDE MEMBERS OF THE TOURISM INDUSTRY. THE ACT ALLOWS THE DIVISION OF TRAVEL DEVELOPMENT TO CONSULT WITH9COUNTIES AND TRAVEL REGIONS ABOUT EFFECTIVE TOURISM PROMOTION. THE ACT CLARIFIES THE PURPOSES OF THE TRANSIENT ROOM TAX AND THE TOURISM, RECREATION, CULTURAL, AND CONVENTION FACILITIES TAX. THE ACT REQUIRES COUNTIES WITH NO EXISTING TOURISM TAX ADVISORY BOARDS TO CREATE AND UTILIZE A TOURISM TAX ADVISORY BOARD. THE ACT MAKES TECHNICAL CHANGES.

2nd Sub. H.B. 107, TOURISM MARKETING AMENDMENTS, was before the Senate. The bill passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Dmitrich
Eastman	Evans	Gladwell	Hale
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Suazo	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Bramble	Davis	Hellewell
Spencer	Stephenson	Valentine	Wright

2nd Sub. H.B. 107, as substituted, was returned to the House.

* * *

On motion of Senator Waddoups **H.J.R. 16** was lifted from Rules and placed on the top of the Second Reading Calendar.

On motion of Senator Poulton, the bill was circled.

SECOND READING CALENDAR

1st Sub. H.B. 273, EDUCATION PROTECTION FUNDING PROGRAM, was read the second time. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham	Spencer	Valentine	Wright
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H.J.R. 18, RESOLUTION SUPPORTING PRESIDENT BUSH'S TAX RELIEF PROPOSAL, was read the second time. Senator Hickman explained the bill. Senators Ron Allen, Suazo, Ed Allen, Mayne, Waddoups, and Hellewell commented. The bill passed on the following roll call:

Yeas, 18; Nays, 9; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Poulton	Spencer
Steele	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Julander	Mayne	Peterson
Suazo			

Absent or not voting were: Senators

Evans	Stephenson
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* * *

On motion of Senator Blackham, **H.B. 267** was lifted from the Third Reading Table and placed at the top of the Third Reading Calendar.

On motion of Senator Blackham, **H.B. 64** was lifted from the Third Reading Table and placed at the top of the Third Reading Calendar.

On motion of Senator Blackham the following bills were lifted from the Third Reading Table and returned to Rules: **1st Sub. H.B. 57, H.B. 6, H.B. 80, H.B. 219, 1st Sub. H.B. 102, 1st Sub. H.B. 181, and H.B. 284.**

* * *

On motion of Senator Steele, the circle was removed from **1st Sub. H.B. 211, TUITION WAIVERS FOR TEACHERS,** and it was before the Senate.

On motion of Senator Steele, the following substitute bill replaced the original bill.

TUITION WAIVERS FOR TEACHERS

2nd Sub. H.B. 211

Wayne Harper

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY GRANTING TUITION WAIVERS TO EDUCATORS FOR COURSES TAKEN AT HIGHER EDUCATION INSTITUTIONS THAT SATISFY PROFESSIONAL DEVELOPMENT REQUIREMENTS FOR RETAINING A LICENSE TO TEACH. THE ACT TAKES EFFECT JULY 1, 2001.

On motion of Senator Steele, the bill was circled.

* * *

H.B. 64, TUITION WAIVERS FOR WARDS OF THE STATE, was read the third time, explained by Senator Buttars, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Gladwell Steele

H.B. 64 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2001

The Joint Conference Committee comprised of Sens. Valentine, Hillyard, and Hale, and Reps. Alexander, Snow, and Goodfellow, recommends **H.B. 1, APPROPRIATIONS ACT**, by Representative J. Alexander, with the following amendments:

1. Include all the House amendments on Pages 57, 61, 67, 68, 69, 70, 71, 74, 76, 79, 81, and 84 of the Lilac Copy dated 2-26-2001.

2. Include the following amendment:

Page 84 Line 3077:

After Line 3077 insert "It is further the intent of the Legislature that the State Board of Regents may add a tuition surcharge not greater than 4 percent of the current year tuition at the University of Utah, Utah State University – Logan Campus only, Weber State University, and Southern Utah University for the 2001–02 academic year. It is further the intent of the Legislature that the State Board of Regents may add a tuition surcharge not greater than 7 percent of the current year tuition at Utah Valley State College for the 2001–02 academic year. These tuition surcharges at each of these institutions must be based on demonstrated critical institutional needs. It is the intent of the Legislature that any tuition surcharge increase not be across the board but be based on a differential system reflecting the cost of providing for the type of degree sought by the student. These tuition surcharges shall be ongoing, collected and retained by the institution as dedicated credits and used to fund critical institutional needs. If a surcharge is imposed, the amount collected and the use of the surcharge shall be reported to the Higher Education Appropriations Subcommittee during the 2001 interim.

As required by Utah Code Ann. Section 53B–7–101, the State Board of Regents shall 'recommend to each session of the Legislature the minimum tuitions, resident and nonresident, for each institution which it considers necessary to implement the budget recommendations.' It is the intent of the Legislature that tuition increases beyond those authorized by this intent, be brought to the Higher Education

Appropriations Subcommittee as part of each annual general session before they are implemented.

John L. Valentine, Chair

The Senate voted to adopt the Joint Conference Conference report and the bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

* * *

H.B. 267, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, was read the third time, explained by Senator Poulton.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 16:
Delete: "16" and insert "14"

Senator Hillyard commented and the bill passed on the following roll call:

Yeas, 20; Nays, 9; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Gladwell	Hale	Hellewell
Hickman	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

Blackham	Buttars	Eastman	Evans
Hillyard	Jenkins	Julander	Knudson
Spencer			

H.B. 267, as amended, was returned to the House.

* * *

On motion of Senator Steele, the circle was removed from **2nd Sub. H.B. 211**, TUITION WAIVERS FOR TEACHERS. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

2nd Sub. H.B. 211, as substituted and amended, was returned to the House.

* * *

On motion of Senator Davis, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Davis, the circle was removed from **1st Sub. S.B. 241**, SPECIAL DISTRICT AMENDMENT, and it was before the Senate. Senator Davis explained the bill. Senators Walker, Jenkins, and Stephenson commented. The bill passed on the following roll call:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Jenkins	Spencer
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1st Sub. H.B. 12, PROVISION FOR LEGAL RELINQUISHMENT OF A NEWBORN, was before the Senate. Senator Valentine explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 12:
After “abandonment.” insert “This act provides a repeal date.”
2. Page 1, Line 15:
After line 15 insert:
“63–55–262, as last amended by Chapters 15 and 134, Laws of Utah 1997”
3. Page 7, Line 195:
After line 195 insert:
“Section 4. Section 63–55–262 is amended to read:
63–55–262 Repeal dates, Title 62A.
(1) Section 62A–4a–202.7, Pilot Program for Differentiated Responses to Child Abuse and Neglect Reports, is repealed July 1, 2005.
(2) Title 62A, Chapter 4a, Part 8, Safe Relinquishment of a Newborn Child, is repealed July 1, 2006.”
Renumber remaining sections accordingly.

The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Mansell	

Voting in the negative was: Senator
Wright

Absent or not voting was: Senator
Hickman

* * *

On motion of Senator Blackham **1st Sub. H.B. 181** was lifted from Rules and placed at the top of the Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. H.B. 181, PENALTIES FOR SOLICITING MINORS, was read the third time.

On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Spencer **H.B. 157** was recalled from the House for the purpose of amending.

* * *

On motion of Senator Waddoups, the circle was removed from **H.B. 86**, GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE.

* * *

H.B. 322, DOMESTIC TERRORISM OF COMMERCIAL ENTERPRISES, was read the second time. Senator Waddoups explained the bill.

On motion of Senator Waddoups, the bill was amended as follows:

- 1. Page 4, Line 110a:
Senate Committee Amendments 2-22-201:
After Line 110a, (and after Senator Mayne’s amendment) insert:
“(5) It is the intent of the Legislature that this section does not prohibit or interfere with a person’s exercise of the rights under the First Amendment to the Constitution of the United States or under Article I, Sec. 15 of the Utah Constitution.”

On motion of Senator Mayne, the bill was amended as follows:

- 1. Page 4, Line 110a:
Senate Committee Amendments 2-22-01:
After Line 110a insert:
“(4) This section does not apply to action protected by the National Labor Relations Act, 29 U.S.C. Section 151 et seq., or the Federal Railway Labor Act, 45 U.S.C. Section 151 et seq.”

Senators Hale and Suazo commented. The bill passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Bramble	Davis	Julander	Spencer
Valentine			

Absent or not voting was: Senator
Hillyard

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2001

The House adopted the Joint Conference Committee Report dated February 27, 2001, and passed **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

JOINT CONFERENCE COMMITTEE REPORT

The Joint Conference Committee comprised of Sens. Beverly Evans, David L. Gladwell, and Mike Dmitrich, and Reps. Gerry A. Adair, David L. Hogue, and Gary F. Cox, recommends **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, with the following amendments:

1. Adopt the lilac amendments dated 2–23–2001 on pages 1, 4, 4a, and 4b.
2. Page 4a, Line 114s:
After “Prison to” bracket “a private” and insert “an”
Lilac copy dated 2–23–2001
3. Page 4a, Line 114t:
Bracket “waste” and after “{~~sorting~~” insert

Lilac copy dated 2–23–2001

“recycling” and reinsert “and transfer” delete “recycling” and bracket “facility” and insert “facilities”

Beverly Ann Evans, Chair

On motion of Senator Evans, the committee report was adopted and the bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative was: Senator Stephenson

Absent or not voting were: Senators

Buttars	Jenkins
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S.B. 2 was returned to the House.

On motion of Senator Ron Allen, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Allen, the circle was removed from **1st Sub. H.B. 181, PENALTIES FOR SOLICITING MINORS**. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton

Spencer
Valentine
Mansell

Steele
Waddoups

Stephenson
Walker

Suazo
Wright

1st Sub. H.B. 181 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Evans, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

* * *

On motion of Senator Valentine, and at 4:00 p.m., the Senate sauntered.

The Senate was called to order at 4:45 p.m., with President Mansell presiding.

SECOND READING CALENDAR

H.B. 86, GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE, was before the Senate. Senator Waddoups explained the bill.

On motion of Senator Knudson, the following substitute bill replaced the original bill.

GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE

1st Sub. H.B. 86

Chad Bennion

THIS ACT CREATES THE TASK FORCE ON GOVERNMENT REVENUE AND TAX STRUCTURE. THIS ACT REQUIRES THE TASK FORCE TO FOLLOW INTERIM RULES, AND PROVIDES FOR THE MEMBERSHIP OF THE TASK FORCE, TASK FORCE CHAIRS, ESTABLISHMENT OF SUBCOMMITTEES, COMPENSATION OF TASK FORCE AN SUBCOMMITTEE MEMBERS. THE ACT PROVIDES FOR THE TASK FORCE DUTIES AND RESPONSIBILITIES, THE TASK FORCE MEETING SCHEDULE, TASK FORCE REPORTING REQUIREMENTS, AND STAFF SUPPORT. THE ACT APPROPRIATES A TOTAL OF \$112,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000–01 TO THE SENATE, HOUSE OF REPRESENTATIVES, AND THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL TO FUND THE TWO–YEAR TASK FORCE. THIS ACT IS REPEALED ON NOVEMBER 30, 2002.

Senator Peterson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Davis
Dmitrich	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Buttars	Eastman	Evans
Spencer			

* * *

1st Sub. H.B. 162, MOTOR FUEL MARKETING ACT, was read the second time.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 13:
After line 13 insert:
“13–2–1, as last amended by Chapters 150 and 324, Laws of Utah 1998”

2. Page 2, Line 29:
After line 29 insert:
“Section 1. Section 13–2–1 is amended to read:
13–2–1. Consumer protection division established -- Functions.
There is established within the Department of Commerce the Division of Consumer Protection. The division shall administer and enforce the following:
(1) Chapter 5, Unfair Practices Act;
(2) Chapter 10a, Music Licensing Practices Act
(3) Chapter 11, Consumer Sales Practices Act;
(4) Chapter 15, Business Opportunity Disclosure Act;
[(5) Chapter 16, Motor Fuel Marketing Act;]
[(6)] (5) Chapter 20, New Motor Vehicle Warranties Act;
[(7)] (6) Chapter 21, Credit Services Organizations Act;
[(8)] (7) Chapter 22, Charitable Solicitations Act;

[(9)] (8) Chapter 23, Health Spa Services Protection Act;
 [(10)] (9) Chapter 25a, Telephone and Facsimile Solicitation Act;
 [(11)] (10) Chapter 26, Telephone Fraud Prevention Act; [and]
 [(12)] (11) Chapter 28, Prize Notices Regulation Act[.]; and
 [(13)] (12) Chapter 30, Utah Personal Introduction Services Protection Act.”

Renumber remaining sections accordingly.

3. Page 8, Line 221:
After “who has” insert “: (a)”
4. Page 8, Line 222:
After “records” insert “:”
5. Page 8, Line 222:
Delete “has” and insert “(b)”

The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Davis
Dmitrich	Evans	Gladwell	Hale
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative was: Senator

Hellewell

Absent or not voting were: Senators

R. Allen	Buttars	Eastman	Poulton
Spencer			

* * *

H.B. 316, PROCUREMENT AMENDMENTS FOR EQUIPMENT USED DURING THE OLYMPICS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Gladwell	Poulton	Spencer
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H.B. 349, UNIFORM PROBATE CODE – POWER OF ATTORNEY AMENDMENTS, was read the second time.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Lines 6 and 7:
House Floor Amendments
2-22-2001:
After “Code” reinstate deleted language on lines 6 and 7
2. Page 1, Line 8:
House Floor Amendments
2-22-2001:
After “act” reinstate “also”
3. Page 1, Lines 17 through 27:
House Floor Amendments
2-22-2001:
Reinstate bracketed language
4. Page 2, Lines 28 through 33
House Floor Amendments
2-22-2001::
Reinstate bracketed language
Renumber remaining section accordingly.

Senator Hillyard explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

R. Allen	Gladwell	Spencer
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1st Sub. H.B. 356, STATE INSPECTIONS OF HOSPITALS AND HEALTH CLINICS, was read the second time. Senator Poulton explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Hickman	Spencer
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COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2001

The House refused to concur with the Senate Amendments to **2nd Sub. H.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative M. Dillree, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

Mr. President: February 27, 2001

On motion of Senator Stephenson, the Senate voted to refuse to recede from its amendments to **2nd Sub. H.B. 3**. President Mansell appointed a conference

committee consisting of Senators Stephenson, Poulton and Bramble to meet with a like committee from the House.

* * *

Mr. President: February 27, 2001

The House refuses to recede from its amendments to **S.B. 70, REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS**, by Senator H. Stephenson, and has appointed a Conference Committee consisting of Representatives S. Clark, G. Cox, and T. Beck to meet with a like committee from the Senate on this bill.

Carole E. Peterson, Chief Clerk

President Mansell appointed a conference committee consisting of Senators Stephenson, Spencer and Davis to meet with a like committee from the House.

* * *

Mr. President: February 27, 2001

The House passed, as amended, **S.B. 213, TAXATION OF TELEPHONE CORPORATIONS**, by Senator C. Bramble, and it is transmitted for further consideration.

On motion of Senator Bramble, the Senate voted to concur in the House amendments to **S.B. 213, TAXATION OF TELEPHONE CORPORATIONS**. The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

S.B. 213 was returned to the House.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 27, 2001

The Rules Committee recommends the assignment of the following House bills and resolution to the Second Reading Calendar:

- 2nd Sub. H.B. 335** Mechanics' Liens Amendments (K. Garn) (J. Valentine)
- 3rd Sub. H.B. 376** Concealed Weapon Permit Holders – Recognition
(G. Donnelson) (L.S. Poulton)
- 1st Sub. H.B. 145** Reading Achievement in Elementary Schools –
Kindergarten Through Grade Three (K. Morgan)
(H. Stephenson)
- 1st Sub. H.B. 305** Judgment Lien Amendments (T. Hatch) (L.S. Poulton)
- H.B. 288** Indoor Clean Air Act Amendments (C. Saunders)
(D. Steele)
- H.B. 112** Prevention of Retaliatory Lawsuits (R. Lockhart)
(J. Valentine)
- 1st Sub. H.B. 331** Emergency Medical Services Amendments
(K. Holdaway) (R. Allen)
- H.B. 340** Public Safety Officers Education Requirements
(D. Hogue) (M. Waddoups)
- H.B. 255** Interlocal Cooperative Entities Related to Natural Gas
(D. Peterson) (M. Dmitrich)
- 1st Sub. H.B. 310** State Boards and Commissions Amendments
(A. Bradshaw) (J. Valentine)
- 1st Sub. H.B. 325** Owner Builder Selling Home (C. Bennion) (P. Hellewell)
- H.C.R. 11** Resolution Urging Federal Funding to Fight Grasshopper
and Cricket Infestations (D. Peterson) (L. Blackham)
- 1st Sub. H.B. 379** Homeowners' Association Fine Authorization
(J. Buffmire) (M. Waddoups)
- 2nd Sub. H.B. 170** Prescribing Psychiatric Drugs or Medication
(M. Throckmorton) (B. Wright)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

* * *

On motion of Senator Poulton, the circle was removed from **H.J.R. 16**, MASTER STUDY RESOLUTION, and it was before the Senate.

On motion of Senator Mayne, the bill was amended as follows:

1. Page 16, Line 478:
Delete “minimizing” and insert in lieu – “maximizing”

On motion of Senator Suazo, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line
“To study the impact of cultural and linguistic factors and patients’ access and response to health care services.”

On motion of Senator Knudson, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line insert:
“Access to Health Care”

On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line insert:
“Water Companies and Associations Voting Rights; Water Companies and Associations Assessments”

On motion of Senator Davis, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line insert:
“Mental Health services for Foster and Adopted Children” (SB 33)
2. Page 16, Line 484:
After line 484 on the next available line insert:
“State Government Immunity Amendments” (SB 258)

On motion of Senator Ed Allen, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line insert:
“Election Law Procedures”

On motion of Senator Suazo, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line insert:
“Affordable Housing Funding Options”

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line insert:

“Enforcement of Construction Bid Limits on Public Works Projects of Municipalities and Counties”

On motion of Senator Peterson, the bill was amended as follows:

1. Page 16, Line 484:
After line 484 on the next available line insert:
“Confidentiality of Drivers License Reports”

On motion of Senator Jenkins, the bill was amended as follows:

1. Page 9, Line 262:
At the beginning of the line, delete
“Criminal” and after “eliminating” delete “criminal”

On motion of Senate Poulton, **H.J.R. 16** was considered read the second and third times and the bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Bramble	Spencer
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H.J.R. 16, as amended, was returned to the House.

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On motion of Senator Hickman, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Hickman, **H.J.R. 18** was moved to the top of the Third Reading Calendar.

H.J.R. 18, RESOLUTION SUPPORTING PRESIDENT BUSH'S TAX RELIEF PROPOSAL, was read the third time, explained by Senator Hickman, and passed on the following roll call:

Yeas, 16; Nays, 9; Absent, 4.

Voting in the affirmative were: Senators

Bramble	Buttars	Eastman	Gladwell
Hellewell	Hickman	Hillyard	Jenkins
Knudson	Spencer	Steele	Stephenson
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Julander	Mayne	Peterson
Suazo			

Absent or not voting were: Senators

Blackham	Evans	Poulton	Valentine
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H.J.R. 18 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Wright, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

H.B. 365, INSTITUTIONAL TRUST LANDS AMENDMENTS, was read the second time. Senator Gladwell explained the bill. Senator Hickman commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Blackham	Buttars	Valentine	Mansell
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H.B. 384, UTAH OLYMPIC LAW ENFORCEMENT COMMANDER AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Walker
Wright			

Absent or not voting were: Senators

Blackham	Peterson	Valentine	Mansell
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H.C.R. 8, RESOLUTION ENCOURAGING UTAH COMMUNITIES TO PARTICIPATE IN NATURE-SAFE UTAH, was read the second time. Senator Walker explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Blackham	Valentine	Mansell
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H.B. 386, UTAH HOUSING FINANCE AGENCY AMENDMENTS, was read the second time. Senator Evans explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright		

Absent or not voting were: Senators

Blackham	Valentine	Mansell
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COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2001

The House substituted and passed, **2nd Sub. S.B. 23**, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS, by Senator D. Gladwell, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Gladwell, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 23**, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

R. Allen Blackham Poulton Mansell

2nd Sub. S.B. 23 was returned to the House

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The House transmits **H.B. 157**, CONSUMER PROTECTION FROM LOTTERY ADVERTISEMENTS, by Representative S. Clark, for further consideration.

On motion of Senator Spencer, under suspension of rules, **H.B. 157** was placed at the top of the Third Reading Calendar

On motion of Senator Spencer, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Spencer, the Senate voted to reconsider its action on **H.B. 157**.

H.B. 157, CONSUMER PROTECTION FROM LOTTERY ADVERTISEMENTS, was before the Senate, explained by Senator Bramble.

On motion of Senator Spencer, the bill was amended as follows:

1. Page 1, Line 25:
After "person" insert "who is convicted of" and after "Subsection (2)" delete the remainder of the language on line 25 and insert: "shall be fined the sum of \$2,500."
2. Page 1, Line 26:
After "twice" insert "or more" and after "section" delete the language on the remainder of line 26 and 26a and insert "shall be fined the sum of \$10,000"

Senators Ron Allen, Jenkins, Walker, and Suazo commented and the bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

Blackham Bramble Buttars Davis
Eastman Evans Gladwell Hale

Hellewell	Hickman	Hillyard	Jenkins
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	

Voting in the negative were: Senators

E. Allen	R. Allen	Dmitrich	Julander
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Absent or not voting were: Senators

Suazo	Mansell
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H.B. 157, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 27, 2001

The House passed, as amended, **4th Sub. S.B. 166**, MOBILE HOME PARK RESIDENCY AMENDMENTS, by Senator D. Eastman, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Eastman, the Senate voted to concur in the House amendments to **4th Sub. S.B. 166**, MOBILE HOME PARK RESIDENCY AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Bramble	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Blackham	Buttars	Knudson
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4th Sub. S.B. 166 was returned to the House.

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Mr. President:

February 27, 2001

The House adopted the Joint Conference Committee Report dated February 27, 2001 and passed **H.B. 1**, APPROPRIATIONS ACT, by Representative J. Alexander, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 1 was signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 27, 2001

The House passed, as substituted and amended, **2nd Sub. H.B. 370**, HAZARDOUS WASTE AMENDMENT, by Representative J. Alexander, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 370** was read the first time and referred to the Rules Committee.

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On motion of Senator Waddoups, the Senate voted to suspend the 24-hour rule for bills on the Second and Third Reading Calendars considered for the remainder of the day.

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2nd Sub. H.B. 335, MECHANICS' LIENS AMENDMENTS, was read the second time. Senator Valentine explained the bill. Senator Spencer commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Davis

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3rd Sub. H.B. 376, CONCEALED WEAPON PERMIT HOLDERS – RECOGNITION, was read the second time. Senator Bramble explained the bill. Senators Steele, Spencer, Buttars, Hillyard, Valentine, and Jenkins commented. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative were: Senators

Hale Julander

Absent or not voting was: Senator
Blackham

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On motion of Senator Hickman, the circle was removed from **1st Sub. H.B. 43, REPEAL OF TERM LIMITS**. The bill failed on the following roll call:

Yeas, 7; Nays, 21; Absent, 1.

Voting in the affirmative were: Senators

Buttars	Davis	Dmitrich	Gladwell
Hale	Knudson	Peterson	

Voting in the negative were: Senators

E. Allen	R. Allen	Bramble	Eastman
Evans	Hellewell	Hickman	Hillyard
Jenkins	Julander	Mayne	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting was: Senator
Blackham

1st Sub. H.B. 43 was returned to the House for filing.

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On motion of Senator Evans, the Senate voted to reconsider its action on **S.B. 2**.

On motion of Senator Evans **S.B. 2** was placed at the top of the Second Reading Calendar.

S.B. 2, GENERAL OBLIGATION BOND AND CAPITAL FACILITIES, was before the Senate.

On motion of Senator Evans, the bill was amended as follows:

1. Page 4a, Line 114v:
Delete "private"
2. Page 4a, Line 114w:
Delete "private"
3. Page 4a, Line 114z:
Delete "private"
4. Page 4a, Line 114af:
Delete "private"
5. Page 4a, Line 114ah:
Delete "private"

On motion of Senator Evans, under suspension of the rules, **S.B. 2, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES,** was considered read the second and third times. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Dmitrich
Eastman	Evans	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander

Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Bramble	Davis	Gladwell
Stephenson			

S.B. 2, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 27, 2001

The Speaker of the House has appointed a Conference Committee consisting of Representatives Dillree, Styler, and King to meet with a like committee from the Senate to consider or amend **2nd Sub. H.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative M. Dillree.

Carole E. Peterson, Chief Clerk

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On motion of Senator Valentine, the Senate voted to reconsider its action on **H.B. 151**.

On motion of Senator Valentine **H.B. 151** was recalled from the House.

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On motion of Senator Poulton and at 6:30 p.m., the Senate adjourned until 8:00 a.m., Wednesday, February 28, 2001.

FORTY-FIFTH DAY

MORNING SESSION

The Senate was called to order at 8:00 a.m., with President Al Mansell presiding.

Prayer—The Right Reverend Carolyn Tanner Irish, Bishop of the Episcopal Diocese of Utah

Pledge of Allegiance— Senator David Gladwell

Roll Call – All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS (PLEASE REFER TO DAY 1, PAGE 52)

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 27, 2001

The Speaker of the House has signed **1st Sub. S.B. 69**, MEDICAL CLAIMS AMENDMENTS, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The House passed, **S.B. 74**, SALES AND USE TAX – UNIFORM SALES AND USE TAX ADMINISTRATION ACT AND SALES AND USE TAX REVISIONS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 75**, PUBLIC EDUCATION CURRICULUM AMENDMENTS, by Senator B. Wright, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 115**, SAFE SCHOOLS AMENDMENTS, by Senator B. Wright, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 152**, MEDICAL EXPENSES OF COUNTY INMATES, by Senator M. Waddoups, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 171**, STATE RETIREMENT FORMULA CHANGES, by Senator J. Valentine, and it is transmitted for the signature of the President; and

The House passed, **S.B. 176**, EXECUTIVE COMPENSATION, by Senator L.S. Poulton, which has been signed by the Speaker and it is transmitted for the signature of the President.

The House passed, **S.B. 211**, SOLEMNIZATION OF MARRIAGES, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 237**, EXCISE TAX BOND PROCESS, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 254**, RESIDENCE LIENS RECOVERY FUND AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. S.B. 69**, **S.B. 74**, **S.B. 75**, **1st Sub S.B. 115**, **S.B. 152**, **S.B. 171**, **S.B. 176**, **S.B. 211**, **S.B. 237**, and **1st Sub. S.B. 254** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 27, 2001

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 107**, TOURISM MARKETING AMENDMENTS, by Representative S. Allen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 149**, MUNICIPAL CABLE TELEVISION AND PUBLIC TELECOMMUNICATIONS SERVICES ACT, by Representative G. Curtis, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 211**, TUITION WAIVERS FOR TEACHERS, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 247**, FILING WRONGFUL LIENS OR JUDGEMENTS, by Representative M. Dayton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 107**, **H.B. 149**, **2nd Sub. H.B. 211**, and **1st Sub. H.B. 247** were signed by the President of the Senate in open session and returned to the House.

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Mr. President:

February 27, 2001

The House passed, as amended, **S.B. 153**, KINSHIP PLACEMENT FOR FOSTER CHILDREN, by Senator B. Wright, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Wright, the Senate voted to concur in the House amendments to **S.B. 153**, KINSHIP PLACEMENT FOR FOSTER CHILDREN. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Dmitrich	Hickman	Jenkins
Spencer			

S.B. 153 was returned to the House.

* * *

Mr. President:

February 27, 2001

The House refused to concur with the Senate Amendments to **H.B. 267**, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, by Representative M. Throckmorton, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

Communication filed. Senator Poulton made the motion that the Senate recede from their amendments. Senators Steele, Eastman, Peterson, and Hale commented. The motion failed on the following roll call.

Yeas, 12; Nays, 16; Absent, 1.**Voting in the affirmative were:** Senators

Blackham	Bramble	Gladwell	Hellewell
Hickman	Jenkins	Poulton	Stephenson
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Hale
Hillyard	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Suazo

Absent or not voting was: Senator Valentine

On motion of Senator Poulton, the Senate voted to refuse to recede from its amendments to **H.B. 267**. President Mansell appointed a conference committee consisting of Senators Poulton, Spencer and Julander to meet with a like committee from the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 2001

The House transmits **H.B. 151**, OLENE WALKER HOUSING TRUST FUND AMENDMENT, by Representative C. Bennion, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Hickman, **H.B. 151** was placed at the bottom of the Second Reading Calendar

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Mr. President: February 28, 2001

The House passed **H.B. 347**, STATE EARNED INCOME TAX CREDIT, by Representative J. Biskupski, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 347** was read the first time and referred to the Rules Committee.

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On motion of Senator Hillyard, Charles W. Dahlquist, President, Utah Consular Corps, spoke in Committee of the Whole.

On motion of Senator Hillyard, the Committee of the Whole was dissolved.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 28, 2001

The Rules Committee recommends the assignment of the following House Bills to the Second Reading Calendar:

H.B. 125	Eight Hour Work Day Amendments (J. Alexander)
1st Sub. H.B. 337	Governmental Law Amendments (G. Curtis) (L. Hillyard)
H.B. 354	Property Tax Relief Amendments (B. Winn)
2nd Sub. H.B. 370	Hazardous Waste Amendment (J. Alexander) (J. Hickman)
H.C.R. 6	Resolution Approving Waste Disposal (D. Ure) (J. Valentine)
H.B. 281	Individual Income Tax – Contribution for Education (R. Siddoway) (D. Eastman)
H.B. 314	Election Code – Military Overseas Ballot Procedures (M. Throckmorton) (D. Steele)
H.B. 174	Fine Arts Curriculum Amendments (S. Allen) (D. Steele)
H.B. 295	Electronic Proxy Voting for Corporations (S. Urquhart) (J. Hickman)
H.B. 332	Political Fundraising Restrictions on Governor (N. Hansen)
H.B. 306	Nurse Training Grant Program (C. Bennion) (C. Walker)
H.B. 139	Cities and Towns – Classification and Related Issues (W. Harper) (D.C. Buttars)
H.B. 188	Juvenile Courts – Rights of Parties (M. Thompson) (B. Wright)
H.C.R. 10	Resolution on Housing Preservation (D. Litvack) Michael Waddoups Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

THIRD READING CALENDAR

1st Sub. H.B. 287, PUBLIC TRANSIT TAX AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Steele	Suazo	Valentine	Waddoups
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Bramble	Hillyard	Poulton
Spencer	Stephenson	Walker	

1st Sub. H.B. 287,as substituted, was returned to the House.

* * *

1st Sub. H.B. 273, EDUCATION PROTECTION FUNDING PROGRAM, was read the third time.

On motion of Senator Valentine, the bill was circled.

* * *

1st Sub. S.B. 241, SPECIAL DISTRICT AMENDMENTS, was read the third time.

On motion of Senator Davis, the bill was circled.

* * *

1st Sub. H.B. 12, PROVISION FOR LEGAL RELINQUISHMENT OF A NEWBORN, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Mayne	Peterson	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Bramble	Evans	Knudson
Poulton	Stephenson		

1st Sub. H.B. 12, as amended, was returned to the House.

* * *

H.B. 322, DOMESTIC TERRORISM OF COMMERCIAL ENTERPRISES, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 19; Nays, 3; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hickman	Hillyard	Julander
Mayne	Peterson	Steele	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Jenkins	Spencer	Valentine
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Absent or not voting were: Senators

Blackham	Bramble	Evans	Knudson
Poulton	Stephenson	Suazo	

H.B. 322, as amended, was returned to the House.

* * *

1st Sub. H.B. 86, GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE, was read the third time.

Senator Waddoups made a motion to substitute the bill. No action was taken on this motion.

On motion of Senator Valentine, the bill was circled.

* * *

1st Sub. H.B. 162, MOTOR FUEL MARKETING ACT, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Hale	Hickman
Hillyard	Jenkins	Julander	Mayne
Peterson	Spencer	Steele	Valentine
Waddoups	Walker	Mansell	

Voting in the negative was: Senator Hellewell

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Gladwell
Knudson	Poulton	Stephenson	Suazo
Wright			

1st Sub. H.B. 162, as amended, was returned to the House.

* * *

H.B. 316, PROCUREMENT AMENDMENTS FOR EQUIPMENT USED DURING THE OLYMPICS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Evans	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Bramble	Buttars	Eastman
Gladwell	Suazo		

H.B. 316 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 349, UNIFORM PROBATE CODE – POWER OF ATTORNEY AMENDMENTS, was read the third time, explained by Senator Hillyard. Senator Valentine commented and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Spencer	Steele
Stephenson	Valentine	Walker	Wright
Mansell			

Absent or not voting were: Senators

Buttars Poulton Suazo Waddoups

H.B. 349, as amended, was returned to the House.

* * *

On motion of Senator Davis, the circle was removed from **1st Sub. S.B. 241**, SPECIAL DISTRICT AMENDMENTS, and it was before the Senate.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 5, Line 149:
After “(3)” insert “(a)”

2. Page 6, Line 150:
After line 150 insert:
“(b) Each tax levied under this section for a special service district that provides jail service as provided in Subsection 17A-2-1304(1)(a)(x) shall be considered to be levied by the county for purposes of the county’s tax limitation under Section 59-2-908.”

Senator Davis explained the bill. The bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Steele	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

Jenkins Spencer

Absent or not voting were: Senators

Bramble Poulton Stephenson Suazo

1st Sub. S.B. 241, as amended, was transmitted to the House.

* * *

1st Sub. H.B. 356, STATE INSPECTIONS OF HOSPITALS AND HEALTH CLINICS, was read the third time.

On motion of Senator Blackham, the bill was circled.

* * *

H.B. 365, INSTITUTIONAL TRUST LANDS AMENDMENTS, was read the third time, explained by Senator Gladwell, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Spencer	Steele	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Bramble	Poulton	Stephenson
Suazo			

H.B. 365 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 384, UTAH OLYMPIC LAW ENFORCEMENT COMMANDER AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Peterson
Poulton	Spencer	Steele	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Blackham	Bramble	Mayne	Stephenson
Suazo			

H.B. 384 was signed by the President of the Senate in open session and returned to the House.

* * *

H.C.R. 8, RESOLUTION ENCOURAGING UTAH COMMUNITIES TO PARTICIPATE IN NATURE–SAFE UTAH, was read the third time, explained by Senator Walker, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Buttars	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Spencer	Steele	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Blackham	Bramble	Davis	Poulton
Stephenson	Suazo		

H.C.R. 8 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 386, UTAH HOUSING FINANCE AGENCY AMENDMENTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Mayne	Poulton	Suazo
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H.B. 386 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 335, MECHANICS' LIENS AMENDMENT, was read the third time, explained by Senator Valentine.

On motion of Senator Valentine, the bill was amended as follows:

- 1. Page 3, Line 81:
Delete "letter of credit"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Blackham	Hillyard	Suazo
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2nd Sub. H.B. 335, as amended, was returned to the House.

* * *

3rd Sub. H.B. 376, CONCEALED WEAPON PERMIT HOLDERS, was read the third time.

On motion of Senator Bramble, the bill was circled.

SECOND READING CALENDAR

H.B. 125, EIGHT HOUR WORK DAY AMENDMENTS, was read the second time. Senator Waddoups explained the bill. Senators Mayne, Peterson, Dmitrich, Hillyard, Ron Allen, Stephenson commented.

On motion of Senator Waddoups, under suspension of the rules, **H.B. 125, EIGHT HOUR WORK DAY AMENDMENTS**, was read the second and third times. The bill passed on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Bramble	Eastman	Gladwell
Hellewell	Hickman	Hillyard	Knudson
Poulton	Spencer	Steele	Stephenson
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	R. Allen	Buttars	Davis
Dmitrich	Evans	Hale	Jenkins
Julander	Mayne	Peterson	Suazo
Waddoups			

H.B. 125 was signed by the President in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The House requests the return of **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, for correction.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Evans. **S.B. 2** was returned to the House.

* * *

On motion of Senator Walker, and at 10:30 a.m., the Senate sauntered.

The Senate was called to order at 11:00 a.m., with President Mansell presiding.

ADVISE AND CONSENT

Sandy Tenney read the communications from Governor Michael O. Leavitt dated February 13 and 14, 2001, containing proposed appointments to various positions within state government.

Mr. President: February 13, 2001

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

DEPARTMENT OF COMMERCE

Ted Boyer appointed as the Executive Director of the Department of Commerce. Section 13-1-3, Utah Code Annotated 1953, as amended.

STATE ENGINEER

Robert L. Morgan reappointed as the State Engineer for a term to expire March 1, 2005. Section 73-2-1, Utah Code Annotated 1953, as amended.

CHIEF INFORMATION OFFICER

Phillip J. Windley appointed as the Chief Information Officer. Section 63D-1-301, Utah Code Annotated 1953, as amended.

PUBLIC SERVICE COMMISSION

Ric Campbell appointed as a member of the Public Service Commission for a term to expire March 1, 2007. Section 54-1-1.5, Utah Code Annotated 1953, as amended.

GRAND COUNTY WATER CONSERVANCY DISTRICT

Rex Tanner appointed to fill the unexpired term of Ned Dalton on the Grand County Water Conservancy District Board of Directors, a term to expire January 7, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

LABOR COMMISSION APPEALS BOARD

Patricia Smith Drawe reappointed as a member of the Labor Commission Appeals Board for a term to expire March 1, 2007. Section 34A-1-205, Utah Code Annotated 1953, as amended.

UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL

Leon PoVey appointed to fill the unexpired term of James O. Mason on the Utah Substance Abuse and Anti-violence Coordinating Council, a term to expire May 1, 2002. Section 63-25a-201, Utah Code Annotated 1953, as amended.

UNIVERSITY OF UTAH BOARD OF TRUSTEES

Roger Boyer appointed to fill the unexpired term of David Buhler on the University of Utah Board of Trustees, a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

UTAH VALLEY STATE COLLEGE BOARD OF TRUSTEES

Dan Campbell appointed to fill the unexpired term of Corrine Hill on the Utah Valley State College Board of Trustees, a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

WEBER STATE UNIVERSITY BOARD OF TRUSTEES

Jean Bickmore White appointed to fill the unexpired term of Diana Cortez on the Weber State University Board of Trustees, a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

COLLEGE OF EASTERN UTAH BOARD OF TRUSTEES

Tracy Jeffs appointed to fill the unexpired term of W. Mackae Potter on the College of Eastern Utah Board of Trustees, a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

TRANSPORTATION COMMISSION

James Grey Larkin reappointed as a member of the Transportation Commission for a term to expire April 1, 2007. Section 63-49-10, Utah Code Annotated 1953, as amended.

Kenneth L. Warnick reappointed as a member of the Transportation Commission for a term to expire April 1, 2007. Section 63-49-10, Utah Code Annotated 1953, as amended.

Jan C. Wells reappointed as a member of the Transportation Commission for a term to expire April 1, 2007. Section 63-49-10, Utah Code Annotated 1953, as amended.

WILDLIFE BOARD

Paul Niemeyer appointed to fill the unexpired term of Rick Danvir on the Wildlife Board, a term to expire August 15, 2003. Section 23-14-2, Utah Code Annotated 1953, as amended.

BOARD OF OIL, GAS AND MINING

Stephanie Cartwright reappointed as a member of the Board of Oil, Gas and Mining for a term to expire March 1, 2005. Section 40-6-4, Utah Code Annotated 1953, as amended.

Allan Mashburn reappointed as a member of the Board of Oil, Gas and Mining for a term to expire March 1, 2005. Section 40-6-4, Utah Code Annotated 1953, as amended.

Robert J. Bayer appointed as a member of the Board of Oil, Gas and Mining for a term to expire March 1, 2005. Section 40-6-4, Utah Code Annotated 1953, as amended.

Kent R. Petersen appointed as a member of the Board of Oil, Gas and Mining for a term to expire March 1, 2005. Section 40-6-4, Utah Code Annotated 1953, as amended.

WATER QUALITY BOARD

Robert G. Adams reappointed as a member of the Water Quality Board for a term to expire March 1, 2005. Section 19-5-103, Utah Code Annotated 1953, as amended.

John R. Cushing reappointed as a member of the Water Quality Board for a term to expire March 1, 2005. Section 19-5-103, Utah Code Annotated 1953, as amended.

Neil K. Kochenour reappointed as a member of the Water Quality Board for a term to expire March 1, 2005. Section 19-5-103, Utah Code Annotated 1953, as amended.

J. Ann Wechsler reappointed as a member of the Water Quality Board for a term to expire March 1, 2005. Section 19-5-103, Utah Code Annotated 1953, as amended.

Williams R. Williams reappointed as a member of the Water Quality Board for a term to expire March 1, 2005. Section 19-5-103, Utah Code Annotated 1953, as amended.

YOUTH PAROLE AUTHORITY

Kathy G. Peterson appointed as a full time member to fill the unexpired term of Tyrone J. Aranda on the Youth Parole Authority, a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Ferris Groll appointed as a pro tempore member to fill the unexpired term of Kathy Peterson on the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

AIR QUALITY BOARD

Karl F. Brooks reappointed as a member of the Air Quality Board for a term to expire March 1, 2005. Section 19-2-103, Utah Code Annotated 1953, as amended.

Richard R. Olson reappointed as a member of the Air Quality Board for a term to expire March 1, 2005. Section 19-2-103, Utah Code Annotated 1953, as amended.

Wayne M. Samuelson reappointed as a member of the Air Quality Board for a term to expire March 1, 2005. Section 19-2-103, Utah Code Annotated 1953, as amended.

Jeffrey Utley appointed as a member of the Air Quality Board for a term to begin May 8, 2001, and expire March 1, 2005. Section 19-2-103, Utah Code Annotated 1953, as amended.

James Horrocks appointed as a member of the Air Quality Board for a term to begin May 8, 2001, and expire March 1, 2005. Section 19-2-103, Utah Code Annotated 1953, as amended.

BOARD OF THE UTAH GEOLOGICAL SURVEY

Craig V. Nelson reappointed as a member of the Board of the Utah Geological Survey for a term to expire March 1, 2005. Section 63-73-3, Utah Code Annotated 1953, as amended.

Ronald Bruhn appointed as a member of the Board of the Utah Geological Survey for a term to expire March 1, 2005. Section 63-73-3, Utah Code Annotated 1953, as amended.

Geoffrey C. Bedell appointed as a member of the Board of the Utah Geological Survey for a term to expire March 1, 2005. Section 63-73-3, Utah Code Annotated 1953, as amended.

Steve Church appointed as a member of the Board of the Utah Geological Survey for a term to expire March 1, 2005. Section 63-73-3, Utah Code Annotated 1953, as amended.

QUALITY GROWTH COMMISSION

Shauna Kerr appointed to fill the unexpired term of R. Lee Allen on the Quality Growth Commission, a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Jerry Stevenson appointed to fill the unexpired term of Shauna Kerr on the Quality Growth Commission, a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Kenneth Ashby appointed to fill the unexpired term of Leland Hogan on the Quality Growth Commission, a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

BOARD OF BUSINESS AND ECONOMIC DEVELOPMENT

Richard R. Nelson appointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2005. Section 9-2-203, Utah Code Annotated 1953, as amended.

Kenneth M. Woolley appointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2005. Section 9-2-203, Utah Code Annotated 1953, as amended.

Ed Ekstrom appointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2005. Section 9-2-203, Utah Code Annotated 1953, as amended.

Shelli Gardner appointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2005. Section 9-2-203, Utah Code Annotated 1953, as amended.

Bill Boyle appointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2005. Section 9-2-203, Utah Code Annotated 1953, as amended.

Thank you for your timely confirmation of the above appointments

Michael O. Leavitt
Governor

* * *

Mr. President: February 14, 2001

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

BOARD OF BUSINESS AND ECONOMIC DEVELOPMENT

Karen L. Alvey reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2005. Section 9-2-203, Utah Code Annotated 1953, as amended.

Barbara Zimonja reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2005. Section 9-2-203, Utah Code Annotated 1953, as amended.

Thank you for your timely confirmation of the above appointments

Michael O. Leavitt
Governor

* * *

On motion of Senator Poulton, the Senate, pursuant to Section 67-1-2 of the Utah Code, voted to waive the 15-day requirement on the submittal dated February 14, 2001, for purposes of acting on gubernatorial nominees.

On motion of Senator Valentine, the Senate voted to consent to the Governor's appointments as listed on his communications dated February 13 and February 14, 2001, as read by Sandy Tenney. The motion passed on the following roll call vote:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hickman

Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Stephenson	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Hellewell	Steele	Suazo
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COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 28, 2001

The Speaker of the House has appointed a Conference Committee consisting of Representatives Throckmorton, Lockhart, and Bourdeaux to meet with a like committee from the Senate to consider or amend **H.B. 267**, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, by Representative M. Throckmorton; and

The House passed, as amended, **S.B. 224**, DAMAGE TO UNDERGROUND UTILITY FACILITIES, by Senator B. Wright, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communications filed. On motion of Senator Wright, the Senate voted to concur in the House amendments to **S.B. 224**, DAMAGE TO UNDERGROUND UTILITY FACILITIES. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.**Voting in the affirmative were:** Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Hale	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Evans	Gladwell	Hellewell	Stephenson
Suazo			

S.B. 224 was returned to the House.

* * *

Mr. President:

February 28, 2001

The House passed, as amended, **S.B. 256**, TRANSPORTATION AMENDMENTS, by Senator P. Knudson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Knudson, the bill was placed on the Concurrence Calendar.

SECOND READING CALENDAR

On motion of Senator Blackham, the circle was removed from **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS ACT II, and it was before the Senate.

On motion of Senator Blackham, the bill was amended as follows:

- 1. Page 18, Line 638:

Delete "at Utah Valley State College" and insert "in Utah County"

Senator Davis made a motion to amend. The motion failed on a voice vote. Senator Blackham explained the bill. Senators Spencer, Hickman, and Ed Allen commented.

On motion of Senator Blackham, under suspension of the rules, **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS ACT II, was read the second and third times. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

Hale Julander

Absent or not voting were: Senators

Evans Suazo

S.B. 3, as amended, was returned to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Poulton, the circle was removed from **1st Sub. H.B. 273**, EDUCATION PROTECTION FUNDING PROGRAM. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

Blackham	Julander	Mayne	Suazo
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1st Sub. H.B. 273 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, the circle was removed from **1st Sub. H.B. 356**, STATE INSPECTIONS OF HOSPITALS AND HEALTH CLINICS. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Walker
Mansell			

Absent or not voting were: Senators

Blackham

Evans

Suazo

Wright

1st Sub. H.B. 356 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Waddoups, the circle was removed from **1st Sub. H.B. 86, GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE.**

On motion of Senator Waddoups, the following substitute bill replaced the original bill.

GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE

2nd Sub. H.B. 86

Chad Bennion

THIS ACT CREATES THE GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE. THIS ACT PROVIDES FOR THE MEMBERSHIP OF THE TASK FORCE, TASK FORCE CHAIRS, COMPENSATION OF TASK FORCE MEMBERS, TASK FORCE DUTIES AND RESPONSIBILITIES, THE TASK FORCE MEETING SCHEDULE, TASK FORCE REPORTING REQUIREMENTS, AND STAFF SUPPORT. THE ACT REQUIRES THE TASK FORCE TO FOLLOW INTERIM RULES. THE ACT APPROPRIATES A TOTAL OF \$120,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000–01 TO THE SENATE, THE HOUSE OF REPRESENTATIVES, AND THE OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL TO FUND THE TWO–YEAR TASK FORCE. THIS ACT IS REPEALED NOVEMBER 30, 2002.

On motion of Senator Knudson, the bill was amended as follows:

1. Page 1, Line 22:
Delete: “five” and insert “seven”
2. Page 1, Line 23:
Delete: “three” and insert “four”
3. Page 1, Line 24:
Delete: “ten” and insert “eight”
4. Page 1, Line 25:
Delete: “seven” and “six”

On motion of Senator Hillyard, the bill was amended as follows:

5. Page 1, Line 22:
Delete: "seven" and insert "five"
6. Page 1, Line 24:
Delete: "eight" and insert "seven"

On motion of Senator Waddoups, the bill was circled.

* * *

On motion of Senator Bramble, the circle was removed from **3rd Sub. H.B. 376, CONCEALED WEAPON PERMIT HOLDERS – RECOGNITION.**

On motion of Senator Bramble, the bill was amended as follows:

1. Page 2, Line 35:
House Floor
Amendments 2–23–2001:
Reinstate line 35
2. Page 2, Lines 35a and 35b:
House Floor
Amendments 2–23–2001:
Delete all of lines 35a and 35b

On motion of Senator Spencer, the bill was amended as follows:

3. Page 2, Line 35b
House Floor
Amendments 2–23–2001:
After line 35b insert:
“(3) (a) Notwithstanding Subsection (2) a concealed firearm permit issued by another state or county is only valid in this state for 60 consecutive days.
(b) In order to carry a concealed firearm, a person that remains in the state for longer than 60 consecutive days shall obtain a permit pursuant to Section 53–5–704.”

Senators Steele, Waddoups, Julander, Peterson, and Jenkins commented and the bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hellewell	Hickman
Jenkins	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Walker	Mansell

Voting in the negative were: Senators

Hale Julander

Absent or not voting were: Senators

Hillyard Suazo Wright

3rd Sub. H.B. 376, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The House adopted the corrected Joint Conference Committee Report dated February 28, 2001, and passed **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed.

JOINT CONFERENCE COMMITTEE REPORT

Mr. President: February 28, 2001

The Joint Conference Committee comprised of Sens. Beverly Evans, David L. Gladwell, and Mike Dmitrich, and Reps. Gerry A. Adair, David L. Hogue, and Gary F. Cox, recommends **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, with the following amendments:

1. Adopt the lilac amendments dated 2–23–2001 on pages 1, 4, 4a, and 4b.
2. Page 4a, Line 114s:
Lilac copy dated 2–23–2001
After “Prison to” bracket “a private” and insert “an”
and after “constructing” bracket “a”
3. Page 4a, Line 114t:
Lilac copy dated 2–23–2001

Bracket “waste” and after “~~sorting~~” insert a close bracket and insert “recycling” and reinsert “and transfer” delete “recycling” and bracket “facility” and insert “facilities”

4. Page 4a, Line 114v:
Lilac copy dated 2–23–2001
After “(i) the” bracket “private”
5. Page 4a, Line 114w:
Lilac copy dated 2–23–2001
After “lease with the” bracket “private”
6. Page 4a, Line 114z:
Lilac copy dated 2–23–2001
After “(v) the” bracket “private”
7. Page 4a, Line 114af:
Lilac copy dated 2–23–2001
After “(viii) the” bracket “private”
8. Page 4a, Line 114ah:
Lilac copy dated 2–23–2001
After “(ix) the” bracket “private”

Senator Evans moved to approve the corrected conference committee report. The motion passed on voice vote. On motion of Senator Evans, under suspension of the rules, **S.B. 2** passed on the following roll call vote:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

E. Allen	Hickman	Spencer	Suazo
Valentine	Wright		

S.B. 2, as amended, was returned to the House.

On motion of Senator Waddoups, the Senate voted to waive the 24-hour rule for all bills considered today.

* * *

On motion of Senator Poulton, **H.B. 155** was lifted from Rules and placed at the bottom of the Second Reading Calendar

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 253**, 2001 SPECIAL HIGHWAY GENERAL OBLIGATION BONDS, and it was before the Senate.

On motion of Senator Poulton, the following substitute bill replaced the original bill.

UTAH STATE FAIRPARK STUDY

1st Sub. S.B. 253

L. Steven Poulton

THIS ACT ENACTS NEW MATERIAL DIRECTING THE GOVERNOR TO FORM A COMMITTEE TO STUDY THE USE OF LAND AND FACILITIES AT THE UTAH STATE FAIRPARK. THIS ACT ESTABLISHES THE MEMBERSHIP OF THE COMMITTEE AND DEFINES THE COMMITTEE'S RESPONSIBILITIES. THIS ACT REQUIRES THE COMMITTEE TO REPORT TO THE NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT INTERIM COMMITTEE, THE GOVERNOR, AND THE STATE FAIR BOARD BY NOVEMBER 30, 2001. THIS ACT TAKES EFFECT IMMEDIATELY. THIS ACT IS REPEALED JANUARY 1, 2002.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Poulton, **2nd Sub. H.B. 305** was moved to the top of the Second Reading Calendar.

On motion of Senator Poulton, the following substitute bill replaced the original bill.

JUDGING LIEN AMENDMENTS

3rd Sub. H.B. 305

Thomas V. Hatch

THIS ACT MODIFIES PROVISIONS OF THE UTAH CODE RELATED TO JUDGMENT LIENS. THE ACT PROVIDES THAT A JUDGMENT OR AN

ABSTRACT OF A JUDGMENT CONSTITUTES A LIEN WHEN IT IS RECORDED IN THE OFFICE OF THE COUNTY RECORDER. THE ACT EXEMPTS STATE AGENCIES FROM THE RECORDING REQUIREMENT. THE ACT OUTLINES REQUIREMENTS FOR DOCUMENTS PRESENTED FOR RECORDING IN THE OFFICE OF THE COUNTY RECORDER. THE ACT DESIGNATES THE DURATION OF A JUDGMENT RECORDED IN THE OFFICE OF THE COUNTY RECORDER. THE ACT REQUIRES THAT A JUDGMENT RECORDED IN THE OFFICE OF THE COUNTY RECORDER THAT BECOMES A LIEN ON THE REAL PROPERTY OF A JUDGMENT DEBTOR SHALL BE ENTERED IN THE APPROPRIATE INDEX IN THE OFFICE OF THE COUNTY RECORDER. THE ACT MODIFIES PROVISIONS RELATED TO THE FILING OF JUDGMENTS IN THE REGISTRY OF JUDGMENTS. THE ACT MODIFIES PROVISIONS RELATED TO FOREIGN JUDGMENT LIENS. THE ACT ALSO MAKES TECHNICAL CORRECTIONS. THIS ACT PROVIDES AN EFFECTIVE DATE. THIS ACT PROVIDES A COORDINATION CLAUSE.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Poulton **H.B. 155** was moved to the top of the Second Reading Calendar.

On motion of Senator Poulton, the following substitute bill replaced the original bill.

ANNEXATION AMENDMENTS

1st Sub. H.B. 155

Marda Dillree

THIS ACT MODIFIES PROVISIONS OF THE UTAH MUNICIPAL CODE RELATING TO MUNICIPAL ANNEXATIONS. THE ACT ESTABLISHES AN ANNEXATION PROCEDURE FOR COUNTIES OF THE SECOND, THIRD, FOURTH, FIFTH, AND SIXTH CLASSES THAT IS DIFFERENT FROM THAT FOR COUNTIES OF THE FIRST CLASS. THE ACT REQUIRES MUNICIPALITIES WITHIN COUNTIES OF THE SECOND, THIRD, FOURTH, FIFTH, AND SIXTH CLASSES TO ADOPT AN ANNEXATION POLICY PLAN BEFORE FUTURE ANNEXATIONS AFTER A CERTAIN DATE MAY OCCUR. THE ACT ELIMINATES THE FEASIBILITY STUDY REQUIREMENT FOR ANNEXATIONS OF AREAS IN A COUNTY OF THE SECOND, THIRD, FOURTH, FIFTH, AND SIXTH CLASSES. THE ACT ALLOWS AN OWNER OF NONFEDERAL PUBLIC PROPERTY TO FILE AN

ANNEXATION PETITION. THE ACT RESTRICTS ANNEXATIONS FROM TAKING PLACE IN COUNTIES OF THE FIRST CLASS FOR A SPECIFIED PERIOD, WITH CERTAIN EXCEPTIONS. THE ACT ENACTS UNCODIFIED MATERIAL THAT REQUIRES FIRST CLASS COUNTIES AND CITIES WITHIN FIRST CLASS COUNTIES TO PREPARE A PLAN FOR ANNEXATIONS WITHIN THE COUNTY AND TO SUBMIT THE PLAN TO THE LEGISLATIVE MANAGEMENT COMMITTEE. THE ACT ALSO MAKES TECHNICAL CHANGES.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Poulton, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 28, 2001

The Speaker of the House has signed **2nd Sub. S.B. 23**, SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS, by Senator D. Gladwell, and it is transmitted for the signature of the President; and

The House passed, **S.B. 85**, PUBLIC SAFETY RETIREMENT EXCEPTION, by Senator B. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 153**, KINSHIP PLACEMENT FOR FOSTER CHILDREN, by Senator B. Wright, and it is transmitted for the signature of the President; and

The House passed, **S.B. 159**, PUBLIC ACCESS TO BUDGETS AND FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES, by Senator H. Stephenson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **4th Sub. S.B. 166**, MOBILE HOME PARK RESIDENCY AMENDMENTS, by Senator D. Eastman, and it is transmitted for the signature of the President; and

The House passed, **S.B. 208**, GOVERNMENTAL IMMUNITY FOR TRANSPORTING PERSONS FROM REMOTE OR INACCESSIBLE AREAS, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 213**, TAXATION OF TELEPHONE CORPORATIONS, by Senator C. Bramble, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 222**, NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD'S REMOVAL, by Senator P. Hellewell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 224**, DAMAGE TO UNDERGROUND UTILITY FACILITIES, by Senator B. Wright, and it is transmitted for the signature of the President; and

The House passed, **S.B. 226**, PROPERTY TAX – NOTICE OF APPEALS, by Senator S. Jenkins, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 234**, SALES AND USE TAX – BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 263**, AMENDMENTS TO DUTIES OF COUNTY EXECUTIVE, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. S.B. 23**, **S.B. 85**, **S.B. 153**, **S.B. 159**, **4th Sub. S.B. 166**, **S.B. 208**, **S.B. 213**, **2nd Sub. S.B. 222**, **S.B. 224**, **S.B. 226**, **1st Sub. S.B. 234**, and **S.B. 263** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 28, 2001

The House concurred in the Senate amendments and passed **1st Sub. H.B. 12**, PROVISION FOR LEGAL RELINQUISHMENT OF A NEWBORN, by Representative P. Arent, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 157**, CONSUMER PROTECTION FROM LOTTERY ADVERTISEMENTS, by Representative S. Clark, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 287**, PUBLIC TRANSIT TAX AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 322**, DOMESTIC TERRORISM OF COMMERCIAL ENTERPRISES, by Representative G. Adair, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 335**, MECHANICS' LIENS AMENDMENTS, by Representative K. Garn, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 349**, UNIFORM PROBATE CODE – POWER OF ATTORNEY AMENDMENTS, by Representative P. Jones, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.J.R. 16**, MASTER STUDY RESOLUTION, by Representative K. Garn, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **1st Sub. H.B. 12**, **H.B. 157**, **1st Sub. H.B. 287**, **H.B. 322**, **2nd Sub. H.B. 335**, **H.B. 349**, and **H.J.R. 16** were signed by the President of the Senate in open session and returned to the House.

JOINT CONFERENCE COMMITTEE REPORT

Mr. President:

February 28, 2001

The Joint Conference Committee comprised of Sens. Stephenson, Poulton, and Bramble, and Reps. Dillree, Styler, and King, recommends **2nd Sub. H.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative M. Dillree, be replaced and favorably recommends **3rd Sub. H.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS.

On motion of Senator Stephenson, the committee report was adopted on the following roll call vote

Yeas, 21; Nays, 6; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Hillyard
Jenkins	Knudson	Mayne	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Hale
Julander	Peterson		

Absent or not voting were: Senators

Dmitrich	Hickman
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Senator Steele declared a conflict of interest.

3rd Sub. H.B. 3 was returned to the House.

JOINT CONFERENCE COMMITTEE REPORT

Mr. President:

February 28, 2001

The Joint Conference Committee comprised of Sens. L. Steven Poulton, Paula Julander, and Terry Spencer, and Reps. Matt Throckmorton, Rebecca Lockhart, and Duane E. Bourdeaux, recommends **H.B. 267**, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, by Representative M. Throckmorton, be replaced and favorably recommends **1st Sub. H.B. 267**, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE.

Senator Poulton, Senate Chair
Representative Throckmorton, House Chair

On motion of Senator Poulton, the conference committee report was adopted. Senator Poulton explained the substitute bill and the bill passed on the following roll call vote:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Voting in the negative was: Senator
E. Allen

Absent or not voting were: Senators
Dmitrich Hickman

1st Sub. H.B. 267 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001
The House has rejected **2nd Sub. S.B. 186**, PAYMENT OF WAGES AMENDMENTS, by Senator P. Suazo, and it is transmitted for filing.
Carole E. Peterson, Chief Clerk

THIRD READING CALENDAR

On motion of Senator Hillyard, the circle was removed from **2nd Sub. H.B. 86**, GOVERNMENT REVENUE AND TAX SYSTEM TAX FORCE.

On motion of Senator Knudson, the Senate voted to rescind from the amendments made earlier today by Senators Knudson and Hillyard.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 13:
Delete "\$120,000" and insert "\$108,000"
2. Page 1, Line 21:
Delete "15" and insert "12"
3. Page 1, Line 24:
Delete "ten" and insert "seven"
4. Page 1, Line 25:
Delete "seven" and insert "four"
5. Page 1, Line 97:
Delete "\$40,000" and insert "\$28,000"

The bill passed on the following roll call:

Yeas, 23; Nays, 6; Absent, 0.

Voting in the affirmative were: Senators
E. Allen Blackham Bramble Buttars
Davis Eastman Gladwell Hale

Hellewell	Hickman	Jenkins	Knudson
Mayne	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

R. Allen	Dmitrich	Evans	Hillyard
Julander	Peterson		

2nd Sub. H.B. 86, as amended, was returned to the House.

On motion of Senator Blackham the Senate moved to the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator Knudson, the Senate voted to concur in the House amendments to **S.B. 256**, TRANSPORTATION AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Suazo	Valentine
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S.B. 256 was returned to the House.

SECOND READING CALENDAR

1st Sub. H.B. 337, GOVERNMENT LAW AMENDMENTS, was read the second time.

On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Bramble, under suspension of the rules, **1st Sub. H.B. 354**, PROPERTY TAX RELIEF AMENDMENTS, was read the second and third times. Senator Walker commented and the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Buttars	Jenkins	Julander
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1st Sub. H.B. 354 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Hickman, under suspension of the rules, **2nd Sub. H.B. 370, HAZARDOUS WASTE AMENDMENTS**, was read the second and third times.

On motion of Senator Hickman, the bill was amended as follows:

1. Page 6, Line 162:
Delete "\$200,000" and insert "\$1,000,000"
2. Page 13, Line 370:
Delete "10 cents" and insert "\$2.00"

Senator Ed Allen proposed a substitute amendment and the motion failed.

Senator Hickman explained the bill. Senators Ron Allen, Hellewell, and Ed Allen commented. The bill failed on the following roll call:

Yeas, 8; Nays, 20; Absent, 1.

Voting in the affirmative were: Senators

Buttars	Eastman	Evans	Hickman
Hillyard	Knudson	Mayne	Poulton

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Gladwell	Hale	Hellewell

Jenkins	Julander	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Bramble

2nd Sub. H.B. 370, as amended, was returned to the House for filing.

* * *

On motion of Senator Steele, the circle was removed from **1st Sub. H.B. 155**, ANNEXATION AMENDMENTS, and it was before the Senate.

On motion of Senator Steele, the bill was amended as follows:

1. Page 15, Line 459:
Delete "5%" and reinstate "10%"
- 2.. Page 16, Line 464:
Delete "10%" and insert "20%"

On motion of Senator Steele, under suspension of the rules, **1st Sub. H.B. 155**, ANNEXATION AMENDMENTS, was read the second and third times. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Bramble

1st Sub. H.B. 155, as amended, was returned to the House.

* * *

On motion of Senator Poulton, the circle was removed from **1st Sub. S.B. 253**, UTAH STATE FAIRPARK STUDY, and it was before the Senate.

On motion of Senator Suazo, the bill was amended as follows:

- 1. Page 1, Line 16::
After "composed of" delete "ten" and insert "11"
- 2. Page 2, Line 31:
After "Farmer's Union;" delete "and"
- 3. Page 2, Line 32:
After "at large members" delete the period and insert "; and
(h) one member of the Utah Fairpark Community Council, from
nominations made by the Utah Fairpark Community Council."

On motion of Senator Poulton, under suspension of the rules, **1st Sub. S.B. 253**, UTAH STATE FAIRPARK STUDY, was considered read the first, second, and third times.

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Evans

1st Sub. S.B. 253, as amended, was returned to the House.

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Senator Ed Allen motioned to lift **1st Sub. H.B. 66** from Rules. Senator Allen abandoned his motion.

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On motion of Senator Buttars, a bill file regarding motor vehicle safety inspections was authorized to be opened.

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On motion of Senator Hillyard, the circle was removed from **1st Sub. H.B. 337, GOVERNMENTAL LAW AMENDMENTS**, and was considered read the second and third times and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator
Steele

1st Sub. H.B. 337 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The House adopted the Joint Conference Committee Report dated February 28, 2001, and passed **1st Sub. S.B. 70, REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS**, by Senator H. Stephenson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed.

JOINT CONFERENCE COMMITTEE REPORT

Mr. President: February 27, 2001

The Joint Conference Committee comprised of Sens. Howard Stephenson, Terry Spencer, and Gene Davis, and Reps. Stephen Clark, David Cox, and Trisha Beck, recommends **S.B. 70 REDEVELOPMENT AGENCY TAX INCREMENT FRO SCHOOL DISTRICTS**, by Senator H. Stephenson, et al, be replaced and favorably recommends **1st Sub. S.B. 70, REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS**.

On motion of Senator Stephenson, the committee report was adopted and passed on the following roll call vote:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative were: Senators

E. Allen Jenkins

COMMUNICATION FROM THE HOUSE

Mr. President: February 28, 2001

The House adopted the Joint Conference Committee Report dated February 28, 2001, and passed **1st Sub. S.B. 187, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS**, by Senator B. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed.

JOINT CONFERENCE COMMITTEE REPORT

Mr. President: February 28, 2001

The Joint Conference Committee comprised of Sens. Beverly Evans, Terry Spencer, and Ron Allen, and Reps. Gordon E. Snow, Margaret Dayton, and Patrice M. Arent, recommends **S.B. 187, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS**, by Senator B. Evans, be replaced and favorably recommends **1st Sub. S.B. 187, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS**.

On motion of Senator Evans, the Joint Conference Committee report was adopted.

1st Sub. S.B. 187, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS, was before the Senate. Senator explained the bill. Senator Ron Allen commented. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich
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Absent or not voting were: Senators

E. Allen	Knudson
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1st Sub. S.B. 187 was returned to the House.

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On motion of Senator Dmitrich, the Senate voted to recall **S.B. 8** from the House.

THIRD READING CALENDAR

On motion of Senator Poulton, the circle was removed from **3rd Sub. H.B. 305, JUDGMENT LIEN AMENDMENTS**. Senators Spencer, Hillyard, and Valentine commented.

On motion of Senator Valentine, the bill was amended as follows:

1. Page 6, Line 177:
Delete "September 1, 2001" and insert "July 1, 2002"
2. Page 7, Line 206:
Delete "September 1, 2001" and insert "July 1, 2002"
3. Page 8, Line 234:
Delete "September 1, 2001" and insert "July 1, 2002"
4. Page 9, Line 250:
Delete "September 1, 2001" and insert "July 1, 2002"
5. Page 9, Line 263:
Delete "September 1, 2001" and insert "July 1, 2002"

On motion of Senator Poulton, under suspension of the rules, **3rd Sub. H.B. 305**, JUDGMENT LIEN AMENDMENTS, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars Mayne

3rd Sub. H.B. 305, as amended, was returned to the House.

INTRODUCTION OF BILL

MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS

S.B. 277

D. Chris Buttars

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY AUTHORIZING A SAFETY INSPECTION APPRENTICESHIP PROGRAM FOR HIGH SCHOOLS, BEGINNING ON JANUARY 1, 2002. THIS ACT AMENDS THE FREQUENCY FOR THE SAFETY INSPECTION OF VEHICLES AND INCREASES THE AUTHORIZED SAFETY INSPECTION FEES. THIS ACT TAKES EFFECT ON JULY 1, 2001, was read for the first time and referred to the Rules Committee.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 28, 2001

The House adopted the Joint Conference Committee Report dated February 28, 2001 and passed **3rd Sub. H.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Representative M. Dillree, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **3rd Sub. H.B. 3** was signed by the President of the Senate in open session and returned to the House

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Mr. President:

February 28, 2001

The House adopted the Joint Conference Committee Report dated February 28, 2001 and passed **1st Sub. H.B. 267**, ENHANCEMENT OF PUBLIC EDUCATION TASK FORCE, by Representative M. Throckmorton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **1st Sub. H.B. 267** was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President:

February 28, 2001

The Speaker of the House has signed **S.B. 2**, 2001 GENERAL OBLIGATION BOND AND CAPITAL FACILITIES AUTHORIZATIONS, by Senator B. Evans, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **S.B. 2** was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

On motion of Senator Valentine, **H.C.R. 6**, RESOLUTION APPROVING WASTE DISPOSAL, was read the second time. Senator Valentine explained the bill. Senators Steele, Dmitrich, Jenkins, and Waddoups commented.

On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Blackham, the circle was removed from **1st Sub. H.B. 34**, APPLIED TECHNOLOGY EDUCATION GOVERNANCE. Senator Wright explained the bill.

On motion of Senator Blackham, the following substitute bill replaced the original bill.

APPLIED TECHNOLOGY EDUCATION GOVERNANCE

5th Sub. H.B. 34

Martin Stephens

THIS ACT ESTABLISHES A NEW APPLIED TECHNOLOGY EDUCATION GOVERNANCE STRUCTURE FOR UTAH. THIS ACT

ESTABLISHES THE BOARD OF REGENTS AS THE ULTIMATE GOVERNING AUTHORITY FOR POST-SECONDARY APPLIED TECHNOLOGY EDUCATION IN UTAH. THIS ACT ESTABLISHES A UTAH COLLEGE OF APPLIED TECHNOLOGY AND ESTABLISHES REGIONAL APPLIED TECHNOLOGY COLLEGES IN UTAH, ESTABLISHES THEIR GOVERNANCE STRUCTURE, AND DEFINES THEIR POWERS AND DUTIES. THIS ACT ESTABLISHES A UTAH COLLEGE OF APPLIED TECHNOLOGY BOARD OF TRUSTEES, ESTABLISHES ITS MEMBERSHIP AND MEETING REQUIREMENTS, AND DEFINES ITS POWERS AND DUTIES. THIS ACT ESTABLISHES REGIONAL APPLIED TECHNOLOGY COLLEGES WITHIN CERTAIN EXISTING HIGHER EDUCATION INSTITUTIONS AND ESTABLISHES THEIR GOVERNANCE STRUCTURE AND DEFINES THEIR POWERS AND DUTIES. THIS ACT ALSO MAKES TECHNICAL AND CONFORMING CHANGES TO OTHER SECTIONS OF THE UTAH CODE TO MAKE THOSE SECTIONS CONSISTENT AND IN CONFORMITY WITH THE SUBSTANTIVE PROVISIONS OF THIS ACT. THIS ACT REPEALS SUPERSEDED SECTIONS. THIS ACT TRANSFERS \$40,487,700 OF APPROPRIATED BUDGETS FROM THE STATE BOARD OF EDUCATION, THE STATE BOARD OF APPLIED TECHNOLOGY EDUCATION, AND THE UTAH SYSTEM OF HIGHER EDUCATION TO THE APPLIED TECHNOLOGY COLLEGES CREATED BY THIS ACT. THIS ACT ESTABLISHES FUNDING GUIDELINES GOVERNING FUTURE LEGISLATIVE APPROPRIATIONS. THIS ACT PROVIDES NEW ONGOING APPROPRIATIONS IN THE TOTAL AMOUNT OF \$3,609,700 AND NEW ONE-TIME APPROPRIATION IN THE TOTAL AMOUNT OF \$2,000,000 FOR THE SUPPORT OF APPLIED TECHNOLOGY EDUCATION. THIS BILL TAKES EFFECT JULY 1, 2001. THIS ACT PROVIDES A COORDINATION CLAUSE.

Senators Blackham, Wright, Hillyard, Gladwell, Hickman, Evans, Ed Allen, and Ron Allen, Steele commented

On motion of Senator Steele, the bill was amended as follows:

1. Page 6, Line 173:

After "secondary students" insert ", including fee waivers."

On motion of Senator Blackham, under suspension of the rules, **5th Sub. H.B. 34, APPLIED TECHNOLOGY EDUCATION GOVERNANCE**, was considered read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Voting in the negative was: Senator
Hillyard

Absent or not voting was: Senator
Bramble

5th Sub. H.B. 34, as amended, was returned to the House.

* * *

On motion of Senator Waddoups, **S.B. 277** was lifted from Rules and placed at the top of the Second Reading Calendar.

* * *

On motion of Senator Suazo, and at 4:15 p.m., the Senate sauntered.

The Senate was called to order at 4:40 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The Speaker of the House has signed **1st Sub. S.B. 70**, REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 256**, TRANSPORTATION AMENDMENTS, by Senator P. Knudson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **1st Sub. S.B. 70** and **S.B. 256** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 28, 2001

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 376**, CONCEALED WEAPON PERMIT HOLDERS – RECOGNITION, by

Representative G. Donnelson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **3rd Sub. H.B. 376** was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

On motion of Senator Buttars, under suspension of the rules, **S.B. 277**, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, was read the second and third times. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

E. Allen	Bramble	Hickman	Stephenson
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S.B. 277 was transmitted to the House.

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On motion of Senator Eastman, under suspension of the rules, **H.B. 281**, INDIVIDUAL INCOME TAX – CONTRIBUTION FOR EDUCATION, was read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

Bramble Buttars Hillyard

H.B. 281 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 314, ELECTION CODE – MILITARY OVERSEAS BALLOT PROCEDURES**, was read the second and third times and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator

Bramble

H.B. 314, as amended, was returned to the House.

* * *

On motion of Senator Valentine, the Senate voted to reconsider its action on **2nd Sub. H.B. 370**.

On motion of Senator Valentine, the Senate moved **2nd Sub. H.B. 370** to the top of the Second Reading Calendar

On motion of Senator Valentine, under suspension of the rules, **2nd Sub. H.B. 370, HAZARDOUS WASTE AMENDMENT**, was read the second and third time.

On motion of Senator Ed Allen, the bill was amended as follows:

1. Page 6, Line 162:
Delete “\$200,000” and insert “\$400,000”

On motion of Senator Hickman, the bill was amended as follows:

- 2. Page 13, Line 370:
Delete“\$2.00” and insert “10 cents”

Senators Hickman, Mayne and Ron Allen commented and the bill passed on the following roll call:

Yeas, 15; Nays, 14; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Eastman	Evans	Gladwell	Hickman
Jenkins	Knudson	Poulton	Spencer
Valentine	Walker	Mansell	

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	Hale
Hellewell	Hillyard	Julander	Mayne
Peterson	Steele	Stephenson	Suazo
Waddoups	Wright		

2nd Sub. H.B. 370, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The House passed, as amended, **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS II, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Blackham, the Senate refused to concur in the House amendments.

On motion of Senator Blackham, the House was asked to rescind from their amendments to **S.B. 3**. The motion passed on a voice vote. **S.B. 3** was returned to the House.

* * *

Mr. President: February 28, 2001

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 86**, GOVERNMENT REVENUE AND TAX SYSTEM TASK FORCE, by Representative C. Bennion, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 155**, ANNEXATION AMENDMENTS, by Representative M. Dillree, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 162**, MOTOR FUEL MARKETING ACT, by Representative D. Ure, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 305**, JUDGMENT LIEN AMENDMENTS, by Representative T. Hatch, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 86**, **1st Sub. H.B. 155**, **1st Sub. H.B. 162**, and **3rd Sub. H.B. 305** were signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 174**, FINE ARTS CURRICULUM AMENDMENTS, was read the second and third times. Senator Steele explained the bill. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

H.B. 174 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Hickman, under suspension of the rules, **H.B. 295**, ELECTRONIC PROXY VOTING FOR CORPORATIONS, was read the second and third times. Senator Hickman explained the bill. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars Spencer

H.B. 295 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Poulton the following bills were lifted from Rules and placed at the bottom of the Second Reading Calendar: **H.B. 172**, **H.B. 373**, and **H.J.R. 14**.

On motion of Senator Poulton **H.J.R. 14** was moved to the top of the Second Reading Calendar.

* * *

On motion of Senator Dmitrich, the Senate voted to reconsider its action on **S.B. 8**.

On motion of Senator Dmitrich, the Senate voted to move **S.B. 8** to the top of the Second Reading Calendar

On motion of Senator Dmitrich, the bill was circled.

* * *

Senator Ed Allen made the motion to have **1st Sub. H.B. 66** lifted from Rules. The motion failed on the following roll call vote:

Yeas, 12; Nays, 16; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Jenkins	Julander	Mayne
Peterson	Stephenson	Suazo	Mansell

Voting in the negative were: Senators

Blackham	Bramble	Buttars	Eastman
Evans	Gladwell	Hellewell	Hillyard
Knudson	Poulton	Spencer	Steele
Valentine	Waddoups	Walker	Wright

Absent or not voting was: Senator

Hickman

* * *

On motion of Senator Peterson, under suspension of the rules, **H.B. 332**, POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR, was read the second and third times.

On motion of Senator Eastman, the bill was circled.

* * *

On motion of Senator Walker, under suspension of the rules, **H.B. 306**, NURSE TRAINING GRANT PROGRAM, was read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Eastman	Evans
Gladwell	Hale	Hellewell	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker

Voting in the negative were: Senators

Wright Mansell

Absent or not voting were: Senators

Dmitrich Hickman Spencer

H.B. 306 was signed by the President of the Senate in open session and returned to the House.

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H.B. 139, CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES, was read the second time.

On motion of Senator Mayne, the bill was circled.

* * *

H.B. 188, JUVENILE COURTS – RIGHTS OF PARTIES, was read the second time.

On motion of Senator Wright, the bill was circled.

* * *

Senator Evans asked leave of the body to change her vote from “no” to “yes” on **H.B. 306**. Her request was granted by voice vote.

* * *

On motion of Senator Blackham, under suspension of the rules, **1st Sub. H.J.R. 14, RESOLUTION SUPPORTING BEAVER COUNTIES EXPANSION OF CORRECTIONAL FACILITIES**, was read the first, second and third times and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting was: Senator Suazo

1st Sub. H.J.R. 14 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Valentine, the circle was removed from **H.C.R. 6, RESOLUTION ON APPROVING WASTE DISPOSAL**. Senators Jenkins and Dmitrich commented. On motion of Senator Valentine, under suspension of the rules, **H.C.R. 6** was read for the second and third times. The bill failed on the following roll call:

Yeas, 12; Nays, 16; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Bramble	Buttars	Gladwell
Hellewell	Hillyard	Jenkins	Stephenson
Valentine	Walker	Wright	Mansell

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Eastman	Evans	Hale	Hickman
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Suazo	Waddoups

Absent or not voting was: Senator
Spencer

H.C.R. 6 was returned to the House for filing.

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On motion of Senator Buttars, the circle was removed from **H.B. 139, CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES.**

On motion of Senator Buttars, the following substitute bill replaced the original bill.

CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES

2nd Sub. H.B. 139

Wayne A. Harper

THIS ACT MODIFIES PROVISIONS OF THE UTAH MUNICIPAL CODE RELATING TO CITIES AND TOWNS. THE ACT MODIFIES PROVISIONS RELATING TO THE DIRECTION, CONTROL, AND SUPERVISION OF A CHIEF OF POLICE OR MARSHAL IN A THIRD CLASS CITY OR TOWN AND THEIR APPOINTMENT OF ASSISTANTS. THE ACT REVISES MUNICIPAL CLASSIFICATIONS AND ADJUSTS CERTAIN CITY AND TOWN BUDGETARY PROCEDURAL REQUIREMENTS TO BE MORE CONSISTENT WITH EACH OTHER. THE ACT MODIFIES CIVIL SERVICE COMMISSION PROVISIONS. THE ACT ESTABLISHES EXISTING FORMS OF GOVERNMENT FOR FIRST, SECOND, AND THIRD CLASS CITIES AND TOWNS AS OPTIONAL FORMS FOR ALL CLASSES OF MUNICIPALITIES. THE ACT ALSO MAKES TECHNICAL CHANGES.

On motion of Senator Buttars, the bill was circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The House refused to concur with the Senate Amendments to **5th Sub. H.B. 34, APPLIED TECHNOLOGY EDUCATION GOVERNANCE**, by Representative M. Stephens, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Blackham, the Senate voted to refuse to recede from its amendments to **5th Sub. H.B. 34**. President Mansell appointed a conference committee consisting of Senators Blackham, Evans, and Ron Allen to meet with a like committee from the House.

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On motion of Senator Hale, under suspension of the rules, **1st Sub. H.C.R. 10, RESOLUTION ON HOUSING PRESERVATION**, was read the second and third times. Senator Waddoups commented and the bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Knudson	Mayne
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Buttars	Julander
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1st Sub. H.C.R. 10 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The Speaker of the House has signed **1st Sub. S.B. 187, PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS**, by Senator B. Evans, and it is transmitted for the signature of the President; and

The House passed, **S.B. 238**, FISCAL YEAR FOR UTAH COMPREHENSIVE HEALTH INSURANCE POOL, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 6**, RESOLUTION URGING AVAILABILITY OF TRANSPLANT ORGANS THROUGH COMMUNITY PLEDGE PROGRAMS, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 8**, RESOLUTION ON RENT MORATORIUM DURING THE OLYMPICS, by Senator R. Allen, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **1st Sub. S.B. 187, S.B. 238, S.C.R. 6, and S.J.R. 8** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

THIRD READING CALENDAR

On motion of Senator Hickman, under suspension of the rules, **H.B. 151**, OLENE WALKER HOUSING TRUST FUND AMENDMENT, was read the third time.

On motion of Senator Walker, the bill was amended as follows:

- 1. Page 7, Line 191:
 After line 191 insert
“(4) The board shall submit an annual written report accounting for expenditures authorized by the board and evaluating the effectiveness of the program to the Business, Labor, and Economic Development Interim Committee before December 1 of each year.”

Senators Hillyard and Davis commented and the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hellewell	Hickman
Hillyard	Julander	Knudson	Mayne

Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

E. Allen	Jenkins	Poulton
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H.B. 151, as amended, was returned to the House.

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On motion of Senator Stephenson, under suspension of the rules, **1st Sub. H.B. 145**, READING ACHIEVEMENT IN ELEMENTARY SCHOOLS – KINDERGARTEN THROUGH GRADE THREE, was read the second and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Walker	Wright	Mansell	

Absent or not voting were: Senators

Jenkins	Valentine
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1st Sub. H.B. 145 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Steele, under suspension of the rules, **H.B. 288**, INDOOR CLEAN AIR ACT AMENDMENTS, was read the second and third times. Senators Blackham, Hickman, Stephenson, Evans commented and the bill failed on the following roll call:

Yeas, 10; Nays, 17; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Hale	Hellewell	Hillyard
Julander	Peterson	Spencer	Steele
Valentine	Waddoups		

Voting in the negative were: Senators

R. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hickman	Knudson	Poulton
Stephenson	Suazo	Walker	Wright
Mansell			

Absent or not voting were: Senators

Jenkins	Mayne
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H.B. 288 was returned to the House for filing.

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On motion of Senator Poulton, and at 6:00 p.m., the Senate recessed until 7:00 p.m.

EVENING SESSION

The Senate was called to order at 7:10 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The Speaker of the House has appointed a Conference Committee consisting of Representatives Stephens, Buffmire and Buttars to meet with a like committee from the Senate to consider or amend **5th Sub. H.B. 34**, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, by Representative M. Stephens.

Carole E. Peterson, Chief Clerk

Communication filed.

SECOND READING CALENDAR

On motion of Senator Valentine, under suspension of the rules, **H.B. 112**, PREVENTION OF RETALIATORY LAWSUITS, was read the second and third times.

On motion of Senator Valentine, the bill was amended as follows:

1. Page 2, Line 57
House Committee Amendments
2-2-2001:
After "possible" insert "with the moving party proving by clear and

convincing evidence that the primary reason for the filing of the complaint was to interfere with the First Amendments rights of the defendant”

- 2. Page 3, Line 73
Senate Committee Amendments
2-22-2001:
After “damages” delete “, including treble actual damages.”

Senators Jenkins, Spencer, Hillyard, and Buttars commented and the bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Wright
Mansell			

Absent or not voting were: Senators

R. Allen	Blackham	Evans	Mayne
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H.B. 112, as amended, was returned to the House.

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1st Sub. H.B. 331, EMERGENCY MEDICAL SERVICES AMENDMENTS, was read the second time.

On motion of Senator Davis, the bill was circled.

* * *

On motion of Senator Waddoups, under suspension of the rules, **H.B. 340, PUBLIC SAFETY OFFICERS EDUCATION REQUIREMENTS**, was read the second and third times and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale

Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright	Mansell		

Absent or not voting were: Senators

R. Allen	Blackham	Evans
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H.B. 340 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Spencer, the circle was removed from **H.B. 188**, JUVENILE COURTS – RIGHTS OF PARTIES. Senators Hillyard, Buttars, and Gladwell commented.

On motion of Senator Gladwell, the Senate voted to strike the enacting clause on **H.B. 188**.

* * *

Senator Peterson made a motion to uncircle **H.B. 332**. The motion failed on a voice vote.

* * *

H.B. 255, INTERLOCAL COOPERATIVE ENTITIES RELATED TO NATURAL GAS, was read the second time.

On motion of Senator Dmitrich, the bill was circled.

* * *

On motion of Senator Valentine, under suspension of the rules, **1st Sub. H.B. 310**, STATE BOARDS AND COMMISSIONS AMENDMENTS, was read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hale	Hellewell

Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Evans
Spencer			

1st Sub. H.B. 310 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hellewell, under suspension of the rules, **1st Sub. H.B. 325, OWNER BUILDER SELLING HOME**, was read the second and third times. Senators Hillyard and Jenkins commented and the bill passed on the following roll call:

Yeas, 21; Nays, 3; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Mayne
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker
Mansell			

Voting in the negative were: Senators

Hillyard	Knudson	Wright
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Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Evans
Spencer			

1st Sub. H.B. 325 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 28, 2001

The House passed, **1st Sub. S.B. 276, WORKERS' COMPENSATION COVERAGE FOR PUBLIC SAFETY WORKERS DURING THE OLYMPICS**,

by Senator B. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 13**, JOINT RESOLUTION ENCOURAGING USE OF STATE PROPERTY FOR FILMING, by Senator D. Gladwell, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. S.B. 276** and **S.J.R 13** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President:

February 28, 2001

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 370**, HAZARDOUS WASTE AMENDMENT, by Representative J. Alexander, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **2nd Sub. H.B. 370** was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

On motion of Senator Valentine, under suspension of the rules, **H.C.R. 11**, RESOLUTION URGING FEDERAL FUNDING TO FIGHT GRASSHOPPERS, was read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Davis	Dmitrich	Eastman	Gladwell
Hale	Hellewell	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Evans	Hickman	Poulton
Spencer			

H.C.R. 11 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Buttars, the circle was removed from **2nd Sub. H.B. 139, CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES**. Senators Jenkins and Walker commented.

On motion of Senator Buttars, under suspension of the rules, **2nd Sub. H.B. 139, CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES**, was read the second and third times and passed on the following roll call:

Yeas, 21; Nays, 4; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Bramble	Buttars
Davis	Dmitrich	Eastman	Evans
Gladwell	Hale	Hickman	Julander
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker			

Voting in the negative were: Senators

Hellewell	Jenkins	Knudson	Wright
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Absent or not voting were: Senators

Blackham	Hillyard	Spencer	Mansell
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2nd Sub. H.B. 139, as substituted, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

The House concurred in the Senate amendments and passed **H.B. 151, OLENE WALKER HOUSING TRUST FUND AMENDMENT**, by Representative C. Bennion, and it is transmitted for the signature of the President.

The House concurred in the Senate amendments and passed **H.B. 314, ELECTION CODE – MILITARY OVERSEAS BALLOT PROCEDURES**, by Representative M. Throckmorton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 151** and **H.B. 314** were signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Bramble the Senate voted to recall **1st Sub. S.B. 174** from enrolling for the purpose of an amendment.

SECOND READING CALENDAR

On motion of Senator Ron Allen, the circle was removed from **1st Sub. H.B. 331, EMERGENCY MEDICAL SERVICES AMENDMENTS**, and under suspension of the rules, was read the second and third times and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

Buttars	Gladwell	Hillyard	Spencer
Suazo			

1st Sub. H.B. 331 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Waddoups, under suspension of the rules, **1st Sub. H.B. 379, HOMEOWNERS' ASSOCIATION FINE AUTHORIZATION**, was read the second and third times and passed on the following roll call:

Yeas, 19; Nays, 3; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hale	Hellewell
Hickman	Hillyard	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Valentine	Waddoups	Walker	

Voting in the negative were: Senators

Bramble	Stephenson	Mansell
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Absent or not voting were: Senators

R. Allen	Blackham	Evans	Jenkins
Spencer	Suazo	Wright	

1st Sub. H.B. 379 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Knudson, under suspension of the rules, **2nd Sub. H.B. 170, PRESCRIBING PSYCHIATRIC DRUGS OR MEDICATION**, was read the second and third times and explained by Senator Knudson. Senator Davis commented and the bill passed on the following roll call:

Yeas, 18; Nays, 4; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Eastman
Gladwell	Hellewell	Hickman	Hillyard
Jenkins	Julander	Knudson	Mayne
Peterson	Poulton	Steele	Stephenson
Valentine	Waddoups		

Voting in the negative were: Senators

Davis	Dmitrich	Hale	Suazo
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Absent or not voting were: Senators

R. Allen	Blackham	Evans	Spencer
Walker	Wright	Mansell	

2nd Sub. H.B. 170, as amended, was returned to the House.

* * *

On motion of Senator Gladwell, under suspension of the rules, **1st Sub. H.B. 132, ALTERNATIVE DISPUTE RESOLUTION**, was read the second and third times. Senators Hickman, Bramble, Stephenson, Hillyard, and Jenkins commented and the bill passed on the following roll call:

Yeas, 19; Nays, 5; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Walker	

Voting in the negative were: Senators

Hickman Hillyard Spencer Valentine
Waddoups

Absent or not voting were: Senators

R. Allen Blackham Evans Wright
Mansell

1st Sub. H.B. 132, as amended, was returned to the House.

* * *

On motion of Senator Bramble, the Senate voted to reconsider its action on **1st Sub. S.B. 174**.

On motion of Senator Bramble, **1st Sub. S.B. 174** was placed on the Third Reading Calendar.

On motion of Senator Bramble, under suspension of the rules, the Senate voted to move to Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. S.B. 174, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING, was before the Senate.

On motion of Senator Bramble, the bill was amended as follows:

1. Page 1, Line 8:
Delete “2002” and insert “2001” and delete “2007” and insert “2004”
2. Page 1, Line 9:
Delete “a” and insert “the”
3. Page 1, Line 14:
Delete “for the definitional section”
4. Page 22, Line 666:
Delete “2002” and insert “2001” and delete “2007” and insert “2004”
5. Page 22, Line 671:
Delete “2002” and insert “2001” and delete “2003” and insert “2002”
6. Page 22, Line 673:
Delete “2003” and insert “2002” and delete “2004” and insert “2003”

- 7. Page 22, Line 675:
Delete "2004" and insert "2003" and delete "2007" and insert "2004"
- 8. Page 23, Line 707:
Delete "Section 59-12-102" and insert "This act"

Senator Bramble explained the bill. Senator Hickman commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	

Absent or not voting were: Senators

R. Allen	Blackham	Evans	Spencer
Wright	Mansell		

1st Sub. S.B. 174 was returned to the House.

SECOND READING CALENDAR

On motion of Senator Walker, under suspension of the rules, **H.B. 373, AMENDMENTS TO STATE PROCESSES – PORNOGRAPHY OMBUDSMAN**, was read the second and third times and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	

Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Evans
Wright	Mansell		

H.B. 373 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 28, 2001

The House passed, as amended, **2nd Sub. S.B. 81**, PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE, by Senator T. Spencer, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Spencer, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 81**, PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Suazo	Valentine	Walker

Voting in the negative were: Senators

Steele	Stephenson	Waddoups
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Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Evans
Wright	Mansell		

2nd Sub. S.B. 81 was returned to the House.

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On motion of Senator Poulton, the Senate voted to lift from Rules the following bills and placed them on the Second Reading Calendar: **H.B. 313**, **H.B. 369**, and **1st Sub. H.B. 350**.

* * *

On motion of Senator Stephenson, the Senate voted to reconsider its action on **1st Sub. H.B. 132**.

On motion of Senator Stephenson the Senate moved to place **1st Sub. H.B. 132** at the top of the Second Reading Calendar.

On motion of Senator Hillyard, **1st Sub. H.B. 132**, ALTERNATIVE DISPUTE RESOLUTION, was before the Senate.

On motion of Senator Hillyard, the bill was amended as follows:

- 1. Page 2, Line 47:
Delete “.” and insert “only with the consent of all the interested parties.”

The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	

Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Evans
Wright	Mansell		

1st Sub. H.B. 132, as amended, was returned to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, the Senate voted to move to Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Poulton, the Senate voted to return **1st Sub. H.B. 350** to Rules.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The House passed, as amended, **2nd Sub. S.B. 168**, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Blackham, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 168**, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 3; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	Bramble	Buttars
Eastman	Evans	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Walker			

Voting in the negative were: Senators

Gladwell	Stephenson	Waddoups
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Absent or not voting were: Senators

R. Allen	Davis	Dmitrich	Wright
Mansell			

2nd Sub. S.B. 168 was returned to the House

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Mr. President: February 28, 2001

The House passed, upon reconsideration, as amended, **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS II, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Blackham, the bill was placed on the Concurrence Calendar and circled.

* * *

Senator Knudson made the motion to recall **H.C.R. 6**. The motion failed on the following roll call vote:

Yeas, 11; Nays, 12; Absent, 6.

Voting in the affirmative were: Senators

Buttars	Eastman	Gladwell	Hellewell
Hillyard	Jenkins	Knudson	Stephenson
Valentine	Waddoups	Wright	

Voting in the negative were: Senators

E. Allen	Davis	Dmitrich	Evans
Hale	Hickman	Julander	Mayne
Peterson	Steele	Suazo	Walker

Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Poulton
Spencer	Mansell		

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The House concurred in the Senate amendments and passed **H.B. 112**, PREVENTION OF RETALIATORY LAWSUITS, by Representative R. Lockhart, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 139**, CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES, by Representative W. Harper, and it is transmitted for the signature of the President.
Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 112** and **2nd Sub. H.B. 139** were signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

On motion of Senator Hillyard, under suspension of the rules, **H.B. 313**, PROPERTY TAX RELIEF, was read the second and third times and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	Buttars	Davis	Dmitrich
Eastman	Evans	Gladwell	Hale
Hellewell	Hickman	Hillyard	Jenkins
Julander	Knudson	Mayne	Peterson
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker		

Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Poulton
Spencer	Wright	Mansell	

H.B. 313 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Bramble, under suspension of the rules, **H.B. 369**, COUNTY ELECTION AMENDMENTS, was read the second and third times. Senator Hillyard explained the bill. Senators Mayne and Steele commented and the bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Evans	Gladwell
Hale	Hellewell	Hickman	Jenkins
Julander	Knudson	Mayne	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Walker

Absent or not voting were: Senators

R. Allen	Blackham	Hillyard	Wright
Mansell			

H.B. 369 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton the following bills were lifted from Rules and placed on the Second Reading Calendar: **H.B. 318** and **H.B. 130**.

* * *

On motion of Senator Poulton, under suspension of the rules, **H.B. 318, WILDLIFE RESOURCES – LICENSE SUSPENSION PROCESS**, was read the second and third times and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Walker	Wright	

Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Buttars
Hillyard	Mansell		

H.B. 318 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Davis, under suspension of the rules, **H.B. 130, EXEMPTION FOR DOMESTIC WORKERS FOR PERSONS ELIGIBLE FOR STATE AND FEDERAL PROGRAMS**, was read the second and third times and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	Davis	Dmitrich	Eastman
Gladwell	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Walker
Wright			

Absent or not voting were: Senators

R. Allen	Blackham	Bramble	Buttars
Evans	Spencer	Steele	Mansell

H.B. 130 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, and at 9:10 p.m., the Senate sauntered.

The Senate was called to order at 10:00 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2001

The Speaker of the House has signed **2nd Sub. S.B. 81**, PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE, by Senator T. Spencer, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 206**, TASK FORCE ON IMPLEMENTATION OF WATER FLUORIDATION, by Senator L.S. Poulton, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. S.B. 81** and **1st Sub. S.B. 206** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 28, 2001

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 170**, PRESCRIBING PSYCHIATRIC DRUGS OR MEDICATION, by Representative M. Throckmorton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **2nd Sub. H.B. 170** was signed by the President of the Senate in open session and returned to the House

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The House requests the return of **5th Sub. H.B. 34**, APPLIED TECHNOLOGY EDUCATION GOVERNANCE, by Representative M. Stephens, for reconsideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Poulton, the Senate voted to return **5th Sub. H.B. 34** to the House.

* * *

On motion of Senator Poulton, and at 10:10 p.m., the Senate sauntered.

The Senate was called to order at 11:11 p.m., with President Mansell presiding.

COMMUNICATIONS FROM THE HOUSE

The House concurred in the Senate amendments and passed **1st Sub. H.B. 132**, ALTERNATIVE DISPUTE RESOLUTION, by Representative R. Becker, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communication filed. **1st Sub. H.B. 132** was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President:

February 28, 2001

The Speaker of the House has signed **2nd Sub. S.B. 168**, CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 174**, SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR FABRICATING OR PROCESSING MATERIALS, by Senator C. Bramble, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 241**, SPECIAL DISTRICT AMENDMENTS, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. S.B. 168**, **1st Sub. S.B. 174**, and **1st Sub. S.B. 241** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 28, 2001

The House passed, as amended, **S.B. 121, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE**, by Senator P. Knudson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Knudson, the Senate voted to concur in the House amendments to **S.B. 121, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE**. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Bramble	Buttars	Davis	Dmitrich
Eastman	Gladwell	Hale	Hellewell
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Walker	Mansell		

Absent or not voting were: Senators

E. Allen	R. Allen	Blackham	Evans
Hickman	Suazo	Wright	

S.B. 121 was returned to the House.

* * *

Mr. President: February 28, 2001

The House substituted, amended, and passed, **2nd Sub. S.B. 198, HIGH-LEVEL NUCLEAR WASTE PREVENTION STUDY**, by Senator T. Spencer, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Spencer, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 198, HIGH-LEVEL NUCLEAR WASTE PREVENTION STUDY**. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Mansell	

Absent or not voting were: Senators

R. Allen	Blackham	Evans	Hickman
Suazo	Wright		

2nd Sub. S.B. 198 was returned to the House.

* * *

Mr. President:

February 28, 2001

The House passed, as amended, **1st Sub. S.B. 253**, UTAH STATE FAIRPARK STUDY, by Senator L.S. Poulton, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Poulton, the Senate voted to concur in the House amendments to **1st Sub. S.B. 253**, UTAH STATE FAIRPARK STUDY. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Bramble	Buttars	Davis
Dmitrich	Eastman	Gladwell	Hale
Hellewell	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Walker	Wright	Mansell

Absent or not voting were: Senators

R. Allen	Blackham	Evans	Hickman
Suazo			

1st Sub. S.B. 253 was returned to the House.

* * *

Mr. President:

February 28, 2001

The House has rejected **1st Sub. S.B. 251** PROHIBITING EMPLOYMENT OF RELATIVES – AMENDMENTS by Lyle Hillyard, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communication filed.

* * *

On motion of Senator Poulton, and at 11:24 p.m., the Senate sauntered.

The Senate was called to order at 11:57 p.m., with President Mansell presiding.

CONCURRENCE CALENDAR

On motion of Senator Blackham, the circle was removed from **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS II, and it was before the Senate.

On motion of Senator Blackham, the Senate voted to concur in the House amendments to **S.B. 3**, SUPPLEMENTAL APPROPRIATIONS II. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 7; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Davis	Dmitrich	Eastman	Evans
Gladwell	Hellewell	Hillyard	Jenkins
Knudson	Mayne	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Walker	Wright		

Voting in the negative were: Senators

Buttars	Hale	Hickman	Julander
Peterson	Stephenson	Mansell	

S.B. 3 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President:

February 28, 2001

The Speaker of the House has signed **S.B. 121**, ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE, by Senator P. Knudson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 198, HIGH-LEVEL NUCLEAR WASTE PREVENTION STUDY**, by Senator T. Spencer, and it is transmitted for the signature of the President; and.

The Speaker of the House has signed **1st Sub. S.B. 253, UTAH STATE FAIRPARK STUDY**, by Senator L.S. Poulton, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 3, SUPPLEMENTAL APPROPRIATIONS II**, by Senator L. Blackham, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Communications filed. **S.B. 121, 2nd Sub. S.B. 198, 1st Sub. S.B. 253, and S.B. 3** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

On motion of Senator Steven Poulton, the Senate struck the enacting clause on all House bills and resolutions remaining on the Senate Calendar and with the Rules Committee.

On motion of Senator Steven Poulton, the Senate struck the enacting clause on all Senate bills and resolutions remaining on the calendar and with the Rules committee and ordered them filed.

President Al Mansell directed Annette Moore and Sandy Tenney to read, revise, and make minor corrections to the Daily Senate Journals and be responsible for certifying the indexed and bound copy as the accurate record of the proceedings of the 2001 General Session of the Fifty-Fourth Legislature.

President Mansell appointed Senators Terry Spencer, Scott Jenkins, and Ed Allen to wait upon the Governor and ask if he has any further business to bring before the Senate.

President Mansell appointed Senators Parley Hellewell, Chris Buttars, and Gene Davis to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

On motion of Senator Beverly Evans, the Senate voted to give each member of the Senate staff an additional 16 hours' compensation at the rates established for each employee.

Senator Poulton and Senator Dmitrich expressed appreciation to the opposite party.

Senator Beverly Evans, Chairman of the Employee Committee, asked that all Senate employees stand and receive the thanks of the senators. She also expressed thanks to all the legislative employees serving in the Office of Legislative Research and General Counsel, Fiscal Analyst, Auditor General, and to the employees in Legislative Printing.

Senator Evans also expressed appreciation to the Senate interns for the exceptional work they have done throughout the session.

President Mansell expressed appreciation to Senator Leonard Blackham for his excellent service as Appropriations Chairman and to Senator John Hickman for his service as Appropriations Vice-Chairman.

Senator Hellewell reported the House has been notified that the business of the Senate has concluded and the Senate is ready to adjourn sine die.

Senator Spencer reported that his committee, with a like committee from the House of Representatives had notified the Governor. The Governor asked that the committee convey to each house that he has no further business to bring before the legislature but that he would like to speak before each house prior to their adjournment sine die.

Governor Leavitt made closing remarks and expressed appreciation to the Senate.

On motion of Senator Poulton, and at 12:00 midnight, the Senate adjourned sine die.

**SENATE STRUCK ENACTING CLAUSE
(HOUSE BILLS AND RESOLUTIONS)**

Mr. President:

February 28, 2001

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:

- | | |
|------------------------|---|
| H.B. 6 | STANDARDS FOR ILLEGAL DRUG LAB
DECONTAMINATION – A. Lamont Tyler |
| H.B. 47 | APPROPRIATION FOR LONG-TERM
PROFESSIONAL DEVELOPMENT PROGRAMS FOR
DISABILITY SERVICE – David L. Hogue |
| 2nd Sub H.B. 48 | CREATION OF SCHOOL DISTRICTS – David N. Cox |

- 1st Sub H.B. 53** OLD IRON TOWN STATE PARK –
Delmar Bud Bowman
- 1st Sub H.B. 57** TRAFFIC OFFENSE ADJUDICATION AMENDMENTS
– Brent H. Goodfellow
- 1st Sub H.B. 66** LOBBYIST DISCLOSURE AND REGULATION ACT
AMENDMENTS – Ron Bigelow
- H.B. 67** PROTECTION OF SPORTS OFFICIALS FROM
VIOLENT ABUSE – David L. Hogue
- H.B. 80** TEACHER TRANSFERS – Mike Thompson
- H.B. 93** EXPUNGEMENT OF CERTAIN FELONY RECORDS –
Neal B. Hendrickson
- 1st Sub H.B. 102** MODIFICATIONS OF SCHOOL CHOICE PROGRAM –
Afton B. Bradshaw
- H.B. 127** INDIVIDUAL INCOME TAX DEDUCTION FOR NET
CAPITAL GAIN – James A. Ferrin
- H.B. 128** FUNDING OF EXTENSION PROJECTS AND
FACILITIES – Ben C. Ferry
- 1st Sub H.B. 140** HEALTH CLAIMS PROCESSING AND HEALTH
CLAIMS AUDITING ACT – Chad E. Bennion
- H.B. 141** MOTORBOAT DRIVERS LICENSING
REQUIREMENTS – Loraine T. Pace
- 2nd Sub H.B. 142** ADDRESSING PHYSICAL FITNESS AND
NUTRITION IN PUBLIC EDUCATION –
Carl R. Saunders
- H.B. 152** STUDY ON PROPERTY TAX RELIEF FOR THE
ELDERLY – Trisha S. Beck
- H.B. 153** PENALTY FOR MISUSE OF LAWFUL SUBSTANCES
– David L. Hogue
- 1st Sub H.B. 175** VOTER IDENTIFICATION REQUIREMENTS –
Rebecca D. Lockhart
- 3rd Sub H.B. 178** PENALTIES FOR UNDER AGE POSSESSION OF
TOBACCO – Carl R. Saunders
- H.B. 188** JUVENILE COURTS – RIGHTS OF PARTIES –
Mike Thompson
- 1st Sub H.B. 210** RETIREMENT OF PUBLIC SAFETY OFFICIALS –
Ron Bigelow
- H.B. 219** TASK FORCE ON FAMILY CONFLICT RESOLUTION
A. Lamont Tyler
- H.B. 255** INTERLOCAL COOPERATIVE ENTITIES RELATED
TO NATURAL GAS – Darin G. Peterson

- 2nd Sub H.B. 264** GUN SAFETY LAW AMENDMENTS –
Mike Thompson
- 1st Sub H.B. 266** RESTORATION OF RIGHT TO BEAR ARMS –
Matt Throckmorton
- H.B. 280** STATE CAPITOL ART PLACEMENT COMMISSION
AMENDMENTS – Richard M. Siddoway
- H.B. 284** INDIVIDUAL INCOME TAX – ELIMINATING
MARRIAGE TAX PENALTIES – Wayne A. Harper
- H.B. 286** CORPORATE FRANCHISE AND INCOME TAX AND
INDIVIDUAL INCOME TAX CREDITS – HISTORIC
BUILDING REHABILITATION – Chad E. Bennion
- H.B. 290** TOBACCO PREVENTION FUNDING – Karen Morgan
- 1st Sub H.B. 298** WORKERS' COMPENSATION BENEFITS TO
VOLUNTEER SAFETY OFFICERS – Neil A. Hansen
- H.B. 332** POLITICAL FUNDRAISING RESTRICTIONS ON
GOVERNOR AND LEGISLATORS – Neil A. Hansen
- 1st Sub H.B. 333** SALES AND USE TAX EXEMPTION FOR SALES OF
UNSORTED MERCHANDISE – Greg J. Curtis
- H.B. 334** INDIVIDUAL INCOME TAX AND CORPORATE
FRANCHISE AND INCOME TAX – ENERGY SAVING
SYSTEMS CREDITS – A. Lamont Tyler
- H.B. 341** NONCUSTODIAL VISITATION SURVEY –
Bryan D. Holladay
- H.B. 347** STATE EARNED INCOME TAX CREDIT –
Jackie Biskupski
- 1st Sub H.B. 350** CLASSIFICATION OF STATE EMPLOYEES FOR
INSURANCE PURPOSES – Jack A. Seitz
- H.B. 359** RETIREMENT SYSTEM COST-OF-LIVING
ADJUSTMENT – A. Lamont Tyler
- 1st Sub H.B. 371** BAIL BOND AMENDMENT – Stephen H. Urquhart
- 2nd Sub H.B. 377** SALVAGE VEHICLE AMENDMENTS –
David L. Hogue
- 2nd Sub H.B. 383** GOVERNMENT AMENDMENTS REGARDING
CONSTABLE SERVICES – Glenn L. Way

H.C.R. 2 RESOLUTION URGING SCHOOL BOARDS TO KEEP
 MEDIA RESOURCES A PRIORITY – A. Lamont Tyler
 Annette B. Moore
 Secretary of the Senate

Report filed.

**HOUSE STRUCK ENACTING CLAUSE
 (SENATE BILLS AND RESOLUTIONS)**

Mr. President: February 28, 2001

I am directed to inform the Utah State Senate that the House Committee on Rules has struck the enacting clause on the following Senate Bills and Resolutions:

- 3rd Sub. S.B. 27** Individual Income Tax and Corporate Franchise and
Income Tax Credits for Mining Establishments
(Howard H. Stephenson)
- S.B. 33** Mental Health Services for Foster and Adopted Children
Task Force (Gene Davis)
- S.B. 37** Hate Crimes Amendments (Pete Suazo)
- 2nd Sub. S.B. 63** Residential Property Tax Exemption – Secondary
Residences (Ed P. Mayne)
- S.B. 67** Sales Tax – Distribution of Olympic Special Revenue
Fund Monies (Michael G. Waddoups)
- S.B. 78** Taxation of Food (Michael G. Waddoups)
- S.B. 103** Attempted Murder Amendments (David L. Gladwell)
- S.B. 124** Education Resource Centers (Beverly Ann Evans)
- S.B. 140** Cultural and Linguistic Competency in Health Care Task
Force (Pete Suazo)
- S.B. 142** Personnel Management Act Revision (Terry R. Spencer)
- S.B. 185** Appropriation for 21st Century Library Initiative
(Beverly Ann Evans)
- S.B. 199** Appropriation Regarding High-Level Nuclear Waste
(Terry R. Spencer)
- 1st Sub. S.B. 252** Amendments to Construction Contracts (Scott K. Jenkins)
- S.B. 258** Governmental Immunity Amendments (Gene Davis)
- S.B. 268** Financial Services Task Force (D. Chris Butters)

S.B. 277 Motor Vehicle Safety Inspection Amendments
(D. Chris Buttars)

Thomas V. Hatch, Chair

Report filed.

* * *

Mr. President: February 28, 2001

The Rules Committee recommends the enacting clause be stricken on the following Senate Bills and Resolutions and that they be filed:

S.B. 8 REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT – Mike Dmitrich
1st Sub S.B. 42 EQUITY IN PRESCRIPTION COVERAGE – Paula F. Julander
S.B. 43 MOBILE HOME PARK RESIDENCY – Millie M. Peterson
S.B. 45 DRIVER LICENSE AMENDMENTS – Millie M. Peterson
1st Sub S.B. 51 WATER RIGHT TRANSFER AMENDMENTS – Leonard M. Blackham
S.B. 54 EDUCATION ROUNDTABLE – D.Chris Buttars
S.B. 55 NONPARTISAN ELECTION COMMISSION – D. Edgar Allen
S.B. 62 OPTIONAL COUNTY AFFORDABLE HOUSING FUNDS ACT – Karen Hale
S.B. 72 LOW-LEVEL RADIOACTIVE WASTE SHIPPING AND DISPOSAL – Bill Wright
S.B. 73 LOCAL OPTION OIL AND GAS SEVERANCE TAX AND RELATED AMENDMENTS – Beverly Ann Evans
S.B. 77 MOBILE HOME PARK RESIDENCY ACT AMENDMENTS – Ed P. Mayne
S.B. 79 OPEN MEETINGS LAW – D. Edgar Allen
S.B. 82 RIGHT TO CARRY WEAPONS – Scott K. Jenkins
S.B. 91 CHILD FIREARM ACCESS PREVENTION AMENDMENTS – Paula F. Julander
S.B. 92 PUBLIC SAFETY RETIREMENT AMENDMENTS – Mike Dmitrich
S.B. 93 REGULATING GIFTS TO LEGISLATORS FROM LOBBYISTS – Millie M. Peterson
S.B. 94 DRIVER LICENSE REPORTING – Millie M. Peterson

- S.B. 107** PURPOSES OF TRANSIENT ROOM TAX –
Leonard M. Blackham
- S.B. 116** REQUIREMENTS TO INCORPORATE A TOWN –
Bill Wright
- S.B. 131** FIREFIGHTER RETIREMENT AMENDMENTS –
Gene Davis
- S.B. 133** AGE DISCRIMINATION IN EMPLOYMENT –
Ed P. Mayne
- S.B. 137** PROCUREMENT CODE REQUIREMENTS OF
HEALTH CARE BENEFITS – Ed P. Mayne
- S.B. 143** MARKETING AND DISTRIBUTION OF
PRESCRIPTION DRUGS – Dan R. Eastman
- S.B. 144** CRIMINAL RESTITUTION CHANGES –
Terry R. Spencer
- 1st Sub S.B. 148** CONSTRUCTION BID LIMIT AMENDMENTS –
Howard A. Stephenson
- S.B. 150** TIME RESTRICTION ON WHEN STATE OFFICIALS
MAY BECOME LOBBYISTS – D. Edgar Allen
- 1st Sub S.B. 155** RETIREMENT BOARD MEMBERSHIP –
David H. Steele
- S.B. 157** VEHICLE SAFETY INSPECTION AMENDMENTS –
D. Chris Buttars
- S.B. 160** COSMETOLOGIST AND BARBER LICENSING ACT
REVISIONS – Beverly Ann Evans
- S.B. 161** REVENUE BOND FOR UTAH STATE FAIR PARK –
Pete Suazo
- S.B. 162** INTEREST ON MORTGAGE LOAN RESERVE
ACCOUNT AMENDMENTS – Terry R. Spencer
- S.B. 163** APPROPRIATION FOR UTAH STATE FAIR
CORPORATION – Pete Suazo
- S.B. 164** AMENDMENTS TO ENGLISH AS THE OFFICIAL
LANGUAGE – Pete Suazo
- S.B. 173** EXTENDED SCHOOL YEAR PROGRAMS –
Bill Wright
- S.B. 177** GOVERNMENT RECORDS ACCESS AND
MANAGEMENT ACT AMENDMENTS –
Terry R. Spencer
- S.B. 178** HEALTH CARE DIRECTIVES – Peter C. Knudson
- S.B. 180** PRESCRIPTION DRUG COVERAGE AND
FORMULARIES – Peter C. Knudson

- S.B. 181** OUTDOOR ADVERTISING STRUCTURES NEAR
POWER LINES – Mike Dmitrich
- S.B. 183** CREDIT UNION ACT AMENDMENTS–
Michael G. Waddoups
- S.B. 184** OPERATION OF NONRESIDENT OWNED
SNOWMOBILE – John W. Hickman
- 2nd Sub S.B. 186** PAYMENT OF WAGES AMENDMENTS – Pete Suazo
- S.B. 188** CREDIT UNION ACT – MEMBER BUSINESS LOANS
– Terry R. Spencer
- S.B. 189** ENERGY AMENDMENTS – Leonard M. Blackham
- S.B. 190** CRIMINAL BACKGROUND CHECKS FOR MENTAL
HEALTH PROVIDERS AND OTHERS –
Leonard M. Blackham
- S.B. 191** BOND TO BE POSTED IN ENVIRONMENTAL
ACTIONS – Leonard M. Blackham
- S.B. 192** REPEAL OF RESIDENCE LIEN RECOVERY FUND –
Parley Hellewell
- S.B. 193** TITLE INSURANCE AMENDMENTS –
Leonard M. Blackham
- S.B. 194** MEDICAL PRACTICE ACT AMENDMENT –
D. Edgar Allen
- S.B. 195** PROPERTY TAX AMENDMENTS – John Valentine
- S.B. 196** BONDING AUTHORITY FOR IRRIGATION
DISTRICTS – David Gladwell
- S.B. 200** REVISIONS REGARDING HIGH LEVEL NUCLEAR
WASTE – Terry R. Spencer
- S.B. 201** SOLIDER HOLLOW LEGACY FUNDING –
Beverly Ann Evans
- S.B. 203** COUNTY RECORDER – RECORDING LAW
AMENDMENTS – Ron Allen
- 1st Sub S.B. 205** PROHIBITION OF JOB ACTIONS BY PUBLIC
SCHOOL EMPLOYEES – David L. Gladwell
- S.B. 207** EFFECTIVE AND CONSISTENT PROSECUTION OF
CRIMINAL BEHAVRIOR STATEWIDE – Ron Allen
- S.B. 209** SALES AND USE TAX – EXEMPTION FOR
MACHINERY OR EQUIPMENT USED IN BOTTLING
– Mike Dmitrich
- S.B. 212** UTAH PAWNBROKING ACT – Gene Davis
- S.B. 214** TAXATION OF MOBILE TELECOMMUNICATIONS
SERVICE AND TASK FORCE ON

- TELECOMMUNICATIONS TAXATION –
Curtis S. Bramble
- S.B. 215** TEACHERS QUALIFICATIONS IN MIDDLE
SCHOOLS – Leonard M. Blackham
- S.B. 216** REIMBURSEMENT OF COSTS FOR
INVESTIGATIONS OF PUBLIC EMPLOYEES –
David L. Gladwell
- S.B. 218** REGISTRATION AND PROTECTION OF
TRADEMARKS –Lyle W. Hillyard
- 4th Sub S.B. 219** CONSTRUCTION CONTRACTS – PROMPT
PAYMENT ACT – Michael G. Waddoups
- S.B. 220** AGRICULTURAL PROTECTION ZONE
AMENDMENTS – Leonard M. Blackham
- S.B. 221** WATER QUALITY BOARD AMENDMENTS –
David L. Gladwell
- S.B. 223** DEFERRED RETIREMENT OPTION PROGRAM –
Gene Davis
- S.B. 227** INDIVIDUAL INCOME TAX CREDIT FOR CERTAIN
– Bill Wright
- S.B. 228** SALES AND USE TAX FOR COMMUNITY
DEVELOPMENT – Pete Suazo
- S.B. 229** WATER COMPANIES AND ASSOCIATIONS VOTING
RIGHTS – Mike Dmitrich
- S.B. 230** WATER COMPANIES AND ASSOCIATIONS
ASSESSMENTS – Mike Dmitrich
- S.B. 231** PROHIBITION OF FIREARMS IN SCHOOLS AND
PLACES OF WORSHIP – Karen Hale
- S.B. 233** INCOME TAX AMENDMENTS – Curtis S. Bramble
- S.B. 235** CREDIT UNION AND ASSOCIATION CONVERSIONS
– Dan Eastman
- S.B. 236** CREDIT UNIONS AND CREDIT ASSOCIATION –
TAXATION – John W. Hickman
- S.B. 239** REVISIONS TO GOVERNMENT OPERATIONS –
Pete Suazo
- S.B. 240** GOVERNMENT OPERATIONS AMENDMENTS –
Pete Suazo
- S.B. 242** HAZARDOUS WASTE FEE ALLOCATION
AMENDMENTS – Ron Allen
- S.B. 243** STATE GOVERNMENT REVISIONS – Mike Dmitrich
- S.B. 244** AMENDMENTS TO UTILITY REGULATION –
D. Edgar Allen

- S.B. 246** INFORMATION TECHNOLOGY TRAINING
INCENTIVE PROGRAM – David H. Steele
- S.B. 247** TAX LAW REVISIONS – John L. Valentine
- S.B. 248** TASK FORCE TO DEVELOP SUBDIVISION AND
PLATTING ACT – Mike Dmitrich
- S.B. 249** FUNDING AMENDMENTS FOR PUBLIC HEALTH –
Ron Allen
- S.B. 250** STATE LAW REVISIONS – John L. Valentine
- 1st Sub S.B. 251** PROHIBITING EMPLOYMENT OF RELATIVES
AMENDMENTS – Lyle W. Hillyard
- 1st Sub S.B. 255** TASK FORCE ON GOVERNMENT REVENUE AND
TAX STRUCTURE – Peter C. Knudson
- S.B. 257** RETIREMENT AMENDMENTS – Gene Davis
- S.B. 259** PUBLIC UTILITY AMENDMENTS – John W. Valentine
- S.B. 260** GROUP INSURANCE PROGRAM ACT
AMENDMENTS – Curtis S. Bramble
- S.B. 261** OVERSIGHT OF WASTE IN ABANDONED MINES –
Peter C. Knudson
- S.B. 262** AMENDMENTS TO OPTIONAL FORMS OF COUNTY
GOVERNMENT – Gene Davis
- S.B. 264** REVISIONS TO RETIREMENT LAW – Gene Davis
- S.B. 265** SICK LEAVE AMENDMENTS – Gene Davis
- S.B. 266** INCOME TAX CREDITS FOR SMALL BUSINESS
LOANS – Michael G. Waddoups
- S.B. 267** YOUTH SERVICES AGENCY – D. Chris Buttars
- S.B. 269** MEDICAL CREDENTIALS OF ATHLETIC/TEAM
PHYSICIAN – Pete Suazo
- S.B. 270** TRANSPORTATION FUNDING AMENDMENTS –
Michael G. Waddoups
- S.B. 271** APPROPRIATION FOR HOMELESS ENDOWMENT –
Pete Suazo
- S.B. 272** RETIREMENT – OPEN WINDOW OPTIONS –
Beverly Ann Evans
- S.B. 273** ELECTION LAW PROCEDURES – D. Edgar Allen
- S.B. 274** PROPERTY TAX – VOTER APPROVAL –
L. Steven Poulton
- S.B. 275** COUNTY TOURISM, RECREATION, CULTURAL,
AND CONVENTION TAX AMENDMENTS –
John L. Valentine
- S.C.R. 1** RESOLUTION DECLARING CONSTITUTIONAL
WEEK – Bill Wright

- S.C.R. 2** ENERGY RESOLUTION – Leonard M. Blackham
- S.J.R. 3** JOINT RESOLUTION AMENDING REVENUE AND TAXATION ARTICLE – EXEMPTIONS – Michael G. Waddoups
- S.J.R. 7** RESOLUTION ADDRESSING STUDY OF CONSUMER CREDIT REPORTING LAWS – Gene Davis
- S.J.R. 9** RESOLUTION URGING A STATUE OF MARRINER S. ECCLES – Howard A. Stephenson
- S.J.R. 12** EFFECTIVE AND CONSISTENT PROSECUTION OF CRIMINAL BEHAVIOR STATEWIDE RESOLUTION – Ron Allen
- S.R. 3** RESOLUTION URGING REQUIREMENT OF BOND TO FILE A BAR COMPLAINT – Terry R. Spencer
- S.R. 4** SENATE RULES RESOLUTION – SUSPENSION OF RULES – D. Edgar Allen

Michael G. Waddoups
Senate Rules Committee Chair

Report filed.

**SUMMARY OF LEGISLATION
2001 GENERAL SESSION**

	House	Senate	Total
Bills Introduced	387	277	664
Bills Passed	220	160	380
Bills Vetoed	2	1	3
Line Items Vetoed	0	0	0
<i>Total Bills Enacted</i>	218	159	377
Joint Resolutions Introduced	18	13	31
Concurrent Resolutions Introduced	11	6	17
House & Senate Resolutions Introduced	8	6	14
<i>Total Resolutions Introduced</i>	37	25	62
Joint Resolutions Passed	14	9	23
Concurrent Resolutions Passed	7	4	11
House & Senate Resolutions Passed	6	4	10

**STATISTICAL SUMMARY OF GENERAL SESSIONS
1995-2001**

	1995	1996	1997	1998	1999	2000	2001
Bills Introduced	760	797	668	691	640	700	664
Bills Passed	361	353	400	425	384	360	380
Bills Vetoed	6	5	6	7	5	5	3
Vetos Overridden	0	0	0	0	0	0	0
Joint Resolutions Introduced	34	45	37	37	25	31	31
Joint Resolutions Passed	20	17	23	17	12	15	23
Concurrent Resolutions Introduced	20	17	14	19	10	13	17
Concurrent Resolutions Passed	15	11	9	15	7	10	11
House & Senate Resolutions Introduced	7	7	12	7	9	10	14
House & Senate Resolutions Passed	7	5	9	6	8	8	10

**GOVERNOR'S ACTION ON LEGISLATION
2001 GENERAL SESSION**

Veto

- HB 223 School and Institutional Trust Lands Amendments
- HB 241 Annual Leave Accrual for State Employees
- HB 257 Capitol Preservation Board Duties and Responsibilities
- HB 411 Public Education Curriculum Amendments
- SB 252 Firefighter Retirement Amendments

Line Item Veto

- HB 3 Supplemental Appropriations II Item 137

Law Without Signature

- HB 320 Public Utility Amendments
- SB106 Retirement Benefit Enhancement
- SB 273 Highway Bonding

Signed with a Letter

- SB 235 Bonding for State Fairpark Corporation
Senate Interns for 2001 General Session

Senate Interns for the 2001 General Session

- | | |
|------------------|-----------------|
| Blackham, Jen | Larsen, Giles |
| Braegger, Geri | Nielson, Audrey |
| Cardon, Jeff | Oliveros, Jimmy |
| Church, Marc | Poulton, Jeff |
| Glade, Ty | Reeve, Brian |
| Graham, Nathan | Sapp, Ryan |
| Gunnarson, Egan | Smith, Martine |
| Hatch, Jetta | Tolboe, McKay |
| Johnson, Melissa | Toone, Ryan |
| Jordan, Amy | Torghele, Lis |
| Kjar, Nate | Wooden, Jeremy |

SUBJECT INDEX

ALL SENATE AND HOUSE BILLS
AND RESOLUTIONS

(P) – Passed & (F) – Failed

2001 GENERAL SESSION
FIFTY–FOURTH LEGISLATURE
January 15 through February 28, 2001

SUBJECT INDEX TITLES

ABUSE

- Amending the Grounds for Taking a Child into
Protective Custody, Hatch, T. HB 117 (P)
- Conflict of Interest Investigations into Allegation of Child
Abuse or Neglect, Buttars, D.C. SB 111 (P)
- Prescribing Psychiatric Drugs or Medication,
Throckmorton, M. HB 170 (P)
- Protective Order Amendments, Spencer, T. SB 134 (P)
- Sexual Violence Prevention and Community Awareness,
Beck, T. HB 69 (P)

ADMINISTRATIVE RULES AND PROCEDURES

- Alternative Dispute Resolution, Becker, R. HB 132 (P)
- Electronic Government Services Amendments –
Administrative Rules and Procedures, Siddoway, R. HB 27 (P)
- Reauthorization of Administrative Rules, Ure, D. HB 37 (P)

ADMINISTRATIVE SERVICES

- Liability Coverage for School District and School Employees,
Gladwell, D. SB 182 (P)
- Reimbursement of Costs for Investigations of Public Employees,
Gladwell, D. SB 216 (F)
- State Accounting Standards, Alexander, J. HB 134 (P)
- State Olympic Amendments, Evans, B. SB 84 (P)
- State Risk Management Review of State Employee Terminations,
Allen, S. HB 193 (F)

ADOPTION

- Adoption Law Amendments, Spencer, T. SB 64 (P)
- Amendments to Concurrent Jurisdiction in Adoption Cases,
Throckmorton, M. HB 269 (P)
- Child Welfare Oversight Panel Amendments, Beck, T. HB 31 (P)
- Mental Health Services for Foster and Adopted Children
Task Force, Davis, G. SB 33 (F)
- Provision for Legal Relinquishment of a Newborn, Arent, P. HB 12 (P)
- Special Needs Adoption Services, Hillyard, L. SB 97 (P)

ADVERTISING

- Outdoor Advertising Structures Near Power Lines, Dmitrich, M. SB 181 (F)

AERONAUTICS

- Aviation Fuel Tax, Valentine, J. SB 49 (P)
- Utah Spaceport Authority Act, Hatch, T. HB 307 (P)

AGRICULTURE

- Animal Feeding Operation Grants, Blackham, L. SB 66 (P)
- Appropriation for Herd Testing for Johne’s Disease, Cox, D. HB 172 (P)
- Appropriation for Utah Blue Ribbon Fisheries Initiative,
Hatch, T. HB 338 (P)
- Farm Equipment Dealer Requirements, Buttars, C. HB 317 (F)
- Ice Cream and Milk Dispenser Requirements, Davis, G. SB 19 (P)
- Repeal of Dairy Advisory Board, Styler, M. HB 24 (P)
- Resolution Urging Federal Funding to Fight
Grasshopper and Cricket Infestations, Peterson, D. HCR 11 (P)
- State Dairy Compact, Buttars, C. HB 319 (F)

AIR

- Indoor Clean Air Act Amendments, Saunders, C. HB 288 (F)

ALCOHOLIC BEVERAGE CONTROL

- Alcoholic Beverage Server Training Amendments, Saunders, C. HB 81 (P)
- Liquor Package Agency Contracts, Styler, M. HB 191 (P)

ALTERNATIVE DISPUTE RESOLUTION

- Alternative Dispute Resolution, Becker, R. HB 132 (P)
- Child Welfare – Alternative Dispute Resolution, Tyler, A.L. HB 148 (P)
- Task Force on Family Conflict Resolution, Tyler, A.L. HB 219 (F)

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- Resolution Protecting Interest on School Fund,
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- Amendments to Hate Crimes, Litvack, D. HB 50 (F)
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- Appropriation for 21st Century Library Initiative, Evans, B. SB 185 (F)
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- Appropriation for Assistive Technology, Knudson, P. SB 112 (P)
- Appropriation for Camp Floyd – Stagecoach Inn State Park,
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- Appropriation for Herd Testing for Johne’s Disease, Cox, D. HB 172 (P)
- Appropriation for Homeless Endowment, Suazo, P. SB 271 (F)
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- Appropriation for Statewide Trail Development, Fife, F. HB 378 (P)
- Appropriation for Teacher Mentoring Programs, Moss, C. HB 101 (F)
- Appropriation for Utah Blue Ribbon Fisheries Initiative,
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- Appropriation for Utah Botanical Center, Dillree, M. HB 87 (P)
- Appropriation for Utah Semiconductor Technical Center,
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- Appropriation for Utah State Fair Corporation, Suazo, P. SB 163 (F)
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- Appropriation to Memory Grove Foundation, Suazo, P. SB 225 (P)
- Appropriation to Museum in Ogden’s Dinosaur Park, Adair, G. HB 260 (F)
- Appropriations Act, Alexander, J. HB 1 (P)
- Appropriations for the Blind Center, Adair, G. HB 84 (P)
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- Education Protection Funding Program, Garn, K. HB 273 (P)
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- Homeowners' Association Fine Authorization, Buffmire, J. HB 379 (P)
- Insurance Law Amendments, Poulton, L.S. SB 100 (P)
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DEPARTMENT OF FINANCIAL INSTITUTIONS

- Credit Union and Association Conversions, Eastman, D. SB 235 (F)
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DEPARTMENT OF HEALTH

- Conforming Amendments to Repeal of Health
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DEPARTMENT OF HUMAN RESOURCE MANAGEMENT

- Public Safety Officers Education Requirements, Hogue, D. HB 340 (P)

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DEPARTMENT OF PUBLIC SAFETY

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DEPARTMENT OF TRANSPORTATION

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Resolution Regarding Transportation – Related Decisions on

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State Settlement Agreements Amendments, Knudson, P. SB 105 (P)

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Programs for Disability Service, Hogue, D. HB 47 (F)

Appropriations for the Blind Center, Adair, G. HB 84 (P)

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DIVISION OF CHILD AND FAMILY SERVICES

- Amending the Grounds for Taking a Child into
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- Child Welfare – Alternative Dispute Resolution, Tyler, A.L. HB 148 (P)
- Child Welfare Amendments, Harper, W. HB 83 (P)
- Child Welfare Records Amendments, Hillyard, L. SB 119 (P)
- Foster Parent Child Protective Service
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- Mandatory Child Protective Service Requirements,
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- Narrowing Grounds for Removal of a Child from the Home,
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- Notice and Reasonable Efforts for Children in Custody on
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- Special Needs Adoption Services, Hillyard, L. SB 97 (P)
- Tuition Waivers for Wards of the State, Siddoway, R. HB 64 (P)

DIVISION OF PUBLIC UTILITIES

- Public Utilities Amendments — Repeal, Ure, D. HB 184 (P)
- Repeal of Public Utilities Amendments, Cox, G. HB 198 (F)

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- Domestic Violence Shelters – Responsibility and Funding,
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- Driver License Amendments, Peterson, M. SB 45 (F)
- Driver License Reporting, Peterson, M. SB 94 (F)
- Electronic Government Services Amendments –
 Drivers License, Steele, D. SB 11 (P)
- Issuance of a Drivers License, Parker, B. HB 209 (P)
- Licensure of Motor Vehicles, Mayne, E. SB 108 (P)
- Motorboat Drivers Licensing Requirements, Pace, L. HB 141 (F)
- Passenger Limitations for Young Drivers, Hale, K. SB 48 (P)
- Providing for Selective Service Registration, Poulton, L.S. SB 135 (P)
- Revisions to Driving Under the Influence, Tyler, A.L. HB 201 (P)
- Utah Anatomical Gift Act Amendments, Hale, K. SB 109 (P)

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- Driving Under the Influence Amendments, Ray, P. HB 353 (P)
- Driving Under the Influence Penalty Amendments, Hale, K. SB 56 (P)

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Appropriation for Home Energy Assistance Target Program, McCartney, T.	HB 165 (P)
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Appropriation for Assistive Technology, Knudson, P.	SB 112 (P)
Appropriation for Teacher Mentoring Programs, Moss, C.	HB 101 (F)
Appropriation for Utah Semiconductor Technical Center, Bryson, K.	HB 223 (F)
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- Distance Education Doctorate Program, Evans, B. SB 120 (P)
- Education Cost Efficiency Task Force, Morgan, K. HB 342 (F)
- Education Protection Funding Program, Garn, K. HB 273 (P)
- Education Resource Centers, Evans, B. SB 124 (F)
- Education Roundtable, Buttars, D.C. SB 54 (F)
- Educational Neglect and Truancy Amendments, Bourdeaux, D. . . . HB 309 (F)
- Emergency Response Planning for Public Schools, Tyler, A.L. . . . HB 282 (F)
- Enhancement of Public Education Task Force,
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- Enhancements to the State Systems of Public and
Higher Education, Hillyard, L. SB 61 (P)
- Extended School Year Programs, Wright, B. SB 173 (F)
- Extension of the School Year, Styler, M. HB 324 (F)
- Families, Agencies, and Communities Together for
Children and Youth At Risk Amendments, Allen, R. SB 29 (P)
- Fine Arts Curriculum Amendments, Allen, S. HB 174 (P)
- Funding for Classroom Supplies, Bigelow, R. HB 42 (P)
- Funding for Textbooks, Stephens, M. HB 40 (P)
- Higher Education Classroom Costs in
Underserved Areas, Ferry, B. HB 236 (F)
- Higher Education Tuition Disclosure, Walker, C. SB 210 (P)
- Individual Income Tax and Corporate Franchise and Income
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- Individual Income Tax Credit for Volunteers in Schools,
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- Information Technology Training Incentive Program, Steele, D. . . SB 246 (F)
- Institutional Trust Lands Amendments, Hatch, T. HB 365 (P)
- Instruction in Mandarin Chinese in Public Schools,
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- Management and Development of School Trust Lands,
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- Middle Schools Exit Requirements, Gladwell, D. SB 102 (P)
- Minimum School Program Act Amendments, Dillree, M. HB 3 (P)
- Modifications of School Choice Program, Bradshaw, A. HB 102 (F)
- Notice by School to Custodial and Noncustodial Parent, Fife, F. . . HB 168 (P)
- Parental Involvement in Teaching, Training, and
Discipline, Donnelson, G. HB 346 (F)
- Powers of Local School Boards, Bradshaw, A. HB 248 (F)
- Prohibition of Job Actions by Public School Employees,
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- Property Tax Increase – Notice Requirements, Way, G. HB 278 (F)

- Public Education Capital Outlay Act Amendments,
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- Public Education Curriculum Amendments, Wright, B. SB 75 (P)
- Public Schools Surveys Amendments, King, B. HB 355 (F)
- Publication of School District Expenses, Ray, P. HB 235 (P)
- Reading Achievement in Elementary Schools –
 Kindergarten Through Grade Three, Morgan, K. HB 145 (P)
- Reading Programs in Public Education, Styler, M. HB 311 (F)
- Reading Skills Development Center Amendments, Morgan, K. HB 99 (P)
- Redevelopment Agency Tax Increment from
 School Districts, Stephenson, H. SB 70 (P)
- Reimbursements to School Districts for
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- Resolution Protecting Interest on School Fund,
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- Resolution Recognizing Bill of Rights Day, Philpot, J.M. HJR 10 (P)
- Resolution Urging School Boards to Keep Media
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- Safe Schools Amendments, Wright, B. SB 115 (P)
- School and Institutional Trust Lands Amendments, Hatch, T. HB 166 (F)
- School Boards Compensation, Hansen, N. HB 256 (F)
- School Building Needs, Cox, D. HB 120 (F)
- School District Voted Leeway Amendments, Garn, K. HB 38 (P)
- School Districts Medical Insurance Provisions, Tyler, A.L. HB 358 (F)
- School Employee Job Actions, Alexander, J. HB 382 (F)
- School Uniforms Amendments, Morgan, K. HB 58 (P)
- State Textbook Commission Amendments, Steele, D. SB 7 (P)
- Student and Family Privacy Protection, Bryson, K. HB 381 (F)
- Substitute Teachers in Public Schools, Pace, L. HB 246 (P)
- Teacher Quality Amendments, Steele, D. SB 16 (P)
- Teacher Transfers, Thompson, M. HB 80 (F)
- Teachers Qualifications in Middle Schools, Blackham, L. SB 215 (F)
- Technology Professional Development Programs
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- Tuition Waivers for Teachers, Harper, W. HB 211 (P)
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- University and College Presidents' Duties, Bowman, D. HB 70 (F)
- Utah Performance Assessment for
 Students Amendments, Stephenson, H. SB 28 (P)
- Waiver of Tuition by State College or University, Bryson, K. HB 197 (P)
- Wasatch Front South Applied Technology Center, Tyler, A.L. HB 339 (F)

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- Age Discrimination in Employment, Mayne, E. SB 133 (F)
 Aging and Adult Services Amendments, Eastman, D. SB 125 (P)
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 County Election Amendments, Alexander, J. HB 369 (P)
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- Public Utilities Amendments — Repeal, Ure, D. HB 184 (P)
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- Emergency Management Assistance Act, Hillyard, L. SB 118 (P)
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 Nature-Safe Utah, Becker, R. HCR 8 (P)

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- Appropriation Regarding High-level Nuclear Waste,
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- Electric Cooperative Regulatory Fees, Snow, G. HB 265 (P)
- Fees Payable to the Commissioner of Financial
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- Credit Union Act Amendments, Waddoups, M. SB 183 (F)
- Credit Union and Association Conversions, Eastman, D. SB 235 (F)
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- Firefighter Retirement Amendments, Davis, G. SB 131 (F)
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- Fishing License Exemption for Youth in Youth Corrections,
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- Hunter Safety Amendments, Styler, M. HB 227 (P)
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- Clarification of Time Limits for Reunification Services,
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- Repeal of 1933 Utah Code Revision Statutes, Peterson, M. SB 6 (P)
- Repeal of Authorization for Construction of Certain Facilities Completed, Evans, B. SB 9 (P)
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- Repeal of Commissioners of Deeds Provisions, Evans, B. SB 15 (P)
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- Repeal of Obsolete Bonding Authorizations and Related Provisions, Pace, L. HB 9 (P)
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- Funding Amendments for Public Health, Allen, R. SB 249 (F)
- Health Care Directives, Knudson, P. SB 178 (F)
- Health Claims Processing and Health Claims
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- Indoor Clean Air Act Amendments, Saunders, C. HB 288 (F)
- Insurance Company Notification Requirements, Bennion, C. HB 254 (P)
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- Medical Claims Amendments, Blackham, L. SB 69 (P)
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- Medical Expenses of County Inmates, Waddoups, M. SB 152 (P)
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- Penalties for Under Age Possession of Tobacco, Saunders, C. HB 178 (F)
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- Committee, Pace, L. HB 185 (P)
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- Resolution Urging Health Study and Information
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- Rural Access to Health Care Providers, Blackham, L. SB 175 (P)
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- Individual Income Tax – Eliminating Marriage Tax Penalties,
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- Individual Income Tax Credit for Certain Political
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- Individual Income Tax Credit for Volunteers in Schools,
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Committee report adopted and placed on calendar	189
Read the second time	217
Read the third time	231
Transmitted to the House	231
Concurrence	658, 681
Returned to the House	682
Signed by the President and transmitted to the Governor	752
S.B. 8 — REAUTHORIZATION OF UTAH STEAM COAL TAX CREDIT (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	58
Assigned to standing committee	77
Placed on calendar	109
Read the second time	117
Amendments	117
Read the third time	141
Circled	141
Uncircled	142
Transmitted to the House	143
Signed by the President and transmitted to the Governor	305
Recalled	934
Reconsideration	943
Circled	943
Enacting Clause Stricken	976
S.B. 9 — REPEAL OF AUTHORIZATION FOR CONSTRUCTION OF CERTAIN FACILITIES COMPLETED (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	58
Placed on calendar	78
Read the second and third time	80
Transmitted to the House	81
Signed by the President and transmitted to the Governor	199
S.B. 10 — SUNSET REAUTHORIZATIONS (<i>M. Peterson</i>)	
Read for the first time and referred to the Rules Committee	58
Placed on calendar	78
Amendments	81
Read the second and third time	81
Transmitted to the House	81
Signed by the President and transmitted to the Governor	199
S.B. 11 — ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – DRIVERS LICENSE (<i>D. Steele</i>)	
Read for the first time and referred to the Rules Committee	59
Assigned to standing committee	78
Amendments	124
Committee report adopted and placed on calendar	124
Read the second time	160
Read the third time	169
Circled	170
Uncircled	173
Transmitted to the House	173
Signed by the President and transmitted to the Governor	320

S.B. 12 — TRAFFIC MANAGEMENT COMMITTEE AMENDMENTS (*P. Knudson*)

Read for the first time and referred to the Rules Committee 59

Assigned to standing committee 78

Placed on calendar 109

Read the second time 143

Read the third time 157

Transmitted to the House 157

Signed by the President and transmitted to the Governor 320

S.B. 13 — REPEAL OF ATTORNEYS AND COUNSELORS PROVISIONS (*T. Spencer*)

Read for the first time and referred to the Rules Committee 59

Placed on calendar 78

Read the second and third time 81

Transmitted to the House 82

Signed by the President and transmitted to the Governor 199

S.B. 14 — ACCOUNTS OF POLITICAL SUBDIVISIONS – REPEAL (*T. Spencer*)

Read for the first time and referred to the Rules Committee 59

Placed on calendar 78

Read the second and third time 82

Transmitted to the House 82

Signed by the President and transmitted to the Governor 199

S.B. 15 — REPEAL OF COMMISSIONERS OF DEEDS PROVISIONS (*B. Evans*)

Read for the first time and referred to the Rules Committee 59

Placed on calendar 78

Read the second and third time 82

Transmitted to the House 83

Signed by the President and transmitted to the Governor 305

S.B. 16 — TEACHER QUALITY AMENDMENTS (*D. Steele*)

Read for the first time and referred to the Rules Committee 60

Assigned to standing committee 77

Committee report adopted and placed on calendar 124

Read the second time 148

Read the third time 160

Circled 160, 173

Uncircled 172, 181

Amendments 172, 181

Transmitted to the House 182

Concurrence 681, 752

Returned to the House 752

Signed by the President and transmitted to the Governor 779

S.B. 17 — HIGHWAY CONSTRUCTION BID LIMIT (*P. Knudson*)

Read for the first time and referred to the Rules Committee 60

Assigned to standing committee 78

Placed on calendar 109

Read the second time 144

Circled 144

Uncircled 149

Amendments 149

Failed 150

Reconsideration 162

Before the Senate 197

Amendments 197

Read the third time 213

Transmitted to the House 213

Signed by the President and transmitted to the Governor 320

S.B. 18 — REPEAL OF DEFINITION OF LAW (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	60
Placed on calendar	79
Read the second and third time	83
Transmitted to the House	83
Signed by the President and transmitted to the Governor	199
S.B. 19 — ICE CREAM AND MILK DISPENSER REQUIREMENTS (<i>G. Davis</i>)	
Read for the first time and referred to the Rules Committee	60
Assigned to standing committee	179
Amendments	296
Committee report adopted and placed on calendar	299
Read the second time	325
Read the third time	336
Circled	336
Uncircled	349
Transmitted to the House	350
Signed by the President and transmitted to the Governor	589
S.B. 20 — REPORTING REQUIREMENTS FOR SCIENCE CENTER AUTHORITY (<i>P. Hellewell</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	77
Placed on calendar	109
Read the second time	115
Read the third time	132
Circled	132
Uncircled	134
Transmitted to the House	134
Signed by the President and transmitted to the Governor	305
S.B. 21 — INFORMATION TECHNOLOGY COMMISSION AMENDMENTS (<i>D. Steele</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	91
Committee report adopted and placed on calendar	139
Read the second time	174
Read the third time	193
Transmitted to the House	193
Returned to the House	335
Concurrence	320, 335
Signed by the President and returned to the House	355
S.B. 22 — NAVAJO NATION – MOTOR AND SPECIAL FUEL TAXES (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	77
Committee report adopted and placed on calendar	245
Read the second time	285
Read the third time	311
Transmitted to the House	312
Signed by the President and transmitted to the Governor	492

S.B. 23 — SPECIAL DISTRICT AND LOCAL DISTRICT AMENDMENTS (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	78
Substituted	558
Amendments	558, 629
Committee report adopted and placed on calendar	564
Read the second time	586
Read the third time	608
Circled	608
Uncircled	629
Transmitted to the House	629
Concurrence	889
Returned to the House	890
Signed by the President and transmitted to the Governor	924
S.B. 24 — INDIVIDUAL INCOME TAX – ADDITIONS TO FEDERAL TAXABLE INCOME (<i>J. Valentine</i>)	
Read for the first time and referred to the Rules Committee	62
Assigned to standing committee	78
Placed on calendar	109
Read the second time	119
Read the third time	143
Circled	143
Uncircled	146
Transmitted to the House	146
Signed by the President and transmitted to the Governor	866
S.B. 25 — ATHLETIC COMMISSION RESPONSIBILITIES (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	62
Assigned to standing committee	77
Placed on calendar	109
Read the second time	116
Read the third time	133
Circled	133
Uncircled	158
Substituted	158
Circled	159
Read the third time	170
Transmitted to the House	170
Placed on Concurrence calendar	739
Concurrence	741
Returned to the House	741
Signed by the President and transmitted to the Governor	769
S.B. 26 — MASTER ROAD AMENDMENTS (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	63
Assigned to standing committee	78
Substituted	188
Committee report adopted and placed on calendar	189
Read the second time	218
Read the third time	232
Transmitted to the House	232
Returned to the House	540
Concurrence	524, 540
Signed by the President and transmitted to the Governor	570

S.B. 27 — INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS FOR MINING ESTABLISHMENTS (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	63
Assigned to standing committee	90
Substituted	203
Committee report adopted and placed on calendar	206
Read the second time	234
Circled	234, 244, 383
Uncircled	363, 408
Amendments	363, 408
Read the third time	382
Transmitted to the House	409
Enacting Clause Stricken	975
S.B. 28 — UTAH PERFORMANCE ASSESSMENT FOR STUDENTS AMENDMENTS (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	63
Assigned to standing committee	77
Amendments	138
Committee report adopted and placed on calendar	139
Read the second time	173
Circled	173
Uncircled	184
Read the third time	195
Transmitted to the House	196
Signed by the President and transmitted to the Governor	536
S.B. 29 — FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER FOR CHILDREN AND YOUTH AT RISK AMENDMENTS (<i>R. Allen</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	77
Placed on calendar	109
Read the second time	117
Read the third time	133
Transmitted to the House	134
Returned to the House	423
Concurrence	389, 423
Signed by the President and transmitted to the Governor	450
S.B. 30 — FILING EMPLOYEE TAX INFORMATION ELECTRONICALLY (<i>D. Steele</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	78
Committee report adopted and placed on calendar	139
Read the second time	174
Read the third time	192
Transmitted to the House	193
Signed by the President and transmitted to the Governor	320
S.B. 31 — AREA HEALTH EDUCATION CENTER AMENDMENTS (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	77
Amendments	108
Placed on calendar	109
Read the second time	116
Circled	116
Uncircled	144
Read the third time	157
Transmitted to the House	158
Concurrence	739
Returned to the House	740
Signed by the President and transmitted to the Governor	769

S.B. 32 — LEGISLATIVE PROCESS COMMITTEE – DUTIES AND RESPONSIBILITIES (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	78
Placed on calendar	109
Read the second time	120
Read the third time	143
Circled	143
Uncircled	147
Transmitted to the House	147
Signed by the President and transmitted to the Governor	305
S.B. 33 — MENTAL HEALTH SERVICES FOR FOSTER AND ADOPTED CHILDREN TASK FORCE (<i>G. Davis</i>)	
Read for the first time and referred to the Rules Committee	65
Assigned to standing committee	77
Placed on calendar	109
Read the second time	116
Read the third time	133
Amendments	133
Transmitted to the House	133
Enacting Clause Stricken	975
S.B. 34 — INDIVIDUAL INCOME TAX RELIEF FOR LOW-INCOME INDIVIDUALS AND RELATED STATE TAX COMMISSION AMENDMENTS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	153
Amendments	203
Committee report adopted and placed on calendar	206
Read the second time	234
Circled	234
Uncircled	267
Read the third time	278
Transmitted to the House	279
Signed by the President and transmitted to the Governor	799
S.B. 35 — PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	65
Assigned to standing committee	77
Committee report adopted and placed on calendar	139
Read the second time	174
Read the third time	192
Transmitted to the House	192
Signed by the President and transmitted to the Governor	752
S.B. 36 — INDIVIDUAL INCOME TAX – BRACKET ADJUSTMENTS (<i>J. Valentine</i>)	
Read for the first time and referred to the Rules Committee	65
Assigned to standing committee	78
Placed on calendar	109
Read the second time	119
Read the third time	143
Circled	143
Uncircled	146
Transmitted to the House	147
Concurrence	801, 817
Returned to the House	818
Signed by the President and transmitted to the Governor	836

S.B. 37 — HATE CRIMES AMENDMENTS (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	65
Assigned to standing committee	77
Amendments	123, 628
Committee report adopted and placed on calendar	124
Read the second time	149
Circled	149, 230
Uncircled	214, 600
Read the third time	230
Failed	601
Reconsideration	628
Transmitted to the House	629
Enacting Clause Stricken	975
S.B. 38 — HIGHWAY AUTHORITY WINTER ROAD CLOSURE AUTHORITY (<i>P. Hellewell</i>)	
Read for the first time and referred to the Rules Committee	66
Assigned to standing committee	78
Committee report adopted and placed on calendar	124
Read the second time	161, 216
Failed	161
Reconsideration	173
Amendments	216
Read the third time	230
Transmitted to the House	231
Concurrence	389, 423
Returned to the House	424
Signed by the President and transmitted to the Governor	450
S.B. 39 — ALLOWABLE USE OF COUNTY AND CITY RESOURCES (<i>D.C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	66
Assigned to standing committee	78
Substituted	166
Placed on calendar	167
Read the second time	213
Substituted	229
Read the third time	229
Transmitted to the House	230
Concurrence	538, 571
Returned to the House	572
Signed by the President and transmitted to the Governor	602
S.B. 40 — PENALTY FOR USE OF DYED DIESEL (<i>D. Eastman</i>)	
Read for the first time and referred to the Rules Committee	66
Assigned to standing committee	78
Placed on calendar	109
Amendments	109
Read the second time	145
Amendments	145
Read the third time	158
Transmitted to the House	158
Signed by the President and transmitted to the Governor	320

S.B. 41 — UTAH COORDINATE SYSTEM AMENDMENTS (<i>P. Hellewell</i>)	
Read for the first time and referred to the Rules Committee	66
Assigned to standing committee	91
Committee report adopted and placed on calendar	139
Read the second time	175
Read the third time	193
Transmitted to the House	193
Concurrence	389, 424
Returned to the House	424
Signed by the President and transmitted to the Governor	450
S.B. 42 — EQUITY IN PRESCRIPTION COVERAGE (<i>P. Julander</i>)	
Read for the first time and referred to the Rules Committee	67
Substituted	453
Assigned to standing committee	453
Returned to the Rules Committee	717
Enacting Clause Stricken	976
S.B. 43 — MOBILE HOME PARK RESIDENCY (<i>M. Peterson</i>)	
Read for the first time and referred to the Rules Committee	67
Assigned to standing committee	122
Amendments	714
Returned to the Rules Committee	717
Enacting Clause Stricken	976
S.B. 44 — FEES PAYABLE TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	67
Assigned to standing committee	90
Committee report adopted and placed on calendar	139
Read the second time	170
Read the third time	190
Transmitted to the House	191
Signed by the President and transmitted to the Governor	388
S.B. 45 — DRIVER LICENSE AMENDMENTS (<i>M. Peterson</i>)	
Read for the first time and referred to the Rules Committee	67
Enacting Clause Stricken	976
S.B. 46 — DECEPTION DETECTION EXAMINERS LICENSING ACT AMENDMENTS (<i>J. Hickman</i>)	
Read for the first time and referred to the Rules Committee	68
Assigned to standing committee	90
Committee report adopted and placed on calendar	225
Read the second time	268
Circled	268
Uncircled	328
Read the third time	337
Transmitted to the House	337
Signed by the President and transmitted to the Governor	492
S.B. 47 — BALLOT REQUIREMENTS ON LEGISLATIVE AND INITIATIVE PROPOSALS (<i>M. Peterson</i>)	
Read for the first time and referred to the Rules Committee	68
Assigned to standing committee	153
Amendments	203
Committee report adopted and placed on calendar	206
Read the second time	234
Read the third time	267
Transmitted to the House	267
Signed by the President and transmitted to the Governor	404

S.B. 48 — PASSENGER LIMITATIONS FOR YOUNG DRIVERS (<i>K. Hale</i>)	
Read for the first time and referred to the Rules Committee	68
Assigned to standing committee	123
Amendments	154, 195
Committee report adopted and placed on calendar	155
Read the second time	182
Read the third time	194
Transmitted to the House	195
Failed in House	390
Returned to the House	399, 537
Concurrence	416
Refuse to Concur	440
Refuse to Recede	493
Substituted	537
Signed by the President and transmitted to the Governor	570
S.B. 49 — AVIATION FUEL TAX (<i>J. Valentine</i>)	
Read for the first time and referred to the Rules Committee	68
Assigned to standing committee	406, 439
Assigned to standing committee	439
Substituted	496
Committee report adopted and placed on calendar	497
Read the second time	565
Circled	565
Uncircled	566
Read the third time	580
Circled	580
Uncircled	648
Substituted	648
Circled	649
Signed by the President and transmitted to the Governor	799
S.B. 50 — PROPERTY EXEMPT FROM EXECUTION (<i>C. Walker</i>)	
Read for the first time and referred to the Rules Committee	69
Assigned to standing committee	165
Amendments	187
Committee report adopted and placed on calendar	189
Read the second time	217
Circled	217
Uncircled	232
Substituted	232
Read the third time	266
Transmitted to the House	266
Signed by the President and transmitted to the Governor	388
S.B. 51 — WATER RIGHT TRANSFER AMENDMENTS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	69
Assigned to standing committee	137
Substituted	667
Returned to the Rules Committee	667
Enacting Clause Stricken	976

S.B. 52 — COMMERCIAL DRIVERS LICENSE RAILROAD AND HIGHWAY GRADE REQUIREMENTS (<i>D. Steele</i>)	
Read for the first time and referred to the Rules Committee	69
Assigned to standing committee	179
Amendments	224
Committee report adopted and placed on calendar	225
Read the second time	270
Read the third time	280
Transmitted to the House	281
Signed by the President and transmitted to the Governor	388
S.B. 53 — TRUST DEED LAW AMENDMENTS (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	69
Assigned to standing committee	137
Amendments	205
Committee report adopted and placed on calendar	206
Read the second time	234
Circled	234, 317, 442, 484
Uncircled	317, 441, 465, 514
Substituted	317, 441
Amendments	465
Read the third time	484
Transmitted to the House	514
Signed by the President and transmitted to the Governor	752
S.B. 54 — EDUCATION ROUNDTABLE (<i>D.C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	70
Assigned to standing committee	137
Committee report adopted and placed on calendar	189
Amendments	218
Read the second time	218
Read the third time	231
Transmitted to the House	232
Failed	659
Enacting Clause Stricken	976
S.B. 55 — NONPARTISAN ELECTION COMMISSION (<i>D.E. Allen</i>)	
Read for the first time and referred to the Rules Committee	92
Enacting Clause Stricken	976
S.B. 56 — DRIVING UNDER THE INFLUENCE PENALTY AMENDMENTS (<i>K. Hale</i>)	
Read for the first time and referred to the Rules Committee	92
Assigned to standing committee	179
Committee report adopted and placed on calendar	225
Read the second time	270
Circled	270
Uncircled	284
Read the third time	310
Transmitted to the House	310
Signed by the President and returned to the House	477

S.B. 57 — INSTRUCTION IN MANDARIN CHINESE IN PUBLIC SCHOOLS (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	110
Assigned to standing committee	242
Amendments	308, 386
Committee report adopted and placed on calendar	309
Read the second time	354
Read the third time	376
Transmitted to the House	376, 387
Before the Senate	386
Reconsideration	386
Signed by the President and transmitted to the Governor	866
S.B. 58 — REPEAL OF NURSING FACILITIES ASSESSMENT (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	124
Assigned to standing committee	202
Substituted	308
Amendments	308
Committee report adopted and placed on calendar	309
Read the second time	354
Circled	354
Uncircled	449
Substituted	449
Read the third time	463
Transmitted to the House	463
Concurrence	801, 818
Returned to the House	818
Signed by the President and transmitted to the Governor	836
S.B. 59 — LICENSING OF GENETIC COUNSELORS (<i>P. Julander</i>)	
Read for the first time and referred to the Rules Committee	124
Assigned to standing committee	332
Substituted	421
Committee report adopted and placed on calendar	422
Read the second time	472
Read the third time	487
Transmitted to the House	487
Signed by the President and transmitted to the Governor	663
S.B. 60 — UNIFORM ATHLETE AGENTS ACT (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	139
Assigned to standing committee	290
Committee report adopted and placed on calendar	334
Read the second time	360
Read the third time	380
Substituted	380
Circled	381
Uncircled	396
Amendments	396
Transmitted to the House	397
Returned to the House	604
Concurrence	590, 604
Signed by the President and transmitted to the Governor	640

S.B. 61 — ENHANCEMENTS TO THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION (*L. Hillyard*)

Read for the first time and referred to the Rules Committee 139

Assigned to standing committee 242

Substituted 333

Amendments 333

Committee report adopted and placed on calendar 334

Read the second time 361

Read the third time 381

Transmitted to the House 381

Placed on calendar 749

Returned to the House 754

Concurrence 754

Signed by the President and transmitted to the Governor 779

S.B. 62 — OPTIONAL COUNTY AFFORDABLE HOUSING FUNDS ACT (*K. Hale*)

Read for the first time and referred to the Rules Committee 140

Enacting Clause Stricken 976

S.B. 63 — RESIDENTIAL PROPERTY TAX EXEMPTION – SECONDARY RESIDENCES (*E. Mayne*)

Read for the first time and referred to the Rules Committee 140

Assigned to standing committee 437

Substituted 538

Committee report adopted and placed on calendar 539

Read the second time 581

Circled 581

Uncircled 612

Before the Senate 613

Amendments 613

Read the third time 643

Circled 643

Uncircled 671

Amendments 671

Transmitted to the House 673

Enacting Clause Stricken 975

S.B. 64 — ADOPTION LAW AMENDMENTS (*T. Spencer*)

Read for the first time and referred to the Rules Committee 167

Assigned to standing committee 242

Substituted 321

Committee report adopted and placed on calendar 322

Read the second time 356

Read the third time 377

Transmitted to the House 377

Returned to the House 541

Concurrence 524, 540

Signed by the President and transmitted to the Governor 570

S.B. 65 — BONDING FOR SOLDIER HOLLOW GOLF COURSE (*D. Steele*)

Read for the first time and referred to the Rules Committee 183

Amendments 391

Committee report adopted and placed on calendar 393

Read the second time 444

Read the third time 461

Transmitted to the House 461

Signed by the President and transmitted to the Governor 658

S.B. 66 — ANIMAL FEEDING OPERATION GRANTS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	190
Assigned to standing committee	306
Committee report adopted and placed on calendar	393
Read the second time	445
Read the third time	461
Transmitted to the House	462
Placed on calendar	749
Returned to the House	755
Concurrence	754
Signed by the President and transmitted to the Governor	779
S.B. 67 — SALES TAX – DISTRIBUTION OF OLYMPIC SPECIAL REVENUE FUND MONIES (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	207
Assigned to standing committee	291
Amendments	518
Committee report adopted and placed on calendar	322
Read the second time	359
Read the third time	380
Circled	380
Uncircled	518
Transmitted to the House	519
Enacting Clause Stricken	975
S.B. 68 — PLACEMENT OF CERTAIN RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	207
Assigned to standing committee	307
Substituted	393
Committee report adopted and placed on calendar	393
Read the second time	464
Read the third time	483
Transmitted to the House	484
Concurrence	817, 818
Returned to the House	819
Signed by the President and transmitted to the Governor	836
S.B. 69 — MEDICAL CLAIMS AMENDMENTS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	208
Substituted	370
Committee report adopted and placed on calendar	373
Read the second time	443
Read the third time	459
Transmitted to the House	460
Placed on calendar	749
Returned to the House	755, 855, 861
Concurrence	856, 861, 755
Signed by the President and transmitted to the Governor	779, 897

S.B. 70 — REDEVELOPMENT AGENCY TAX INCREMENT FROM SCHOOL DISTRICTS (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	226
Assigned to standing committee	332
Tabled by committee	497
Placed on calendar	522
Amendments	522
Read the second time	522
Before the Senate	567
Circled	567
Uncircled	586
Amendments	586
Read the third time	608
Transmitted to the House	608, 842
Concurrence	837
Refuse to Concur	842
Refuse to recede	883
Joint Conference Committee Report	932
Substituted	932
Signed by the President and transmitted to the Governor	938
S.B. 71 — TAX CREDITS FOR SPECIAL NEEDS ADOPTIONS (<i>C. Walker</i>)	
Read for the first time and referred to the Rules Committee	245
Assigned to standing committee	332
Committee report adopted and placed on calendar	497
Substituted	565
Read the second time	565
Read the third time	579
Transmitted to the House	580
Placed on calendar	749
Concurrence	755
Returned to the House	756
Signed by the President and transmitted to the Governor	779
S.B. 72 — LOW-LEVEL RADIOACTIVE WASTE SHIPPING AND DISPOSAL (<i>B. Wright</i>)	
Read for the first time and referred to the Rules Committee	246
Enacting Clause Stricken	976
S.B. 73 — LOCAL OPTION OIL AND GAS SEVERANCE TAX AND RELATED AMENDMENTS (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	246
Assigned to standing committee	468
Returned to the Rules Committee	717
Enacting Clause Stricken	976
S.B. 74 — SALES AND USE TAX – UNIFORM SALES AND USE TAX ADMINISTRATION ACT AND SALES AND USE TAX REVISIONS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	246
Assigned to standing committee	591
Amendments	624
Committee report adopted and placed on calendar	625
Read the second time	676
Read the third time	691
Circled	691
Uncircled	723
Transmitted to the House	723
Signed by the President and transmitted to the Governor	897

S.B. 75 — PUBLIC EDUCATION CURRICULUM AMENDMENTS (<i>B. Wright</i>)	
Read for the first time and referred to the Rules Committee	246
Assigned to standing committee	390
Amendments	417
Committee report adopted and placed on calendar	422
Read the second time	469
Circled	469
Uncircled	471
Read the third time	485
Transmitted to the House	486
Returned to the House	857
Concurrence	857
Signed by the President and transmitted to the Governor	897
S.B. 76 — PROPERTY TAX APPEAL AMENDMENTS (<i>C. Bramble</i>)	
Read for the first time and referred to the Rules Committee	246
Committee report adopted and placed on calendar	422
Read the second time	472
Substituted	473
Circled	473
Uncircled	473
Read the third time	488
Transmitted to the House	489
Signed by the President and transmitted to the Governor	663
S.B. 77 — MOBILE HOME PARK RESIDENCY ACT AMENDMENTS (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	246
Assigned to standing committee	390
Returned to the Rules Committee	717
Enacting Clause Stricken	976
S.B. 78 — TAXATION OF FOOD (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	246
Assigned to standing committee	438
Amendments	558, 598
Committee report adopted and placed on calendar	564
Read the second time	584
Circled	585
Uncircled	598
Read the third time	610
Transmitted to the House	611
Enacting Clause Stricken	975
S.B. 79 — OPEN MEETINGS LAW (<i>D.E. Allen</i>)	
Read for the first time and referred to the Rules Committee	247
Enacting Clause Stricken	976
S.B. 80 — COUNTY STATUTES REVISION (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	247
Assigned to standing committee	494
Amendments	559
Committee report adopted and placed on calendar	564
Substituted	595
Read the second time	595
Read the third time	608
Transmitted to the House	609
Concurrence	837, 842
Returned to the House	842
Signed by the President and transmitted to the Governor	866

S.B. 81 — PROVISIONS RELATING TO HIGH-LEVEL NUCLEAR WASTE (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	247
Assigned to standing committee	493
Substituted	538
Committee report adopted and placed on calendar	539
Read the second time	582
Read the third time	605
Transmitted to the House	606
Returned to the House	960
Concurrence	960
Signed by the President and transmitted to the Governor	966
S.B. 82 — RIGHT TO CARRY WEAPONS (<i>S. Jenkins</i>)	
Read for the first time and referred to the Rules Committee	247
Enacting Clause Stricken	976
S.B. 83 — SMALL EMPLOYER PURCHASING ALLIANCE AMENDMENTS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	247
Assigned to standing committee	390
Committee report adopted and placed on calendar	422
Read the second time	465
Read the third time	484
Circled	484
Uncircled	507
Amendments	507
Transmitted to the House	508
Signed by the President and transmitted to the Governor	695
S.B. 84 — STATE OLYMPIC AMENDMENTS (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	247
Assigned to standing committee	332
Committee report adopted and placed on calendar	373
Read the second time	440
Read the third time	457
Transmitted to the House	458
Returned to the House	841
Concurrence	837, 841
Signed by the President and transmitted to the Governor	866
S.B. 85 — PUBLIC SAFETY RETIREMENT EXCEPTION (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	226
Assigned to standing committee	557
Committee report adopted and placed on calendar	603
Read the second time	674
Read the third time	690
Transmitted to the House	691
Signed by the President and transmitted to the Governor	924
S.B. 86 — VOTER INFORMATION PAMPHLET AMENDMENTS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	208
Assigned to standing committee	243
Committee report adopted and placed on calendar	297
Read the second time	339
Circled	339
Uncircled	351
Read the third time	375
Transmitted to the House	375
Signed by the President and transmitted to the Governor	492

S.B. 87 — ANTIQUE FIREARMS AMENDMENTS (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	208
Assigned to standing committee	291
Substituted	347
Committee report adopted and placed on calendar	347
Read the second time	387
Read the third time	394
Transmitted to the House	395
Signed by the President and transmitted to the Governor	602
S.B. 88 — THEFT OF RENTAL MOTOR VEHICLE (<i>B. Wright</i>)	
Read for the first time and referred to the Rules Committee	183
Assigned to standing committee	243
Amendments	298
Committee report adopted and placed on calendar	299
Read the second time	340
Read the third time	350
Transmitted to the House	350
Signed by the President and transmitted to the Governor	536
S.B. 89 — STATE PARKS ACCESS ROADS AMENDMENTS (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	183
Assigned to standing committee	276
Committee report adopted and placed on calendar	322
Read the second time	360
Read the third time	380
Transmitted to the House	380
Signed by the President and transmitted to the Governor	523
S.B. 90 — VETERANS MEMORIALS ERECTED AND MAINTAINED BY COUNTIES (<i>G. Davis</i>)	
Read for the first time and referred to the Rules Committee	70
Assigned to standing committee	90
Committee report adopted and placed on calendar	155
Read the second time	175
Read the third time	194
Transmitted to the House	194
Signed by the President and transmitted to the Governor	320
S.B. 91 — CHILD FIREARM ACCESS PREVENTION AMENDMENTS (<i>P. Julander</i>)	
Read for the first time and referred to the Rules Committee	70
Enacting Clause Stricken	976
S.B. 92 — PUBLIC SAFETY RETIREMENT AMENDMENTS (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	71
Assigned to standing committee	591
Committee report adopted and placed on calendar	712
Read the second time	797
Returned to the Rules Committee	797
Enacting Clause Stricken	976
S.B. 93 — REGULATING GIFTS TO LEGISLATORS FROM LOBBYISTS (<i>M. Peterson</i>)	
Read for the first time and referred to the Rules Committee	71
Enacting Clause Stricken	976

S.B. 94 — DRIVER LICENSE REPORTING (<i>M. Peterson</i>)	
Read for the first time and referred to the Rules Committee	71
Assigned to standing committee	557
Amendments	666
Committee report adopted and placed on calendar	667
Read the second time	772
Failed	772
Reconsideration (failed)	786
Enacting Clause Stricken	976
S.B. 95 — WORKERS' COMPENSATION ADVISORY COUNCIL AMENDMENTS (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	71
Assigned to standing committee	90
Committee report adopted and placed on calendar	139
Read the second time	171
Read the third time	191
Transmitted to the House	191
Signed by the President and transmitted to the Governor	388
S.B. 96 — COMMERCIAL DRIVERS LICENSE MEDICAL WAIVERS (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	71
Assigned to standing committee	90
Committee report adopted and placed on calendar	139
Read the second time	171
Read the third time	191
Transmitted to the House	192
Signed by the President and transmitted to the Governor	320
S.B. 97 — SPECIAL NEEDS ADOPTION SERVICES (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	72
Assigned to standing committee	90
Amendments	134
Committee report adopted and placed on calendar	135
Read the second time	142
Substituted	142
Amendments	161, 326, 336
Before the Senate	161
Uncircled	326
Read the third time	336
Circled	162, 336
Uncircled	543
Transmitted to the House	544
Signed by the President and transmitted to the Governor	663
S.B. 98 — LOCATING TELECOMMUNICATIONS FACILITIES (<i>R. Allen</i>)	
Read for the first time and referred to the Rules Committee	72
Assigned to standing committee	90
Committee report adopted and placed on calendar	155
Read the second time	176
Read the third time	194
Transmitted to the House	194
Returned to the House	425
Concurrence	389, 424
Signed by the President and transmitted to the Governor	450

S.B. 99 — REVISOR'S STATUTE (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	72
Placed on calendar	123
Read the second time	145
Read the third time	159
Transmitted to the House	159
Signed by the President and transmitted to the Governor	199
S.B. 100 — INSURANCE LAW AMENDMENTS (<i>L.S. Poulton</i>)	
Read for the first time and referred to the Rules Committee	72
Assigned to standing committee	165
Substituted	307, 401
Amendments	307
Committee report adopted and placed on calendar	309
Read the second time	352
Circled	352, 403, 440
Uncircled	401, 435, 446
Read the third time	440
Amendments	446
Transmitted to the House	448
Returned to the House	754
Concurrence	701, 753
Signed by the President and transmitted to the Governor	799
S.B. 101 — UNLAWFUL USE OF LASER POINTERS (<i>D.E. Allen</i>)	
Read for the first time and referred to the Rules Committee	74
Assigned to standing committee	122
Substituted	224
Committee report adopted and placed on calendar	225
Read the second time	269
Read the third time	280
Transmitted to the House	280
Signed by the President and transmitted to the Governor	492
S.B. 102 — MIDDLE SCHOOLS EXIT REQUIREMENTS (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	74
Assigned to standing committee	179
Amendments	223
Committee report adopted and placed on calendar	225
Read the second time	268
Read the third time	279
Transmitted to the House	279
Signed by the President and transmitted to the Governor	492
S.B. 103 — ATTEMPTED MURDER AMENDMENTS (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	74
Assigned to standing committee	165
Committee report adopted and placed on calendar	225
Read the second time	269
Read the third time	280
Transmitted to the House	280
Enacting Clause Stricken	975

S.B. 104 — MENTAL HEALTH PRACTICE AMENDMENTS (<i>K. Hale</i>)	
Read for the first time and referred to the Rules Committee	75
Assigned to standing committee	165
Committee report adopted and placed on calendar	225
Read the second time	268
Circled	268
Uncircled	283
Read the third time	300
Transmitted to the House	301
Signed by the President and transmitted to the Governor	404
S.B. 105 — STATE SETTLEMENT AGREEMENTS AMENDMENTS (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	75
Assigned to standing committee	165
Amendments	205
Committee report adopted and placed on calendar	206
Read the second time	234
Circled	235
Uncircled	294
Read the third time	314
Transmitted to the House	315
Signed by the President and transmitted to the Governor	404
S.B. 106 — MUNICIPAL BOND SECURED TRANSACTIONS (<i>L. Hilliard</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	153
Amendments	206
Read the second time and placed on Consent Calendar	206
Read the third time	278
Transmitted to the House	278
Returned to the House	456
Concurrence	450, 456
Signed by the President and returned to the House	477
S.B. 107 — PURPOSES OF TRANSIENT ROOM TAX (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	87
Assigned to standing committee	137
Returned to the Rules Committee	423
Enacting Clause Stricken	977
S.B. 108 — LICENSURE OF MOTOR VEHICLES (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	88
Assigned to standing committee	216
Substituted	298
Amendments	298, 341, 353
Committee report adopted and placed on calendar	299
Read the second time	341
Read the third time	350
Circled	350, 353, 403
Uncircled	353, 403, 413
Substituted	403
Transmitted to the House	414
Concurrence	789
Returned to the House	790
Signed by the President and transmitted to the Governor	829

S.B. 109 — UTAH ANATOMICAL GIFT ACT AMENDMENTS (<i>K. Hale</i>)	
Read for the first time and referred to the Rules Committee	88
Assigned to standing committee	391
Substituted	439
Committee report adopted and placed on calendar	440
Read the second time	475
Circled	475
Amendments	521
Read the second time	521
Read the third time	544
Transmitted to the House	544
Signed by the President and transmitted to the Governor	663
S.B. 110 — CRIMINAL PROCEDURE AMENDMENTS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	125
Assigned to standing committee	202
Committee report adopted and placed on calendar	299
Read the second time	339
Circled	339
Uncircled	341
Read the third time	350
Transmitted to the House	351
Signed by the President and transmitted to the Governor	523
S.B. 111 — CONFLICT OF INTEREST INVESTIGATIONS INTO ALLEGATION OF CHILD ABUSE OR NEGLECT (<i>D.C. Butters</i>)	
Read for the first time and referred to the Rules Committee	110
Assigned to standing committee	165
Amendments	243
Committee report adopted and placed on calendar	245
Read the second time	284
Read the third time	310
Transmitted to the House	311
Signed by the President and transmitted to the Governor	404
S.B. 112 — APPROPRIATION FOR ASSISTIVE TECHNOLOGY (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	110
Assigned to standing committee	179
Returned to the Rules Committee	291
Placed on calendar	704
Read the second time	719
Transmitted to the House	720, 731
Reconsideration	730
Amendments	720, 730
Read the second and third times	730
Signed by the President and transmitted to the Governor	769
S.B. 113 — UINTAH BASIN REVITALIZATION FUND AMENDMENTS (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	110
Assigned to standing committee	179
Committee report adopted and placed on calendar	245
Read the second time	283
Read the third time	300
Transmitted to the House	300
Signed by the President and transmitted to the Governor	404

S.B. 114 — SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES (*M. Dmitrich*)

Read for the first time and referred to the Rules Committee 111

Assigned to standing committee 165

Substituted 244

Committee report adopted and placed on calendar 245

Read the second time 286

Read the third time 312

Transmitted to the House 312

Signed by the President and transmitted to the Governor 799

S.B. 115 — SAFE SCHOOLS AMENDMENTS (*B. Wright*)

Read for the first time and referred to the Rules Committee 111

Assigned to standing committee 153

Substituted 594

Committee report adopted and placed on calendar 595

Read the second time 615

Read the third time 643

Transmitted to the House 644

Signed by the President and transmitted to the Governor 897

S.B. 116 — REQUIREMENTS TO INCORPORATE A TOWN (*B. Wright*)

Read for the first time and referred to the Rules Committee 111

Assigned to standing committee 291

Returned to the Rules Committee 717

Enacting Clause Stricken 977

S.B. 117 — GUARDIAN AD LITEM AMENDMENTS (*L. Hillyard*)

Read for the first time and referred to the Rules Committee 125

Assigned to standing committee 391

Amendments 496, 567

Committee report adopted and placed on calendar 497

Read the Second Time 567

Read the third time 580

Transmitted to the House 581

Signed by the President and transmitted to the Governor 752

S.B. 118 — EMERGENCY MANAGEMENT ASSISTANCE ACT (*L. Hillyard*)

Read for the first time and referred to the Rules Committee 125

Assigned to standing committee 165

Committee report adopted and placed on calendar 225

Read the second time 268

Read the third time 279

Circled 279

Uncircled 281

Transmitted to the House 281

Signed by the President and transmitted to the Governor 388

S.B. 119 — CHILD WELFARE RECORDS AMENDMENTS (*L. Hillyard*)

Read for the first time and referred to the Rules Committee 126

Assigned to standing committee 179

Amendments 371

Committee report adopted and placed on calendar 373

Read the second time 443

Read the third time 460

Circled 460

Uncircled 475

Transmitted to the House 476

Signed by the President and transmitted to the Governor 663

S.B. 120 — DISTANCE EDUCATION DOCTORATE PROGRAM (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	126
Assigned to standing committee	201
Amendments	277, 315
Committee report adopted and placed on calendar	277
Read the second time	315
Read the third time	324
Transmitted to the House	325
Placed on calendar	749
Returned to the House	756
Concurrence	756
Signed by the President and transmitted to the Governor	779
S.B. 121 — ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	126
Assigned to standing committee	202
Amended	308
Committee report adopted and placed on calendar	309
Read the second time	354
Amendments	376
Read the third time	376
Transmitted to the House	377
Concurrence	968
Returned to the House	968
Signed by the President and transmitted to the Governor	971
S.B. 122 — MOTOR VEHICLE INSURANCE AMENDMENTS (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	127
Assigned to standing committee	153
Amendments	225, 282
Committee report adopted and placed on calendar	225
Read the second time	270
Read the third time	281
Transmitted to the House	282
Returned to the House	425
Concurrence	405, 425
Signed by the President and transmitted to the Governor	450
S.B. 123 — ASSOCIATIONS OF GOVERNMENTS APPROPRIATION (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	127
Placed on calendar	704
Amendments	724
Read the second time	724
Read the second and third times	724
Signed by the President and transmitted to the Governor	769
S.B. 124 — EDUCATION RESOURCE CENTERS (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	127
Assigned to standing committee	165
Committee report adopted and placed on calendar	225
Read the second time	268
Circled	268
Uncircled	271
Amendments	271, 282
Read the third time	282
Transmitted to the House	283
Enacting Clause Stricken	975

S.B. 125 — AGING AND ADULT SERVICES AMENDMENTS (<i>D. Eastman</i>)	
Read for the first time and referred to the Rules Committee	127
Assigned to standing committee	202
Committee report adopted and placed on calendar	245
Read the second time	285
Read the third time	311
Transmitted to the House	311
Signed by the President and transmitted to the Governor	435
S.B. 126 — PAYMENT OF INSURANCE CLAIMS (<i>J. Valentine</i>)	
Read for the first time and referred to the Rules Committee	128
Assigned to standing committee	405
Substituted	478
Committee report adopted and placed on calendar	480
Read the second time	526
Read the third time	545
Transmitted to the House	545
Signed by the President and transmitted to the Governor	752
S.B. 127 — BAIL BOND AMENDMENTS (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	150
Assigned to standing committee	290
Substituted	321
Amendments	321
Committee report adopted and placed on calendar	322
Read the second time	358
Read the third time	378
Transmitted to the House	379
Signed by the President and transmitted to the Governor	658
S.B. 128 — JUSTICE COURT APPEALS REVISION (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	140
Assigned to standing committee	202
Committee report adopted and placed on calendar	322
Read the second time	358
Read the third time	379
Transmitted to the House	379
Returned to the House	683
Concurrence	664, 683
Signed by the President and transmitted to the Governor	752
S.B. 129 — MEDICAL MALPRACTICE – MONETARY CAP (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	141
Assigned to standing committee	201
Amendments	277
Committee report adopted and placed on calendar	277
Read the second time	315
Circled	315
Uncircled	329
Read the third time	337
Transmitted to the House	338
Signed by the President and transmitted to the Governor	523

S.B. 130 — R.S. 2477 AMENDMENTS (<i>J. Hickman</i>)	
Read for the first time and referred to the Rules Committee	141
Assigned to standing committee	243
Committee report adopted and placed on calendar	299
Read the second time	351
Read the third time	374
Transmitted to the House	375
Returned to the House	541
Concurrence	524, 541
Signed by the President and transmitted to the Governor	570
S.B. 131 — FIREFIGHTER RETIREMENT AMENDMENTS (<i>G. Davis</i>)	
Read for the first time and referred to the Rules Committee	155
Committee report adopted and placed on calendar	603
Read the second time	674
Circled	674
Enacting Clause Stricken	977
S.B. 132 — VETERINARY PRACTICE ACT AMENDMENTS (<i>B. Wright</i>)	
Read for the first time and referred to the Rules Committee	155
Assigned to standing committee	306
Substituted	417
Committee report adopted and placed on calendar	422
Read the second time	469
Circled	469
Uncircled	470
Read the third time	485
Transmitted to the House	485
Returned to the House	683
Concurrence	664, 683
Signed by the President and transmitted to the Governor	752
S.B. 133 — AGE DISCRIMINATION IN EMPLOYMENT (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	155
Assigned to standing committee	390
Returned to the Rules Committee	717
Enacting Clause Stricken	977
S.B. 134 — PROTECTIVE ORDER AMENDMENTS (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	156
Assigned to standing committee	242
Committee report adopted and placed on calendar	299
Read the second time	339
Read the third time	348
Transmitted to the House	348
Signed by the President and transmitted to the Governor	752
S.B. 135 — PROVIDING FOR SELECTIVE SERVICE REGISTRATION (<i>L. Poulton</i>)	
Read for the first time and referred to the Rules Committee	156
Assigned to standing committee	307
Committee report adopted and placed on calendar	322
Amendments	357
Read the second time	357
Read the third time	377
Transmitted to the House	378
Signed by the President and returned to the House	554

S.B. 136 — PARENTING PLAN FOR DIVORCING PARENTS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	156
Assigned to standing committee	276
Amendments	372, 444, 460
Committee report adopted and placed on calendar	373
Read the second time	444
Read the third time	460
Transmitted to the House	461
Signed by the President and transmitted to the Governor	680
S.B. 137 — PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	162
Enacting Clause Stricken	977
S.B. 138 — MINIMUM WAGE APPLICABILITY (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	162
Committee report adopted and placed on calendar	422
Read the second time	473
Read the third time	488
Transmitted to the House	488
Signed by the President and transmitted to the Governor	816
S.B. 139 — NONPROFIT CORPORATION ACT AMENDMENTS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	163
Assigned to standing committee	290
Committee report adopted and placed on calendar	373
Read the second time	441
Read the third time	458
Transmitted to the House	458
Signed by the President and transmitted to the Governor	695
S.B. 140 — CULTURAL AND LINGUISTIC COMPETENCY IN HEALTH CARE TASK FORCE (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	163
Assigned to standing committee	242
Committee report adopted and placed on calendar	334
Amendments	361
Read the second time	361
Read the third time	381
Transmitted to the House	382
Enacting Clause Stricken	975
S.B. 141 — TELEPHONE HARASSMENT AMENDMENTS (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	168
Assigned to standing committee	243
Amendments	297
Committee report adopted and placed on calendar	299
Read the second time	339
Read the third time	348
Transmitted to the House	349
Signed by the President and returned to the House	554

S.B. 142 — PERSONNEL MANAGEMENT ACT REVISION (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	168
Assigned to standing committee	242
Committee report adopted and placed on calendar	309
Amendments	352
Read the second time	352
Read the third time	375
Circled	375
Uncircled	543
Transmitted to the House	543
Enacting Clause Stricken	975
S.B. 143 — MARKETING AND DISTRIBUTION OF PRESCRIPTION DRUGS (<i>D. Eastman</i>)	
Read for the first time and referred to the Rules Committee	180
Enacting Clause Stricken	977
S.B. 144 — CRIMINAL RESTITUTION CHANGES (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	180
Assigned to standing committee	243
Returned to the Rules Committee	717
Enacting Clause Stricken	977
S.B. 145 — METROPOLITAN WATER DISTRICT BOARD AMENDMENTS (<i>C. Walker</i>)	
Read for the first time and referred to the Rules Committee	184
Assigned to standing committee	243
Committee report adopted and placed on calendar	299
Read the second time	340
Read the third time	349
Transmitted to the House	349
Signed by the President and transmitted to the Governor	492
S.B. 146 — PERFORMING UNLAWFUL MARRIAGES (<i>R. Allen</i>)	
Read for the first time and referred to the Rules Committee	184
Substituted	276
Assigned to standing committee	276
Amendments	346, 394
Committee report adopted and placed on calendar	347
Read the second time	385
Read the third time	394
Transmitted to the House	394
Returned to the House	682
Concurrence	658, 682
Signed by the President and transmitted to the Governor	752
S.B. 147 — EXTENDING CHILD VISITATION FOR DIVORCED FAMILIES (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	190
Assigned to standing committee	290
Amendments	421
Committee report adopted and placed on calendar	422
Read the second time	472
Read the third time	487
Transmitted to the House	488
Signed by the President and transmitted to the Governor	680

S.B. 148 — CONSTRUCTION BID LIMIT AMENDMENTS (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	208
Assigned to standing committee	332
Amendments	417
Committee report adopted and placed on calendar	422
Read the second time	469
Circled	469
Uncircled	746
Circled	747
Substituted	747
Enacting Clause Stricken	792, 977
S.B. 149 — UTAH PROSECUTION COUNCIL AMENDMENTS (<i>R. Allen</i>)	
Read for the first time and referred to the Rules Committee	209
Assigned to standing committee	243
Committee report adopted and placed on calendar	322
Amendments	359
Read the second time	359
Read the third time	379
Transmitted to the House	380
Signed by the President and returned to the House	554
S.B. 150 — TIME RESTRICTION ON WHEN STATE OFFICIALS MAY BECOME LOBBYISTS (<i>D. Allen</i>)	
Read for the first time and referred to the Rules Committee	209
Enacting Clause Stricken	977
S.B. 151 — UNIFORM COMMERCIAL CODE – TECHNICAL AMENDMENTS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	209
Committee report adopted and placed on calendar	345, 373
Read the second time	442
Read the third time	458
Transmitted to the House	459
Signed by the President and transmitted to the Governor	658
S.B. 152 — MEDICAL EXPENSES OF COUNTY INMATES (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	209
Assigned to standing committee	332
Committee report adopted and placed on calendar	422
Read the second time	474
Amendments	474, 520, 568
Read the third time	489
Circled	489
Uncircled	520, 568
Circled	521
Transmitted to the House	568
Concurrence	857
Intent language	858
Returned to the House	858
Signed by the President and transmitted to the Governor	897
S.B. 153 — KINSHIP PLACEMENT FOR FOSTER CHILDREN (<i>B. Wright</i>)	
Read for the first time and referred to the Rules Committee	210
Amendments	495, 553
Committee report adopted and placed on calendar	496
Read the second time	552
Read the third time	578
Transmitted to the House	579
Concurrence	898
Returned to the House	898
Signed by the President and transmitted to the Governor	924

S.B. 154 — INDIGENT DEFENDANT LEGAL SERVICES (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	210
Assigned to standing committee	332
Committee report adopted and placed on calendar	393
Read the second time	445
Read the third time	462
Transmitted to the House	462
Signed by the President and transmitted to the Governor	836
S.B. 155 — RETIREMENT BOARD MEMBERSHIP (<i>D. Steele</i>)	
Read for the first time and referred to the Rules Committee	210
Assigned to standing committee	557
Committee report adopted and placed on calendar	603
Substituted	674
Read the second time	674
Circled	675
Uncircled	697
Read the third time	764
Returned to the Rules Committee	764
Enacting Clause Stricken	977
S.B. 156 — OVERSIZE PERMIT AMENDMENTS (<i>J. Hickman</i>)	
Read for the first time and referred to the Rules Committee	211
Assigned to standing committee	333
Committee report adopted and placed on calendar	393
Read the second time	464
Read the third time	484
Circled	484
Uncircled	486
Transmitted to the House	486
Signed by the President and transmitted to the Governor	680
S.B. 157 — VEHICLE SAFETY INSPECTION AMENDMENTS (<i>D.C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	211
Assigned to standing committee	306
Amendments	370
Committee report adopted and placed on calendar	373
Read the second time	442
Read the third time	459
Transmitted to the House	459
Concurrence	817
Returned to the House	819
Refuse to Concur	819
Refuse to Recede	837
Enacting Clause Stricken	867, 977
S.B. 158 — MANUFACTURED HOUSING DEVELOPMENT	
EQUAL TREATMENT (<i>D. Buttars</i>)	
Read for the first time and referred to the Rules Committee	226
Assigned to standing committee	332
Committee report adopted and placed on calendar	422
Read the second time	475, 526
Circled	475
Uncircled	526
Read the third time	544
Transmitted to the House	545
Signed by the President and transmitted to the Governor	680

S.B. 159 — PUBLIC ACCESS TO BUDGETS AND FINANCIAL STATEMENTS OF TAXPAYER FUNDED ENTITIES (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	227
Assigned to standing committee	332
Amendments	454, 534, 551
Committee report adopted and placed on calendar	455
Read the second time	506
Circled	506
Uncircled	534
Read the third time	548
Failed	549
Reconsideration	550
Before the Senate	551
Transmitted to the House	551
Signed by the President and transmitted to the Governor	924
S.B. 160 — COSMETOLOGIST AND BARBER LICENSING ACT REVISIONS (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	227
Assigned to standing committee	332
Returned to the Rules Committee	717
Enacting Clause Stricken	977
S.B. 161 — REVENUE BOND FOR UTAH STATE FAIR PARK (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	227
Assigned to standing committee	454
Returned to the Rules Committee	627
Enacting Clause Stricken	977
S.B. 162 — INTEREST ON MORTGAGE LOAN RESERVE ACCOUNT AMENDMENTS (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	227
Enacting Clause Stricken	977
S.B. 163 — APPROPRIATION FOR UTAH STATE FAIR CORPORATION (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	227
Assigned to standing committee	454
Amendments	625
Committee report adopted and placed on calendar	626
Read the second time	693
Circled	693
Enacting Clause Stricken	977
S.B. 164 — AMENDMENTS TO ENGLISH AS THE OFFICIAL LANGUAGE (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	228
Enacting Clause Stricken	977
S.B. 165 — NONCUSTODIAL VISITATION (<i>P. Hellewell</i>)	
Read for the first time and referred to the Rules Committee	228
Assigned to standing committee	307
Committee report adopted and placed on calendar	322
Read the second time	358
Read the third time	378
Transmitted to the House	378
Signed by the President and transmitted to the Governor	523

S.B. 166 — MOBILE HOME PARK RESIDENCY AMENDMENTS (<i>D. Eastman</i>)	
Read for the first time and referred to the Rules Committee	228
Committee report adopted and placed on calendar	345, 595
Substituted	592, 669, 722
Amendments	592
Read the second time	612
Circled	612, 670, 690
Uncircled	669, 673, 721
Read the third time	690
Amendments	722
Transmitted to the House	723
Concurrence	891
Returned to the House	891
Signed by the President and transmitted to the Governor	924
S.B. 167 — PENALTY FOR WRONGFUL MECHANICS' LIEN (<i>L.S. Poulton</i>)	
Read for the first time and referred to the Rules Committee	229
Assigned to standing committee	332
Committee report adopted and placed on calendar	393
Read the second time	446
Circled	446
Uncircled	448
Amendments	448
Read the third time	462
Transmitted to the House	463
Concurrence	696, 752
Returned to the House	753
Signed by the President and transmitted to the Governor	779
S.B. 168 — CERTAIN MUNICIPAL SERVICES IN FIRST CLASS COUNTIES (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	248
Assigned to standing committee	469
Committee report adopted and placed on calendar	539
Read the second time	584
Circled	584, 632, 693
Uncircled	632, 678, 784
Substituted	632
Amendments	678
Read the third time	693
Amendments	785
Transmitted to the House	786
Returned to the House	962
Concurrence	962
Signed by the President and transmitted to the Governor	967
S.B. 169 — CHARTER SCHOOL AMENDMENTS (<i>H. Stephenson</i>)	
Read for the first time and referred to the Rules Committee	248
Amendments	418, 469
Committee report adopted and placed on calendar	422
Read the second time	469
Read the third time	484
Transmitted to the House	484
Concurrence	780
Returned to the House	781
Signed by the President and transmitted to the Governor	829

S.B. 170 — UTAH REVISED LIMITED LIABILITY COMPANY ACT (*J. Valentine*)

Read for the first time and referred to the Rules Committee 248

Assigned to standing committee 438

Read the second time and placed on Consent Calendar 497

Read the third time 575

Transmitted to the House 575

Returned to the House 753

Concurrence 696, 753

Signed by the President and transmitted to the Governor 779

S.B. 171 — STATE RETIREMENT FORMULA CHANGES (*J. Valentine*)

Read for the first time and referred to the Rules Committee 249

Assigned to standing committee 591

Committee report adopted and placed on calendar 712

Read the second and third time 768

Transmitted to the House 768

Concurrence 858

Returned to the House 859

Signed by the President and transmitted to the Governor 897

S.B. 172 — POSTCONVICTION DNA TESTING (*L. Hillyard*)

Read for the first time and referred to the Rules Committee 249

Assigned to standing committee 406

Committee report adopted and placed on calendar 480

Read the second time 549

Read the third time 576

Transmitted to the House 577

Signed by the President and transmitted to the Governor 752

S.B. 173 — EXTENDED SCHOOL YEAR PROGRAMS (*B. Wright*)

Read for the first time and referred to the Rules Committee 249

Enacting Clause Stricken 977

S.B. 174 — SALES AND USE TAX – EXEMPTION FOR SEMICONDUCTOR
FABRICATING OR PROCESSING MATERIALS (*C. Bramble*)

Read for the first time and referred to the Rules Committee 249

Assigned to standing committee 494

Committee report adopted and placed on calendar 564

Read the second time 585

Read the third time 607

Circled 607, 644

Uncircled 644, 667

Substituted 644

Intent language 668

Transmitted to the House 668

Recalled 955

Reconsideration 958

Before the Senate 958

Amendments 958

Returned to the House 959

Signed by the President and transmitted to the Governor 816, 967

S.B. 175 — RURAL ACCESS TO HEALTH CARE PROVIDERS (*L. Blackham*)

Read for the first time and referred to the Rules Committee 249

Assigned to standing committee 406

Substituted 479

Amendments 479, 550, 577

Committee report adopted and placed on calendar 480

Read the second time 550

Read the third time 577

Transmitted to the House 577

Signed by the President and transmitted to the Governor 816

S.B. 176 — EXECUTIVE COMPENSATION (<i>L. S. Poulton</i>)	
Read for the first time and referred to the Rules Committee	249
Placed on calendar	855
Read the second and third time	861
Transmitted to the House	862
Signed by the President and transmitted to the Governor	897
S.B. 177 — GOVERNMENT RECORDS ACCESS AND MANAGEMENT	
ACT AMENDMENTS (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	249
Enacting Clause Stricken	977
S.B. 178 — HEALTH CARE DIRECTIVES (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	250
Assigned to standing committee	703
Returned to the Rules Committee	802
Enacting Clause Stricken	977
S.B. 179 — UNEMPLOYMENT INSURANCE – NATIVE AMERICAN	
TRIBAL UNITS (<i>E. Mayne</i>)	
Read for the first time and referred to the Rules Committee	250
Assigned to standing committee	454
Committee report adopted and placed on calendar	480
Read the second time	551
Read the third time	577
Transmitted to the House	578
Signed by the President and transmitted to the Governor	816
S.B. 180 — PRESCRIPTION DRUG COVERAGE AND FORMULARIES (<i>P. Knudson</i>)	
Read for the first time and referred to the Rules Committee	250
Assigned to standing committee	618
Returned to the Rules Committee	717
Enacting Clause Stricken	977
S.B. 181 — OUTDOOR ADVERTISING STRUCTURES NEAR	
POWER LINES (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	250
Assigned to standing committee	493
Committee report adopted and placed on calendar	595
Read the second time	615
Circled	615
Returned to the Rules Committee	669
Enacting Clause Stricken	978
S.B. 182 — LIABILITY COVERAGE FOR SCHOOL DISTRICT	
AND SCHOOL EMPLOYEES (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	250
Committee report adopted and placed on calendar	346
Substituted	392
Committee report adopted and placed on calendar	393
Read the second time	463
Read the third time	483
Transmitted to the House	483
Returned to the House	841
Signed by the President and transmitted to the Governor	816, 866
S.B. 183 — CREDIT UNION ACT AMENDMENTS (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	250
Assigned to standing committee	494
Returned to the Rules Committee	713
Enacting Clause Stricken	978

S.B. 184 — OPERATION OF NONRESIDENT OWNED SNOWMOBILE (<i>J. Hickman</i>)	
Read for the first time and referred to the Rules Committee	250
Committee report adopted and placed on calendar	346
Returned to the Rules Committee	717
Enacting Clause Stricken	978
S.B. 185 — APPROPRIATION FOR 21ST CENTURY LIBRARY INITIATIVE (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	251
Assigned to standing committee	438
Amendments	478
Committee report adopted and placed on calendar	480
Read the second time	549
Circled	549
Uncircled	553
Read the third time	579
Transmitted to the House	579
Enacting Clause Stricken	975
S.B. 186 — PAYMENT OF WAGES AMENDMENTS (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	251
Assigned to standing committee	437
Substituted	538
Committee report adopted and placed on calendar	539
Read the second time	582
Read the third time	605
Circled	605
Uncircled	649
Substituted	649
Circled	650
Uncircled	652
Transmitted to the House	652
Failed	927
Enacting Clause Stricken	978
S.B. 187 — PROHIBITING STATE DEPARTMENTS AND ENTITIES FROM EMPLOYING CONTRACT LOBBYISTS (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	251
Assigned to standing committee	406
Amendments	455
Committee report adopted and placed on calendar	455
Read the second time	506
Read the third time	520
Transmitted to the House	520
Concurrence	817, 819
Returned to the House	819
Recalled	827
Reconsideration	841
Refuse to Concur	841
Refuse to recede	867
Joint Conference Committee Report	933
Before the Senate	933
Substituted	933
Returned to the House	934
Signed by the President and transmitted to the Governor	948
S.B. 188 — CREDIT UNION ACT – MEMBER BUSINESS LOANS (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	251
Assigned to standing committee	556
Returned to the Rules Committee	713
Enacting Clause Stricken	978

S.B. 189 — ENERGY AMENDMENTS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	251
Enacting Clause Stricken	978
S.B. 190 — CRIMINAL BACKGROUND CHECKS FOR MENTAL HEALTH PROVIDERS AND OTHERS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	251
Enacting Clause Stricken	978
S.B. 191 — BOND TO BE POSTED IN ENVIRONMENTAL ACTIONS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	251
Enacting Clause Stricken	978
S.B. 192 — REPEAL OF RESIDENCE LIEN RECOVERY FUND (<i>P. Hellewell</i>)	
Read for the first time and referred to the Rules Committee	252
Assigned to standing committee	438
Returned to the Rules Committee	717
Enacting Clause Stricken	978
S.B. 193 — TITLE INSURANCE AMENDMENTS (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	252
Enacting Clause Stricken	978
S.B. 194 — MEDICAL PRACTICE ACT AMENDMENT (<i>D. Allen</i>)	
Read for the first time and referred to the Rules Committee	252
Enacting Clause Stricken	978
S.B. 195 — PROPERTY TAX AMENDMENTS (<i>J. Valentine</i>)	
Read for the first time and referred to the Rules Committee	252
Enacting Clause Stricken	978
S.B. 196 — BONDING AUTHORITY FOR IRRIGATION DISTRICTS (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	252
Enacting Clause Stricken	978
S.B. 197 — DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSURE – REPEAL OF QUALITY REVIEW REQUIREMENTS (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	252
Assigned to standing committee	391
Committee report adopted and placed on calendar	422
Read the second time	471
Read the third time	486
Transmitted to the House	487
Signed by the President and transmitted to the Governor	663
S.B. 198 — HIGH-LEVEL NUCLEAR WASTE PREVENTION STUDY (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	252
Assigned to standing committee	493
Committee report adopted and placed on calendar	539
Substituted	539
Read the second time	583
Amendments	583
Read the third time	606
Transmitted to the House	606
Concurrence	968
Returned to the House	969
Signed by the President and transmitted to the Governor	971

S.B. 199 — APPROPRIATION REGARDING HIGH-LEVEL NUCLEAR WASTE (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	253
Assigned to standing committee	493
Committee report adopted and placed on calendar	539
Read the second time	583
Read the third time	606
Transmitted to the House	607
Enacting Clause Stricken	975
S.B. 200 — REVISIONS REGARDING HIGH LEVEL NUCLEAR WASTE (<i>T. Spencer</i>)	
Read for the first time and referred to the Rules Committee	253
Enacting Clause Stricken	978
S.B. 201 — SOLDIER HOLLOW LEGACY FUNDING (<i>B. Evans</i>)	
Read for the first time and referred to the Rules Committee	253
Enacting Clause Stricken	978
S.B. 202 — CONFIDENTIALITY OF TAX INFORMATION (<i>K. Hale</i>)	
Read for the first time and referred to the Rules Committee	253
Assigned to standing committee	468
Amendments	624
Committee report adopted and placed on calendar	626
Read the second time	675
Read the third time	691
Transmitted to the House	691
Signed by the President and transmitted to the Governor	866
S.B. 203 — COUNTY RECORDER – RECORDING LAW AMENDMENTS (<i>R. Allen</i>)	
Read for the first time and referred to the Rules Committee	253
Enacting Clause Stricken	978
S.B. 204 — REPEAL OF LICENSING ALARM RESPONSE RUNNERS (<i>D. Eastman</i>)	
Read for the first time and referred to the Rules Committee	253
Assigned to standing committee	390
Read the second time and placed on Consent Calendar	422
Read the third time	482
Transmitted to the House	482
Signed by the President and transmitted to the Governor	695
S.B. 205 — PROHIBITION OF JOB ACTIONS BY PUBLIC SCHOOL EMPLOYEES (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	253
Assigned to standing committee	525
Returned to the Rules Committee	717
Enacting Clause Stricken	978
S.B. 206 — TASK FORCE ON IMPLEMENTATION OF WATER FLUORIDATION (<i>L. Poulton</i>)	
Read for the first time and referred to the Rules Committee	254
Assigned to standing committee	438
Substituted	707
Amendments	707
Committee report adopted and placed on calendar	712
Read the second time	796
Read the third time	813
Transmitted to the House	813
Signed by the President and transmitted to the Governor	966
S.B. 207 — EFFECTIVE AND CONSISTENT PROSECUTION OF CRIMINAL BEHAVIOR STATEWIDE (<i>R. Allen</i>)	
Read for the first time and referred to the Rules Committee	254
Enacting Clause Stricken	978

S.B. 208 — GOVERNMENTAL IMMUNITY FOR TRANSPORTING PERSONS FROM REMOTE OR INACCESSIBLE AREAS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	254
Assigned to standing committee	526
Committee report adopted and placed on calendar	626
Read the second time	693
Circled	694
Uncircled	698
Read the third time	765
Transmitted to the House	765
Signed by the President and transmitted to the Governor	924
S.B. 209 — SALES AND USE TAX – EXEMPTION FOR MACHINERY OR EQUIPMENT USED IN BOTTLING WATER (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	254
Enacting Clause Stricken	978
S.B. 210 — HIGHER EDUCATION TUITION DISCLOSURE (<i>C. Walker</i>)	
Read for the first time and referred to the Rules Committee	254
Assigned to standing committee	468
Committee report adopted and placed on calendar	539
Substituted	584
Read the second time	584
Circled	584
Uncircled	597
Read the third time	609
Amendments	609
Transmitted to the House	609
Signed by the President and transmitted to the Governor	838
S.B. 211 — SOLEMNIZATION OF MARRIAGES (<i>G. Davis</i>)	
Read for the first time and referred to the Rules Committee	254
Assigned to standing committee	454
Read the second time and placed on Consent Calendar	497
Read the third time	576
Transmitted to the House	576
Signed by the President and transmitted to the Governor	897
S.B. 212 — UTAH PAWNBROKING ACT (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	255
Enacting Clause Stricken	978
S.B. 213 — TAXATION OF TELEPHONE CORPORATIONS (<i>C. Bramble</i>)	
Read for the first time and referred to the Rules Committee	255
Assigned to standing committee	525
Committee report adopted and placed on calendar	626
Read the second time	676
Amendments	692
Read the third time	692
Transmitted to the House	693
Concurrence	883
Returned to the House	883
Signed by the President and transmitted to the Governor	924

S.B. 214 — TAXATION OF MOBILE TELECOMMUNICATIONS SERVICE AND TASK FORCE ON TELECOMMUNICATIONS TAXATION (<i>C. Bramble</i>)	
Read for the first time and referred to the Rules Committee	255
Assigned to standing committee	568
Amendments	624
Committee report adopted and placed on calendar	626
Read the second time	676
Read the third time	693
Circled	693
Uncircled	807
Referred to Rules Committee for interim study	807
Enacting Clause Stricken	978
S.B. 215 — TEACHERS QUALIFICATIONS IN MIDDLE SCHOOLS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	255
Enacting Clause Stricken	979
S.B. 216 — REIMBURSEMENT OF COSTS FOR INVESTIGATIONS OF PUBLIC EMPLOYEES (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	255
Enacting Clause Stricken	979
S.B. 217 — DOMESTIC VIOLENCE SHELTERS – RESPONSIBILITY AND FUNDING (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	255
Assigned to standing committee	619
Amendments	709
Committee report adopted and placed on calendar	712
Placed on calendar	719
Read the second time	719
Circled	719
Read the third time	720
Substituted	720
Transmitted to the House	721
Signed by the President and transmitted to the Governor	769
S.B. 218 — REGISTRATION AND PROTECTION OF TRADEMARKS (<i>L. Hillyard</i>)	
Read for the first time and referred to the Rules Committee	255
Enacting Clause Stricken	979
S.B. 219 — CONSTRUCTION CONTRACTS – PROMPT PAYMENT ACT (<i>M. Waddoups</i>)	
Read for the first time and referred to the Rules Committee	256
Assigned to standing committee	592
Substituted	666, 749
Committee report adopted and placed on calendar	667
Read the second time	749
Circled	750
Uncircled	784
Returned to the Rules Committee	784
Enacting Clause Stricken	979
S.B. 220 — AGRICULTURAL PROTECTION ZONE AMENDMENTS (<i>L. Blackham</i>)	
Read for the first time and referred to the Rules Committee	256
Enacting Clause Stricken	979
S.B. 221 — WATER QUALITY BOARD AMENDMENTS (<i>D. Gladwell</i>)	
Read for the first time and referred to the Rules Committee	256
Enacting Clause Stricken	979

S.B. 222 — NOTIFICATION BY FAMILY SERVICES OF NONCUSTODIAL PARENT OF CHILD'S REMOVAL (<i>P. Hellewell</i>)	
Read for the first time and referred to the Rules Committee	256
Substituted	617
Assigned to standing committee	619
Amendments	709
Committee report adopted and placed on calendar	712
Read the second time	797
Read the third time	814
Transmitted to the House	814
Signed by the President and transmitted to the Governor	924
S.B. 223 — DEFERRED RETIREMENT OPTION PROGRAM (<i>G. Davis</i>)	
Read for the first time and referred to the Rules Committee	256
Enacting Clause Stricken	979
S.B. 224 — DAMAGE TO UNDERGROUND UTILITY FACILITIES (<i>B. Wright</i>)	
Read for the first time and referred to the Rules Committee	256
Assigned to standing committee	618
Amendments	705, 790
Committee report adopted and placed on calendar	712
Read the second time	790
Read the third time	812
Amendments	812
Transmitted to the House	813
Concurrence	914
Returned to the House	914
Signed by the President and transmitted to the Governor	924
S.B. 225 — APPROPRIATION TO MEMORY GROVE FOUNDATION (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	256
Assigned to standing committee	438
Read the second time and placed on Consent Calendar	481
Read the third time	572
Transmitted to the House	572
Placed on calendar	749
Concurrence	756
Returned to the House	757
Signed by the President and transmitted to the Governor	779
S.B. 226 — PROPERTY TAX – NOTICE OF APPEALS (<i>S. Jenkins</i>)	
Read for the first time and referred to the Rules Committee	257
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Read the second time	776
Read the third time	804
Transmitted to the House	804
Signed by the President and transmitted to the Governor	924
S.B. 227 — INDIVIDUAL INCOME TAX CREDIT FOR CERTAIN POLITICAL CONTRIBUTIONS (<i>B. Wright</i>)	
Read for the first time and referred to the Rules Committee	257
Assigned to standing committee	703
Returned to the Rules Committee	802
Enacting Clause Stricken	979

S.B. 228 — SALES AND USE TAX FOR COMMUNITY DEVELOPMENT (<i>P. Suazo</i>)	
Read for the first time and referred to the Rules Committee	257
Assigned to standing committee	591
Amendments	665
Committee report adopted and placed on calendar	667
Read the second time	740
Failed	740
Enacting Clause Stricken	979
S.B. 229 — WATER COMPANIES AND ASSOCIATIONS VOTING RIGHTS (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	257
Enacting Clause Stricken	979
S.B. 230 — WATER COMPANIES AND ASSOCIATIONS ASSESSMENTS (<i>M. Dmitrich</i>)	
Read for the first time and referred to the Rules Committee	257
Enacting Clause Stricken	979
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Read the second time	196
Read the third time	212
Signed by the President in open session and returned to the House	212
H.B. 17 — ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – NATURAL RESOURCES (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	90
Committee report adopted and placed on calendar	155
Read the second time	197
Read the third time	213
Signed by the President and returned to the House	213
H.B. 18 — INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION (<i>G. Cox</i>)	
Read for the first time and referred to the Rules Committee	90
Assigned to standing committee	122
Amendments	189
Read the second time and placed on Consent Calendar	189
Read the third time	265
Returned to the House	265
Signed by the President and returned to the House	306
H.B. 19 — FEES RECODIFICATION (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	137
Committee report adopted and placed on calendar	167
Amendments	327
Read the second time	219
Circled	219
Uncircled	327
Read the third time	336
Returned to the House	337
Signed by the President and returned to the House	389

H.B. 20 — STATE SYMBOL RECODIFICATION (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	91
Committee report adopted and placed on calendar	139
Read the second time	196
Read the third time	212
Signed by the President and returned to the House	212
H.B. 21 — MAILING REQUIREMENTS TO STATE AND POLITICAL SUBDIVISIONS (<i>R. Barrus</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	122
Committee report adopted and placed on calendar	167
Read the second time	219
Read the third time	235
Circled	235
Uncircled	235
Signed by the President and returned to the House	236
H.B. 22 — SEX OFFENDER LIFETIME REPORTING AMENDMENTS (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	107
Assigned to standing committee	137
Read the second time and placed on Consent Calendar	189
Read the third time	265
Signed by the President and returned to the House	266
H.B. 23 — REPEAL OF BEDDING, UPHOLSTERED FURNITURE, QUILTED CLOTHING ADVISORY COMMITTEE (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	86
Placed on calendar	91
Read the second time	114
Read the third time	131
Signed by the President and returned to the House	132
H.B. 24 — REPEAL OF DAIRY ADVISORY BOARD (<i>M. Styer</i>)	
Read for the first time and referred to the Rules Committee	86
Placed on calendar	91
Read the second time	115
Read the third time	132
Signed by the President and returned to the House	132
H.B. 25 — CIVIL STALKING AMENDMENTS (<i>L. Shurtliff</i>)	
Read for the first time and referred to the Rules Committee	164
Substituted	439
Assigned to standing committee	439
Substituted	558
Committee report adopted and placed on calendar	564
Read the second time	630
Circled	630
Uncircled	636
Amendments	636
Tabled on Third Reading Calendar	637
Read the third time	731
Returned to the House	732
Signed by the President and returned to the House	770

H.B. 26 — CRIMINAL RESTITUTION AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	242
Assigned to standing committee	291
Committee report adopted and placed on calendar	347
Substituted	347
Amendments	410
Read the second time	410
Read the third time	430
Returned to the House	430
Signed by the President and returned to the House	466
H.B. 27 — ELECTRONIC GOVERNMENT SERVICES AMENDMENTS – ADMINISTRATIVE RULES AND PROCEDURES (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	122
Placed on calendar	167
Read the second time	219
Read the third time	235
Signed by the President and returned to the House	235
H.B. 28 — INDEPENDENT ENTITIES ACT (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	405
Assigned to standing committee	525
Committee report adopted and placed on calendar	603
Read the second time	653
Read the third time	684
Signed by the President and returned to the House	684
H.B. 29 — ELECTION LAW – TECHNICAL AMENDMENTS (<i>B. Holladay</i>)	
Read for the first time and referred to the Rules Committee	86
Assigned to standing committee	122
Substituted	166
Amendments	166
Committee report adopted and placed on calendar	167
Read the second time	220
Read the third time	236
Returned to the House	236
Signed by the President and returned to the House	289
H.B. 30 — VEHICLE TOWING AND REPORTING REQUIREMENTS (<i>J. Gowans</i>)	
Read for the first time and referred to the Rules Committee	356
Assigned to standing committee	407
Committee report adopted and placed on calendar	480
Read the second time	528
Tabled on Third Reading Calendar	529
Placed on calendar	807
Read the third time	808
Signed by the President and returned to the House	808
H.B. 31 — CHILD WELFARE OVERSIGHT PANEL AMENDMENTS (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	136
Assigned to standing committee	202
Amendments	244
Committee report adopted and placed on calendar	245
Read the second time	294
Read the third time	314
Returned to the House	314
Signed by the President and returned to the House	344

H.B. 32 — UNAUTHORIZED CHARGES ON UTILITIES — CRAMMING AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	90
Assigned to standing committee	122
Committee report adopted and placed on calendar	189
Amendments	186
Read the second time	220
Read the third time	238
Returned to the House	238
Signed by the President and returned to the House	289
H.B. 33 — CLARIFICATION OF TIME LIMITS FOR REUNIFICATION SERVICES (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	90
Assigned to standing committee	122
Committee report adopted and placed on calendar	167
Amendments	167
Read the second time	220
Circled	220
Uncircled	221
Read the third time	238
Returned to the House	239
Signed by the President and returned to the House	289
H.B. 34 — APPLIED TECHNOLOGY EDUCATION GOVERNANCE (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	603
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Placed on Second Reading Calendar	860
Read the second time	860
Circled	860
Uncircled	936
Substituted	936
Amendments	937
Read the second and third time	937
Returned to the House	938, 967
Refuse to Recede	947
House Conference Committee	950
H.B. 35 — UTAH TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM AMENDMENTS (<i>B. Goodfellow</i>)	
Read for the first time and referred to the Rules Committee	107
Assigned to standing committee	137
Committee report adopted and placed on calendar	189
Read the second time	273
Read the third time	286
Signed by the President and returned to the House	287
H.B. 36 — RETIREMENT OFFICE AMENDMENTS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	290
Assigned to standing committee	332
Committee report adopted and placed on calendar	603
Read the second time	654
Read the third time	685
Signed by the President and returned to the House	685
H.B. 37 — REAUTHORIZATION OF ADMINISTRATIVE RULES (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	391
Read the second time and placed on Consent Calendar	456
Read the third time	542
Signed by the President and returned to the House	542

H.B. 38 — SCHOOL DISTRICT VOTED LEEWAY AMENDMENTS (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	275
Assigned to standing committee	557
Amendments	625
Committee report adopted and placed on calendar	626
Read the second time	662
Amendments	662
Read the third time	760
Returned to the House	761
Tabled on Third Reading Calendar	663
Signed by the President and returned to the House	800
H.B. 40 — FUNDING FOR TEXTBOOKS (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	331
Assigned to standing committee	390
Committee report adopted and placed on calendar	422
Read the second time	498
Circled	499
Uncircled	500
Read the third time	788
Circled	788
Uncircled	832
Tabled on Third Reading Calendar	501
Signed by the President and returned to the House	832
H.B. 41 — FIRE PREVENTION AMENDMENTS (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	153
Assigned to standing committee	179
Committee report adopted and placed on calendar	225
Read the second time	292
Read the third time	313
Signed by the President and returned to the House	314
H.B. 42 — FUNDING FOR CLASSROOM SUPPLIES (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	223
Placed on calendar	791
Read the second time	791
Amendments	791
Read the third time	791
Returned to the House	792
Signed by the President and returned to the House	816
H.B. 43 — REPEAL OF LEGISLATIVE TERM LIMITS (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	537
Assigned to standing committee	592
Returned to the Rules Committee	717
Committee report adopted and placed on calendar	828
Read the second time	830
Circled	830
Uncircled	893
Failed	893

H.B. 44 — INSURANCE DEPARTMENT – HEALTH POLICY RESPONSIBILITIES (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	150
Assigned to standing committee	165
Amendments	224
Committee report adopted and placed on calendar	225
Read the second time	292
Circled	292
Uncircled	293
Tabled on Third Reading Calendar	294
Read the third time	727
Returned to the House	728
Signed by the President and returned to the House	770
H.B. 47 — APPROPRIATION FOR LONG-TERM PROFESSIONAL DEVELOPMENT PROGRAMS FOR DISABILITY SERVICE (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	136
Enacting Clause Stricken	972
H.B. 48 — CREATION OF SCHOOL DISTRICTS (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	390
Assigned to standing committee	590
Returned to the Rules Committee	717
Enacting Clause Stricken	972
H.B. 49 — VEHICLE SUSPENSION LIFT LAWS (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	164
Assigned to standing committee	202
Committee report adopted and placed on calendar	299
Read the second time	366
Read the third time	385
Circled	385
Uncircled	395
Signed by the President and returned to the House	395
H.B. 51 — WORKFORCE SERVICES AMENDMENTS (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	510
Assigned to standing committee	556
Committee report adopted and placed on calendar	626
Read the second time	655
Read the third time	685
Signed by the President and returned to the House	686
H.B. 52 — UNEMPLOYMENT INSURANCE AMENDMENTS (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	201
Assigned to standing committee	242
Committee report adopted and placed on calendar	309
Read the second time	398
Read the third time	427
Signed by the President and returned to the House	427
H.B. 53 — OLD IRON TOWN STATE PARK (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	136
Placed on calendar	726
Read the second time	733
Amendments	733
Read the third time	734
Transmitted to the House	734
Refuse to Recede	761
House Conference Committee	781
Enacting Clause Stricken	973

H.B. 54 — WILDLIFE – HUNTING AND FISHING FEES (<i>M. Styer</i>)	
Read for the first time and referred to the Rules Committee	136
Assigned to standing committee	165
Committee report adopted and placed on calendar	189
Read the second time	240
Read the third time	272
Signed by the President and returned to the House	273
H.B. 56 — UTAH UNIFORM SECURITIES ACT AMENDMENTS (<i>P. Arent</i>)	
Read for the first time and referred to the Rules Committee	435
Assigned to standing committee	525
Read the second time and placed on Consent Calendar	627
Read the third time	758
Signed by the President and returned to the House	758
H.B. 57 — TRAFFIC OFFENSE ADJUDICATION AMENDMENTS (<i>B. Goodfellow</i>)	
Read for the first time and referred to the Rules Committee	136
Assigned to standing committee	165
Committee report adopted and placed on calendar	189
Read the second time	273
Read the third time	287
Tabled on Third Reading Calendar	287
Returned to the Rules Committee	870
Enacting Clause Stricken	973
H.B. 58 — SCHOOL UNIFORMS AMENDMENTS (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	186
Assigned to standing committee	290
Amendments	334
Committee report adopted and placed on calendar	334
Read the second time	409
Circled	410
Uncircled	502
Read the third time	517
Returned to the House	517
Receded from Amendments	588
Signed by the President and returned to the House	588
H.B. 59 — WORKERS' COMPENSATION FUND (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	121
Assigned to standing committee	137
Placed on calendar	189
Read the second time	239
Circled	239, 288
Uncircled	288, 318
Before the Senate	324
Read the third time	335
Signed by the President and returned to the House	335
H.B. 60 — JUSTICE COURT AMENDMENTS (<i>B. Goodfellow</i>)	
Read for the first time and referred to the Rules Committee	164
Assigned to standing committee	202
Committee report adopted and placed on calendar	299
Read the second time	397
Read the third time	425
Amendments	425
Returned to the House	426
Signed by the President and returned to the House	466

H.B. 61 — MEDICAL EXAMINER AUTHORITY (<i>G. Cox</i>)	
Read for the first time and referred to the Rules Committee	223
Assigned to standing committee	306
Committee report adopted and placed on calendar	334
Read the second time	410
Tabled on Third Reading Calendar	410
Placed on Calendar	725
Read the third time	728
Signed by the President and returned to the House	728
H.B. 62 — OPERATION AND MAINTENANCE OF STATE BUILDINGS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	215
Assigned to standing committee	243
Committee report adopted and placed on calendar	299
Read the second time	366
Read the third time	384
Signed by the President and returned to the House	385
Tabled on Third Reading Calendar	385
Reconsideration	385
Before the Senate	787
Signed by the President and returned to the House	787
H.B. 63 — OFF-HIGHWAY VEHICLE REGISTRATION	
AMENDMENTS (<i>B. Goodfellow</i>)	
Read for the first time and referred to the Rules Committee	153
Assigned to standing committee	179
Read the second time and placed on Consent Calendar	226
Read the third time	299
Signed by the President and returned to the House	299
H.B. 64 — TUITION WAIVERS FOR WARDS OF THE STATE (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	290
Assigned to standing committee	306
Committee report adopted and placed on calendar	334
Read the second time	410
Circled	410
Uncircled	436
Tabled on Third Reading Calendar	436
Read the third time	870
Signed by the President and returned to the House	871
H.B. 65 — DIVISION OF OCCUPATIONAL AND PROFESSIONAL	
LICENSURE AMENDMENTS (<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	121
Assigned to standing committee	137
Amendments	187
Committee report adopted and placed on calendar	189
Read the second time	239
Read the third time	272
Returned to the House	272
Signed by the President and returned to the House	306
H.B. 66 — LOBBYIST DISCLOSURE AND REGULATION	
ACT AMENDMENTS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	223
Motion to recall (failed)	943
Enacting Clause Stricken	973

H.B. 67 — PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	417
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Enacting Clause Stricken	973
H.B. 68 — ANNUAL LEAVE CONVERSION FOR STATE EMPLOYEES (<i>J. Gowans</i>)	
Read for the first time and referred to the Rules Committee	356
Assigned to standing committee	391
Committee report adopted and placed on calendar	440
Read the second time	504
Tabled on Third Reading Calendar	505
Read the third time	788
Signed by the President and returned to the House	788
H.B. 69 — SEXUAL VIOLENCE PREVENTION AND COMMUNITY AWARENESS (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	742
Read the second and third times	742
Failed	742
Returned to the House	743
Recalled	790
Reconsideration	790, 794
Before the Senate	794
Read the third time	795
Signed by the President and returned to the House	795
H.B. 71 — APPROPRIATION FOR LAND USE PLANNING (<i>S. Urquhart</i>)	
Read for the first time and referred to the Rules Committee	242
Placed on calendar	726
Read the second time	732
Amendments	733
Read the third time	733
Transmitted to the House	733
Signed by the President and returned to the House	770
H.B. 72 — PENALTY FOR MISUSE OF SECURITIES (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	390
Read the second time and placed on Consent Calendar	627
Read the third time	758
Signed by the President and returned to the House	759
H.B. 73 — MENTAL HEALTH THERAPIST LICENSING ACT AMENDMENTS (<i>J. Buffmire</i>)	
Read for the first time and referred to the Rules Committee	223
Assigned to standing committee	590
Committee report adopted and placed on calendar	712
Placed on calendar	783
Read the second time	821
Read the third time	848
Signed by the President and returned to the House	849
Returned to the Rules Committee	778

H.B. 74 — UNAUTHORIZED CONTROL OF A MOTOR VEHICLE AMENDMENTS (<i>G. Cox</i>)	
Read for the first time and referred to the Rules Committee	242
Assigned to standing committee	291
Committee report adopted and placed on calendar	347
Read the second time	412
Read the third time	431
Signed by the President and returned to the House	432
H.B. 75 — NAVAJO REVITALIZATION FUND AMENDMENTS (<i>J. Buffmire</i>)	
Read for the first time and referred to the Rules Committee	201
Assigned to standing committee	291
Committee report adopted and placed on calendar	322
Read the second time	399
Read the third time	428
Signed by the President and returned to the House	429
H.B. 76 — MULTISTATE HIGHWAY TRANSPORTATION AGREEMENT MODIFICATIONS (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	275
Assigned to standing committee	307
Amendments	347
Committee report adopted and placed on calendar	347
Read the second time	412
Read the third time	432
Returned to the House	432
Signed by the President and returned to the House	466
H.B. 77 — STATE SCIENCE CENTER (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	331
Assigned to standing committee	494
Amendments	564
Committee report adopted and placed on calendar	564
Read the Second Time	632
Tabled on Third Reading Calendar	633
Placed on calendar	725
Read the third time	731
Amendments	731
Returned to the House	731
Recalled	841
Returned to Senate	855
Signed by the President and returned to the House	780, 866
H.B. 78 — SALES AND USE TAX – SALES RELATING TO SCHOOLS (<i>B. Johnson</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	406
Committee report adopted and placed on calendar	455
Read the second time	505
Tabled on Third Reading Calendar	506
Placed on calendar	807
Read the third time	809
Signed by the President and returned to the House	810
H.B. 79 — PERSONS WITH A DISABILITY – TECHNICAL REVISIONS (<i>T. McCartney</i>)	
Read for the first time and referred to the Rules Committee	223
Assigned to standing committee	276
Read the second time and placed on Consent Calendar	422
Read the third time	482
Signed by the President and returned to the House	482

H.B. 80 — TEACHER TRANSFERS (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	406
Amendments	479, 528
Committee report adopted and placed on calendar	480
Read the second time	528
Tabled on Third Reading Calendar	546
Returned to the Rules Committee	870
Enacting Clause Stricken	973
H.B. 81 — ALCOHOLIC BEVERAGE SERVER TRAINING AMENDMENTS (<i>C. Saunders</i>)	
Read for the first time and referred to the Rules Committee	242
Assigned to standing committee	290
Committee report adopted and placed on calendar	334
Read the second time	407
Read the third time	429
Signed by the President and returned to the House	430
H.B. 82 — PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD (<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	290
Assigned to standing committee	307
Returned to the Rules Committee	717
Placed on calendar	828
Read the second time	830
Enacting Clause Stricken	830
H.B. 83 — CHILD WELFARE AMENDMENTS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	331
Substituted	421
Committee report adopted and placed on calendar	422
Read the second time	499
Circled	499, 531, 653
Uncircled	530, 652, 735
Substituted	530, 652
Placed on Time Certain Calendar	735
Amendments	805
Read the third time	805, 845
Amendments	845
Returned to the House	846
Signed by the President and returned to the House	866
H.B. 84 — APPROPRIATIONS FOR THE BLIND CENTER (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	742
Placed on calendar	742
Read the second and third times	743
Signed by the President and returned to the House	743
H.B. 85 — SCHOOL BUS – VEHICLE SAFETY REQUIREMENTS (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	407
Committee report adopted and placed on calendar	480
Read the second time	529
Read the third time	546
Circled	546
Uncircled	604
Signed by the President and returned to the House	604

H.B. 86 — GOVERNMENT REVENUE AND TAX SYSTEM	
TASK FORCE (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	438
Returned to the Rules Committee	717
Placed on calendar	783
Read the second time	825
Circled	825
Uncircled	875
Before the Senate	878
Substituted	878
Read the third time	902
Circled	902
Uncircled	917
Substituted	917
Amendments	917, 927
Circled	918
Uncircled	927
Returned to the House	928
Signed by the President and returned to the House	942
H.B. 87 — APPROPRIATION FOR UTAH BOTANICAL CENTER (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	742
Placed on calendar	742
Read the second and third times	743
Signed by the President and returned to the House	744
H.B. 88 — PRIVATE RECORDS UNDER GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT (<i>C. Beshear</i>)	
Read for the first time and referred to the Rules Committee	290
Assigned to standing committee	307
Amendments	372, 433
Committee report adopted and placed on calendar	373
Read the second time	414
Read the third time	433
Returned to the House	434
Signed by the President and returned to the House	466
H.B. 89 — RURAL PHARMACY CHANGES (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	391
Committee report adopted and placed on calendar	422
Read the second time	499
Circled	499
Uncircled	503
Tabled on Third Reading Calendar	503
Placed on calendar	725
Read the third time	728
Amendments	728
Returned to the House	729
Signed by President and returned to the House	770
H.B. 90 — RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	391
Committee report adopted and placed on calendar	440
Read the second time	505
Read the third time	518
Signed by the President and returned to the House	518

H.B. 91 — STATE CAPITOL PRESERVATION BOARD AMENDMENTS (<i>R. Becker</i>)	
Read for the first time and referred to the Rules Committee	290
Assigned to standing committee	332
Committee report adopted and placed on calendar	422
Read the second time	499
Read the third time	515
Signed by the President and returned to the House	515
H.B. 92 — SPAY AND NEUTER LICENSE PLATE (<i>J. Biskupski</i>)	
Read for the first time and referred to the Rules Committee	405
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	782
Read the second time	820
Read the third time	846
Signed by the President and returned to the House	847
H.B. 93 — EXPUNGEMENT OF CERTAIN FELONY RECORDS (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	391
Returned to the Rules Committee	717
Enacting Clause Stricken	973
H.B. 98 — ENTERPRISE ZONE AMENDMENTS (<i>B. Johnson</i>)	
Read for the first time and referred to the Rules Committee	417
Assigned to standing committee	494
Committee report adopted and placed on calendar	564
Read the second time	631
Tabled on Third Reading Calendar	631
Placed on calendar	725, 798
Read the third time	729
Amendments	729, 798
Returned to the House	730, 798
Recalled	757
Concurrence	782
Before the Senate	798
Signed by the President and returned to the House	816
H.B. 99 — READING SKILLS DEVELOPMENT CENTER AMENDMENTS (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	468
Assigned to standing committee	556
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	783
Read the second time	791
Circled	791
Read the third time	795
Signed by the President and returned to the House	796
H.B. 102 — MODIFICATIONS OF SCHOOL CHOICE PROGRAM (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	510
Assigned to standing committee	556
Committee report adopted and placed on calendar	626
Read the second time	659
Circled	659
Uncircled	661
Tabled on Third Reading Calendar	662
Returned to the Rules Committee	870
Enacting Clause Stricken	973

H.B. 104 — MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	468
Read the second time and placed on Consent Calendar	571
Read the third time	683
Signed by the President and returned to the House	684
H.B. 105 — LICENSURE OF ESTHETICIANS AND NAIL TECHNICIANS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	437
Assigned to standing committee	525
Amendments	593
Committee report adopted and placed on calendar	595
Read the second time	634
Read the third time	650
Returned to the House	651
Signed by the President and returned to the House	770
H.B. 106 — MOTOR VEHICLE FRANCHISE ACT AMENDMENTS (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	451
Assigned to standing committee	494
Read the second time and placed on Consent Calendar	540
Read the third time	641
Signed by the President and returned to the House	641
H.B. 107 — TOURISM MARKETING AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	405
Substituted	538
Amendments	538
Committee report adopted and placed on calendar	539
Read the second time	611
Tabled on Third Reading Calendar	611
Read the third time	808
Amendments	808
Returned to the House	809
Receded	840
Concurrence	840
Returned to the House	840, 868
Reconsideration	867
Substituted	867
Before the Senate	868
Returned to the House	868
Signed by the President and returned to the House	897
H.B. 108 — REQUIREMENTS FOR POSTING BOUNDARIES OF HUNTING UNITS (<i>C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	406
Committee report adopted and placed on calendar	480
Read the second time	528
Circled	528
Uncircled	566
Read the third time	580
Signed by the President and returned to the House	580

H.B. 109 — AMENDMENTS TO THE INSURANCE LAW (<i>J. Swallow</i>)	
Read for the first time and referred to the Rules Committee	452
Assigned to standing committee	493
Committee report adopted and placed on calendar	626
Read the second time	655
Circled	655
Uncircled	661
Read the third time	689
Circled	689
Uncircled	690
Amendments	690
Signed by the President and returned to the House	780
H.B. 110 — SALES TAX REFUND FOR QUALIFIED EMERGENCY FOOD AGENCIES (<i>J. Buffinire</i>)	
Read for the first time and referred to the Rules Committee	437
Assigned to standing committee	494
Read the second time and placed on Consent Calendar	627
Read the third time	759
Signed by the President and returned to the House	760
H.B. 111 — APPROPRIATION FOR WATER QUALITY PROTECTION (<i>B. Parker</i>)	
Read for the first time and referred to the Rules Committee	736
Placed on calendar	737
Read the second time	737
Circled	737
Uncircled	738
Read the third time	738
Signed by the President and returned to the House	738
H.B. 112 — PREVENTION OF RETALIATORY LAWSUITS (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	537
Assigned to standing committee	591
Amendments	709
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	884
Read the second and third time	950
Amendments	950
Returned to the House	951
Signed by the President and returned to the House	963
H.B. 113 — SURREPTITIOUS ADMINISTRATION OF A SUBSTANCE (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	525
Committee report adopted and placed on calendar	571
Read the second time	634
Circled	634
Uncircled	654
Read the third time	684
Signed by the President and returned to the House	685
H.B. 114 — MORTGAGE PRACTICES ACT AMENDMENTS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	467
Assigned to standing committee	493
Read the second time	655
Read the third time	686
Signed by the President and returned to the House	686

H.B. 115 — WASTE TIRE RECYCLING (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	556
Amendments	664
Committee report adopted and placed on calendar	667
Read the second time	697
Read the third time	764
Returned to the House	764
Signed by the President and returned to the House	800
H.B. 116 — JUDICIAL RETENTION ELECTION AMENDMENTS (<i>G. Cox</i>)	
Read for the first time and referred to the Rules Committee	493
Assigned to standing committee	525
Committee report adopted and placed on calendar	667
Read the second time	700
Read the third time	765
Signed by the President and returned to the House	766
H.B. 117 — AMENDING THE GROUNDS FOR TAKING A CHILD INTO PROTECTIVE CUSTODY (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	452
Assigned to standing committee	494
Committee report adopted and placed on calendar	667
Read the second time	700
Circled	701
Uncircled	718
Amendments	718, 844
Read the third time	767
Uncircled	768, 844
Amendments	768
Circled	767, 769
Returned to the House	845
Signed by the President and returned to the House	866
H.B. 118 — MINERAL LEASE AMENDMENTS (<i>M. Young</i>)	
Read for the first time and referred to the Rules Committee	452
Assigned to standing committee	494
Committee report adopted and placed on calendar	564
Read the second time	633
Read the third time	646
Signed by the President and returned to the House	647
H.B. 122 — ADMINISTRATIVE TRAFFIC CHECKPOINT AMENDMENTS (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	468
Assigned to standing committee	494
Committee report adopted and placed on calendar	539
Read the second time	630
Read the third time	645
Amendments	645
Returned to the House	646
Signed by the President and returned to the House	800
H.B. 124 — AMENDMENTS TO VOTER INFORMATION PAMPHLET (<i>J.M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	524
Assigned to standing committee	557
Committee report adopted and placed on calendar	595
Read the second time	637
Read the third time	648
Signed by the President and returned to the House	648

H.B. 125 — EIGHT HOUR WORK DAY AMENDMENTS (<i>J. Alexander</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	590
Returned to the Rules Committee	717
Placed on calendar	900
Read the second time	907
Read the second and third time	907
Signed by the President and returned to the House	908
H.B. 126 — AMENDMENTS TO SALES AND USE TAX EXEMPTION FOR MEALS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	405
Assigned to standing committee	454
Read the second time and placed on Consent Calendar	497
Read the third time	575
Signed by the President and returned to the House	576
H.B. 127 — INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN (<i>J. Ferrin</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	591
Committee report adopted and placed on calendar	667
Read the second time	735
Circled	735
Returned to the Rules Committee	778
Enacting Clause Stricken	973
H.B. 128 — FUNDING OF EXTENSION PROJECTS AND FACILITIES (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	736
Placed on calendar	737
Read the second time	737
Circled	737
Uncircled	738
Read the third time	739
Signed by the President and returned to the House	739
Recalled	757
Enacting Clause Stricken	973
H.B. 130 — EXEMPTION FOR DOMESTIC WORKERS FOR PERSONS ELIGIBLE FOR STATE AND FEDERAL PROGRAMS (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	617
Placed on calendar	964
Read the second and third time	965
Signed by the President and returned to the House	966
H.B. 131 — INTERNET CHILD PROTECTION ACT (<i>B. Winn</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	525
Committee report adopted and placed on calendar	595
Read the second time	637
Amendments	637
Read the third time	650
Signed by the President and returned to the House	650, 770
H.B. 132 — ALTERNATIVE DISPUTE RESOLUTION (<i>R. Becker</i>)	
Read for the first time and referred to the Rules Committee	556
Read the second and third time	957
Reconsideration	960
Before the Senate	961
Amendments	961
Returned to the House	961
Signed by the President and returned to the House	967

H.B. 133 — BILL OF RIGHTS AND CONSTITUTION DAY (<i>J.M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	525
Read the second time and placed on Consent Calendar	713
Read the third time	842
Signed by the President and returned to the House	843
H.B. 134 — STATE ACCOUNTING STANDARDS (<i>J. Alexander</i>)	
Read for the first time and referred to the Rules Committee	590
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	783
Read the second time	822
Read the third time	849
Signed by the President and returned to the House	849
H.B. 135 — CHILD PORNOGRAPHY AMENDMENTS (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	524
Assigned to standing committee	557
Committee report adopted and placed on calendar	595
Read the second time	638
Read the third time	651
Signed by the President and returned to the House	651
H.B. 136 — REVENUE AND TAXATION CRIMINAL OFFENSES AND PENALTIES (<i>B. Holladay</i>)	
Read for the first time and referred to the Rules Committee	467
Read the second time and placed on Consent Calendar	565
Read the third time	642
Signed by the President and returned to the House	643
H.B. 139 — CITIES AND TOWNS – CLASSIFICATION AND RELATED ISSUES (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	510
Assigned to standing committee	592
Returned to the Rules Committee	717
Placed on calendar	900
Read the second time	944
Circled	945
Uncircled	946
Substituted	946
Uncircled	955
Read the second and third time	955
Circled	946
Returned to the House	955
Signed by the President and returned to the House	963
H.B. 140 — HEALTH CLAIMS PROCESSING AND HEALTH CLAIMS AUDITING ACT (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	616
Enacting Clause Stricken	973
H.B. 141 — MOTORBOAT DRIVERS LICENSING REQUIREMENTS (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	801
Enacting Clause Stricken	973
H.B. 142 — ADDRESSING PHYSICAL FITNESS AND NUTRITION IN PUBLIC EDUCATION (<i>C. Saunders</i>)	
Read for the first time and referred to the Rules Committee	856
Enacting Clause Stricken	973

H.B. 143 — VOTING BY SECRET BALLOT FOR PERSONS WITH DISABILITIES (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	468
Committee report adopted and placed on calendar	564
Read the second time	633
Read the third time	646
Signed by the President and returned to the House	646
H.B. 144 — UTAH FOREST PRACTICES ACT (<i>C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	603
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	783
Read the second time	820
Read the third time	847
Signed by the President and returned to the House	847
H.B. 145 — READING ACHIEVEMENT IN ELEMENTARY SCHOOLS – KINDERGARTEN THROUGH GRADE THREE (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	817
Placed on calendar	884
Read the second and third time	949
Signed by the President and returned to the House	949
H.B. 148 — CHILD WELFARE – ALTERNATIVE DISPUTE RESOLUTION (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	555
Assigned to standing committee	591
Committee report adopted and placed on calendar	667
Read the second time	699
Circled	699
Uncircled	724
Read the third time	770
Signed by the President and returned to the House	771
H.B. 149 — MUNICIPAL CABLE TELEVISION AND PUBLIC TELECOMMUNICATIONS SERVICES ACT (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	616
Placed on calendar	828
Read the second time	830
Read the third time	854
Amendments	854
Returned to the House	855
Signed by the President and returned to the House	897
H.B. 151 — OLENE WALKER HOUSING TRUST FUND AMENDMENT (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	616
Placed on calendar	828
Read the second time	831
Failed	831
Recalled	895
Reconsideration	895
Concurrence	899
Read the second and third time	948
Amendments	948
Returned to the House	949
Signed by the President and returned to the House	955
H.B. 152 — STUDY ON PROPERTY TAX RELIEF FOR THE ELDERLY (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	616
Enacting Clause Stricken	973

H.B. 153 — PENALTY FOR MISUSE OF LAWFUL SUBSTANCES (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	616
Assigned to standing committee	703
Returned to the Rules Committee	802
Enacting Clause Stricken	973
H.B. 155 — ANNEXATION AMENDMENTS (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	829
Placed on Calendar	921
Substituted	922
Circled	923
Uncircled	930
Read the second and third time	930
Amendments	930
Returned to the House	930
Signed by the President and returned to the House	942
H.B. 157 — CONSUMER PROTECTION FROM LOTTERY ADVERTISEMENTS (<i>S. Clark</i>)	
Read for the first time and referred to the Rules Committee	556
Assigned to standing committee	590
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	828
Read the second time	831
Read the third time	859
Failed	860
Recalled	875
Reconsideration	890
Before the Senate	890
Amendments	890
Returned to the House	860, 891
Signed by the President and returned to the House	925
H.B. 158 — INDIVIDUAL INCOME TAX – ADDITION OF INTEREST TO FEDERAL TAXABLE INCOME (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	510
Assigned to standing committee	557
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	828
Read the second time	833
Read the third time	860
Signed by the President and returned to the House	860
H.B. 162 — MOTOR FUEL MARKETING ACT (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	493
Assigned to standing committee	526
Substituted	712
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	828
Read the second time	879
Amendments	879
Read the third time	902
Returned to the House	903
Signed by the President and returned to the House	942

H.B. 165 — APPROPRIATION FOR HOME ENERGY ASSISTANCE TARGET PROGRAM (<i>T. McCartney</i>)	
Read for the first time and referred to the Rules Committee	742
Placed on calendar	742
Read the second and third times	744
Signed by the President and returned to the House	744
H.B. 168 — NOTICE BY SCHOOL TO CUSTODIAL AND NONCUSTODIAL PARENT (<i>F. Fife</i>)	
Read for the first time and referred to the Rules Committee	588
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	783
Read the second time	823
Read the third time	850
Signed by the President and returned to the House	850
H.B. 169 — NAME OF SPECIAL DISTRICT AMENDMENTS (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	390
Assigned to standing committee	438
Read the second time and placed on Consent Calendar	481
Read the third time	573
Signed by the President and returned to the House	573
H.B. 170 — PRESCRIBING PSYCHIATRIC DRUGS OR MEDICATION (<i>M. Throcknorton</i>)	
Read for the first time and referred to the Rules Committee	571
Assigned to standing committee	619
Amendments	708
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	884
Read the second and third time	957
Returned to the House	957
Signed by the President and returned to the House	966
H.B. 172 — APPROPRIATION FOR HERD TESTING FOR JOHNE'S DISEASE (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	510
Assigned to standing committee	556
Committee report adopted and placed on calendar	595
Read the second time	635
Read the third time	788
Amendments	788
Returned to the House	789
Signed by the President and returned to the House	816
H.B. 173 — SPECIAL SERVICE DISTRICT – QUALIFIED ELECTORS (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	390
Assigned to standing committee	438
Read the second time and placed on Consent Calendar	481
Read the third time	573
Signed by the President and returned to the House	574
H.B. 174 — FINE ARTS CURRICULUM AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	524
Assigned to standing committee	590
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	900
Read the second and third time	942
Signed by the President and returned to the House	942

H.B. 175 — VOTER IDENTIFICATION REQUIREMENTS (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	616
Enacting Clause Stricken	973
H.B. 178 — PENALTIES FOR UNDER AGE POSSESSION OF TOBACCO (<i>C. Saunders</i>)	
Read for the first time and referred to the Rules Committee	801
Enacting Clause Stricken	943
H.B. 179 — VOLUNTARY CONTRIBUTIONS ACT (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	306
Committee report adopted and placed on calendar	422
Read the second time	490
Read the third time	511
Signed by the President and returned to the House	512
H.B. 181 — PENALTIES FOR SOLICITING MINORS (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	468
Assigned to standing committee	494
Committee report adopted and placed on calendar	595
Read the second time	653
Tabled on Third Reading Calendar	663
Returned to the Rules Committee	870
Read the third time	875
Circled	875
Uncircled	877
Signed by the President and returned to the House	878
H.B. 184 — PUBLIC UTILITIES AMENDMENTS — REPEAL (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	178
Placed on calendar	181
Read the second time	181
Circled	181
Read the second and third time	182
Signed by the President and returned to the House	182
H.B. 185 — REPEAL OF MAMMOGRAPHY QUALITY ASSURANCE ADVISORY COMMITTEE (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	367
Assigned to standing committee	391
Committee report adopted and placed on calendar	422
Read the second time	499
Read the third time	514
Signed by the President and returned to the House	515
H.B. 188 — JUVENILE COURTS – RIGHTS OF PARTIES (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	390
Assigned to standing committee	438
Returned to the Rules Committee	717
Placed on calendar	900
Read the second time	945
Circled	945
Uncircled	952
Enacting Clause Stricken	952, 973

H.B. 189 — FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE (*B. Johnson*)

Read for the first time and referred to the Rules Committee 242

Assigned to standing committee 306

Committee report adopted and placed on calendar 334

Read the second time 408

Circled 408

Uncircled 529

Substituted 529

Circled 529

Uncircled 597

Substituted 597

Amendments 610

Read the third time 610

Signed by the President and returned to the House 681

H.B. 190 — ORIGINAL ISSUE LICENSE PLATE AMENDMENTS (*R. Lockhart*)

Read for the first time and referred to the Rules Committee 150

Assigned to standing committee 166

Committee report adopted and placed on calendar 189

Amendments 189

Read the second time 274

Read the third time 287

Returned to the House 288

Signed by the President and returned to the House 320

H.B. 191 — LIQUOR PACKAGE AGENCY CONTRACTS (*M. Styler*)

Read for the first time and referred to the Rules Committee 153

Assigned to standing committee 178

Committee report adopted and placed on calendar 225

Read the second time 288

Tabled on Third Reading Calendar 288

Placed on calendar 725

Read the third time 726

Signed by the President and returned to the House 726

H.B. 194 — STATE HIGHWAY DESIGNATION (*B. Johnson*)

Read for the first time and referred to the Rules Committee 215

Assigned to standing committee 243

Committee report adopted and placed on calendar 393

Read the second time 490

Circled 490

Uncircled 502

Read the third time 517

Signed by the President and returned to the House 517

H.B. 195 — DEPARTMENT OF HEALTH – FEE PROCESS (*K. Garn*)

Read for the first time and referred to the Rules Committee 153

Assigned to standing committee 202

Committee report adopted and placed on calendar 277

Read the second time 316

Circled 316

Uncircled 338

Before the Senate 362

Read the third time 382

Signed by the President and returned to the House 382

H.B. 196 — DUI – PROBATION AMENDMENTS (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	215
Assigned to standing committee	243
Committee report adopted and placed on calendar	322
Read the second time	400
Tabled on Third Reading Table	400
Placed on calendar	725
Read the third time	726
Signed by the President and returned to the House	727
H.B. 197 — WAIVER OF TUITION BY STATE COLLEGE OR UNIVERSITY (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	275
Assigned to standing committee	332
Committee report adopted and placed on calendar	393
Read the second time	490
Read the third time	511
Signed by the President and returned to the House	511
H.B. 199 — TRAFFIC STOP STATISTICS (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	186
Assigned to standing committee	307
Substituted	439
Committee report adopted and placed on calendar	440
Read the second time	503
Failed	504
Motion to Reconsider	531, 532
H.B. 200 — IGNITION INTERLOCK AMENDMENTS (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	215
Assigned to standing committee	276
Committee report adopted and placed on calendar	322
Read the second time	400
Read the third time	429
Signed by the President and returned to the House	429
H.B. 201 — REVISIONS TO DRIVING UNDER THE INFLUENCE (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	178
Assigned to standing committee	216
Committee report adopted and placed on calendar	322
Read the second time	401
Tabled on Third Reading Calendar	401
Placed on calendar	742
Read the third time	748
Signed by the President and returned to the House	748
H.B. 202 — 511 COMMUNICATIONS SYSTEM (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	199
Assigned to standing committee	216
Committee report adopted and placed on calendar	373
Read the second time	415
Read the third time	434
Signed by the President and returned to the House	434

H.B. 204 — OLENE WALKER HOUSING TRUST FUND APPROPRIATION (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	121
Assigned to standing committee	153
Committee report adopted and returned to the Rules Committee	207
Placed on calendar	726
Read the second time	734
Read the third time	734
Transmitted to the House	735
Refuse to Concur	761
Circled	761
Uncircled	762
Refuse to Recede	762
Join Conference Committee	781
Amendments	781
Concurrence	782
Returned to the House	782
Signed by the President and returned to the House	816
H.B. 205 — EMPLOYERS' REINSURANCE FUND SPECIAL ASSESSMENT (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	153
Assigned to standing committee	178
Committee report adopted and placed on calendar	225
Read the second time	291
Read the third time	312
Signed by the President and returned to the House	313
H.B. 206 — COUNTIES ACCUMULATION OF RETAINED EARNINGS (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	153
Assigned to standing committee	216
Committee report adopted and placed on calendar	299
Read the second time	365
Read the third time	383
Circled	383
Uncircled	396
Amendments	396
Transmitted to the House	396
Signed by the President and returned to the House	435
H.B. 207 — COAL MINE REGULATION BY LABOR COMMISSION (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	136
Assigned to standing committee	165
Committee report adopted and placed on calendar	225
Read the second time	292
Read the third time	313
Signed by the President and returned to the House	313
H.B. 208 — CONFORMING AMENDMENTS TO REPEAL OF HEALTH POLICY COMMISSION (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	223
Assigned to standing committee	276
Committee report adopted and placed on calendar	309
Read the second time	399
Read the third time	428
Signed by the President and returned to the House	428

H.B. 209 — ISSUANCE OF A DRIVERS LICENSE (<i>B. Parker</i>)	
Read for the first time and referred to the Rules Committee	164
Assigned to standing committee	202
Read the second time and placed on Consent Calendar	323
Read the third time	374
Signed by the President and returned to the House	374
H.B. 210 — RETIREMENT OF PUBLIC SAFETY OFFICIALS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	405
Assigned to standing committee	619
Returned to the Rules Committee	717
Placed on calendar	783
Read the second time	825
Returned to the Rules Committee	825
Enacting Clause Stricken	973
H.B. 211 — TUITION WAIVERS FOR TEACHERS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	438
Committee report adopted and placed on calendar	480
Substituted	479, 870
Read the second time	528
Circled	528, 531
Uncircled	531, 669
Amendments	531
Tabled on Third Reading Calendar	679
Placed on calendar	807
Read the third time	846
Circled	846
Uncircled	870
Circled	870
Uncircled	873
Returned to House	873
Signed by the President and returned to the House	873, 897
H.B. 212 — MUSEUM EDUCATIONAL INITIATIVE (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	153
Placed on calendar	792
Read the second time	793
Amendments	793
Read the third time	793
Returned to the House	794
Signed by the President and returned to the House	816
H.B. 213 — FISHING LICENSE EXEMPTION FOR YOUTH IN YOUTH CORRECTIONS (<i>B. Johnson</i>)	
Read for the first time and referred to the Rules Committee	215
Assigned to standing committee	242
Committee report adopted and placed on calendar	299
Read the second time	316
Read the third time	325
Amendments	325, 383
Circled	325
Uncircled	383
Transmitted to the House	384
Signed by the President and returned to the House	435

H.B. 214 — CORRIDOR PRESERVATION FUNDING DISTRIBUTION (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	215
Assigned to standing committee	243
Committee report adopted and placed on calendar	347
Read the second time	412
Read the third time	432
Signed by the President and returned to the House	433
H.B. 215 — FORGERY AMENDMENTS (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	242
Assigned to standing committee	291
Read the second time and placed on Consent Calendar	323
Read the third time	373
Signed by the President and returned to the House	374
H.B. 216 — APPROPRIATION FOR ADVANCED READERS AT RISK PROGRAM (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	306
Placed on calendar	791
Read the second and third time	792
Signed by the President and returned to the House	792
H.B. 218 — STATE HIGHWAY ACCESS MANAGEMENT (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	164
Assigned to standing committee	202
Committee report adopted and placed on calendar	299
Read the second time	397
Read the third time	426
Signed by the President and returned to the House	427
H.B. 219 — TASK FORCE ON FAMILY CONFLICT RESOLUTION (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	356
Assigned to standing committee	406
Amendments	621
Committee report adopted and placed on calendar	626
Read the second time	660
Tabled on Third Reading Calendar	660
Returned to the Rules Committee	870
Enacting Clause Stricken	973
H.B. 220 — BURGLARY AMENDMENTS (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	406
Committee report adopted and placed on calendar	496
Read the second time	531
Circled	531
Uncircled	533
Read the third time	547
Signed by the President and returned to the House	547
H.B. 221 — AMENDMENTS TO ATTORNEY LIEN LAW (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	556
Assigned to standing committee	591
Committee report adopted and placed on calendar	667
Read the second time	701
Read the third time	766
Signed by the President and returned to the House	766

H.B. 224 — NOTICE AND REASONABLE EFFORTS FOR CHILDREN IN CUSTODY ON GROUNDS OTHER THAN ABUSE OR NEGLECT (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	290
Assigned to standing committee	307
Committee report adopted and placed on calendar	422
Read the second time	499
Circled	499
Uncircled	500
Read the third time	515
Signed by the President and returned to the House	516
H.B. 226 — PROOF OF HUNTER EDUCATION (<i>M. Styler</i>)	
Read for the first time and referred to the Rules Committee	242
Assigned to standing committee	290
Read the second time and placed on Consent Calendar	394
Read the third time	456
Signed by the President and returned to the House	457
H.B. 227 — HUNTER SAFETY AMENDMENTS (<i>M. Styler</i>)	
Read for the first time and referred to the Rules Committee	275
Assigned to standing committee	307
Committee report adopted and placed on calendar	393
Read the second time	490
Circled	490
Uncircled	498
Read the third time	512
Signed by the President and returned to the House	513
H.B. 228 — UTAH CONSTRUCTION TRADES LICENSING ACT AMENDMENTS (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	390
Committee report adopted and placed on calendar	626
Read the second time	656
Read the third time	686
Signed by the President and returned to the House	687
H.B. 230 — SEARCH WARRANT AMENDMENT (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	275
Assigned to standing committee	307
Amendments	394
Read the second time and placed on Consent Calendar	394
Read the third time	457
Returned to the House	457
Signed by the President and returned to the House	523
H.B. 231 — ELECTORAL COLLEGE AMENDMENTS (<i>D. Clark</i>)	
Read for the first time and referred to the Rules Committee	242
Assigned to standing committee	332
Committee report adopted and placed on calendar	422
Read the second time	501
Read the third time	516
Signed by the President and returned to the House	517

H.B. 232 — CERTIFIED CHILD WELFARE SOCIAL SERVICE WORKER AMENDMENTS (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	290
Assigned to standing committee	306
Amendments	334
Committee report adopted and placed on calendar	334
Read the second time	410
Circled	410, 414
Uncircled	414, 501
Read the third time	516
Returned to the House	516
Signed by the President and transmitted to the Governor	587
H.B. 233 — PROPERTY AND CASUALTY GUARANTY ASSOCIATION ACT (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	417
Assigned to standing committee	453
Amendments	620
Committee report adopted and placed on calendar	626
Read the second time	656
Read the third time	687
Returned to the House	687
Signed by the President and returned to the House	770
H.B. 234 — LAW ENFORCEMENT AND SPECIAL FUNCTION OFFICER AMENDMENTS (<i>B. Goodfellow</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	391
Read the second time and placed on Consent Calendar	440
Read the third time	510
Signed by the President and returned to the House	511
H.B. 235 — PUBLICATION OF SCHOOL DISTRICT EXPENSES (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	537
Assigned to standing committee	590
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	783
Read the second time	823
Read the third time	850
Signed by the President and returned to the House	851
H.B. 237 — SEX OFFENDER REGISTRY (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	391
Committee report adopted and placed on calendar	496
Read the second time	531
Read the third time	546
Signed by the President and returned to the House	546
H.B. 238 — CRIMINAL PENALTY FOR COMMITTING OFFENSE WHEN USING BODY ARMOR (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	356
Placed on calendar	783
Read the second time	827
Read the third time	853
Signed by the President and returned to the House	853

H.B. 239 — SUPPORT FOR CHILDREN IN STATE CUSTODY (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	438
Read the second time and placed on Consent Calendar	565
Read the third time	641
Signed by the President and returned to the House	642
H.B. 240 — KIDNAPPING AMENDMENTS (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	356
Assigned to standing committee	391
Committee report adopted and placed on calendar	496
Read the second time	532
Read the third time	546
Signed by the President and returned to the House	547
H.B. 241 — JURISDICTION AMENDMENTS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	345
Assigned to standing committee	391
Read the second time and placed on Consent Calendar	456
Read the third time	542
Signed by the President and returned to the House	543
H.B. 242 — REVIEW OF SALES AND USE TAX EXEMPTIONS (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	223
Assigned to standing committee	291
Read the second time and placed on Consent Calendar	323
Placed on calendar	355
Read the second time	362
Circled	362
Uncircled	398
Read the third time	427
Signed by the President and returned to the House	428
H.B. 243 — APPROPRIATION FOR CAMP FLOYD – STAGECOACH INN STATE PARK (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	452
Assigned to standing committee	494
Committee report adopted and placed on calendar	539
Read the second time	629
Read the third time	644
Signed by the President and returned to the House	645
H.B. 244 — MODIFYING THE ELECTRIC DEREGULATION AND CUSTOMER CHOICE TASK FORCE (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	406
Read the second time and placed on Consent Calendar	481
Read the third time	574
Signed by the President and returned to the House	574
H.B. 245 — UTAH PROCUREMENT CODE – REVERSE AUCTIONS (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	331
Assigned to standing committee	557
Committee report adopted and placed on calendar	626
Read the second time	671
Read the third time	689
Signed by the President and returned to the House	690
H.B. 246 — SUBSTITUTE TEACHERS IN PUBLIC SCHOOLS (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	742
Placed on calendar	742
Read the second and third times	745
Signed by the President and returned to the House	745

H.B. 247 — FILING WRONGFUL LIENS OR JUDGEMENTS (<i>M. Dayton</i>)	
Read for the first time and referred to the Rules Committee	555
Assigned to standing committee	591
Amendments	710
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	783
Read the second time	824
Read the third time	851
Transmitted to the House	852
Signed by the President and returned to the House	897
H.B. 250 — OBSTRUCTION OF JUSTICE AMENDMENTS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	367
Assigned to standing committee	391
Amendments	496
Committee report adopted and placed on calendar	497
Read the second time	533
Read the third time	547
Signed by the President and returned to the House	602
H.B. 251 — APPROPRIATION FOR NATIONAL GUARD EDUCATION (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	742
Placed on calendar	742
Read the second time	745
Circled	745
Uncircled	747
Amendments	747
Read the third time	747
Returned to the House	748
Signed by the President and returned to the House	780
H.B. 252 — JUDICIARY AMENDMENTS (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	451
Assigned to standing committee	468
Read the second time and placed on Consent Calendar	565
Read the third time	642
Signed by the President and returned to the House	642
H.B. 254 — INSURANCE COMPANY NOTIFICATION REQUIREMENTS (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	451
Assigned to standing committee	468
Committee report adopted and placed on calendar	626
Read the second time	657
Read the third time	687
Signed by the President and returned to the House	688
H.B. 255 — INTERLOCAL COOPERATIVE ENTITIES RELATED TO NATURAL GAS (<i>D. Peterson</i>)	
Read for the first time and referred to the Rules Committee	452
Placed on calendar	884
Read the second time	952
Circled	952
Enacting Clause Stricken	973
H.B. 257 — MANDATORY CHILD PROTECTIVE SERVICE REQUIREMENTS (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	406
Read the second time and placed on Consent Calendar	456
Read the third time	541
Signed by the President and returned to the House	542

H.B. 258 — CRIMINAL SENTENCING AMENDMENTS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	369
Assigned to standing committee	406
Committee report adopted and placed on calendar	564
Read the second time	630
Circled	631
Uncircled	631
Read the third time	646
Circled	646
Uncircled	649
Signed by the President and returned to the House	649
H.B. 259 — CHARITABLE SOLICITATIONS ACT AMENDMENTS (<i>P. Arent</i>)	
Read for the first time and referred to the Rules Committee	435
Assigned to standing committee	525
Read the second time and placed on Consent Calendar	627
Read the third time	759
Signed by the President and returned to the House	759
H.B. 261 — SALES AND USE TAX EXEMPTION – SCRAP RECYCLERS (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	493
Assigned to standing committee	525
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	782
Read the second time	820
Circled	820
Uncircled	822
Read the third time	849
Signed by the President and returned to the House	850
H.B. 263 — INTERSTATE BRANCHING OF DEPOSITORY INSTITUTION (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	468
Assigned to standing committee	525
Committee report adopted and placed on calendar	626
Read the second time	657
Read the third time	688
Signed by the President and returned to the House	688
H.B. 264 — GUN SAFETY LAW AMENDMENTS (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	839
Enacting Clause Stricken	974
H.B. 265 — ELECTRIC COOPERATIVE REGULATORY FEES (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	468
Assigned to standing committee	525
Committee report adopted and placed on calendar	595
Read the second time	635
Read the third time	647
Signed by the President and returned to the House	648
H.B. 266 — RESTORATION OF RIGHT TO BEAR ARMS (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	468
Assigned to standing committee	494
Amendments	715
Returned to the Rules Committee	717
Enacting Clause Stricken	974

H.B. 267 — ENHANCEMENT OF PUBLIC EDUCATION	
TASK FORCE (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	452
Assigned to standing committee	493
Committee report adopted and placed on calendar	626
Read the second time	659
Amendments	659
Tabled on Third Reading Calendar	660
Placed on calendar	869
Read the third time	872
Amendments	872
Returned to the House	872
Refuse to concur	898
Refuse to recede	899
Substituted	926
Joint Conference Committee Report	926
Returned to the House	927
Signed by the President and returned to the House	936
H.B. 269 — AMENDMENTS TO CONCURRENT JURISDICTION IN	
ADOPTION CASES (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	555
Assigned to standing committee	591
Committee report adopted and placed on calendar	667
Read the second time	699
Circled	699
Returned to the Rules Committee	778
Placed on calendar	783
Before the Senate	821
Read the third time	848
Signed by the President and returned to the House	848
H.B. 271 — APPRAISALS AND APPRAISERS AMENDMENTS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	555
Assigned to standing committee	591
Read the second time and placed on Consent Calendar	667
Read the third time	802
Signed by the President and returned to the House	802
H.B. 273 — EDUCATION PROTECTION FUNDING PROGRAM (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	839
Placed on calendar	859
Read the second time	869
Read the third time	901
Circled	901
Uncircled	916
Signed by the President and returned to the House	916
H.B. 280 — STATE CAPITOL ART PLACEMENT	
COMMISSION AMENDMENTS (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	510
Enacting Clause Stricken	974
H.B. 281 — INDIVIDUAL INCOME TAX – CONTRIBUTION	
FOR EDUCATION (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	616
Placed on calendar	900
Read the second and third time	939
Signed by the President and returned to the House	940

H.B. 284 — INDIVIDUAL INCOME TAX – ELIMINATING MARRIAGE TAX PENALTIES (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	525
Committee report adopted and placed on calendar	626
Read the second time	670
Tabled on Third Reading Calendar	679
Returned to the Rules Committee	870
Enacting Clause Stricken	974
H.B. 286 — CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS – HISTORIC BUILDING REHABILITATION (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	617
Enacting Clause Stricken	974
H.B. 287 — PUBLIC TRANSIT TAX AMENDMENTS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	571
Assigned to standing committee	619
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	783
Substituted	825
Read the second time	825
Circled	825
Uncircled	864
Read the third time	900
Returned to the House	901
Signed by the President and returned to the House	925
H.B. 288 — INDOOR CLEAN AIR ACT AMENDMENTS (<i>C. Saunders</i>)	
Read for the first time and referred to the Rules Committee	617
Assigned to standing committee	703
Returned to the Rules Committee	802
Placed on calendar	884
Read the second and third time	949
Returned to the House	950
H.B. 289 — CLEAN FUEL VEHICLES – USE OF HIGH OCCUPANCY VEHICLE LANES (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	556
Assigned to standing committee	592
Committee report adopted and placed on calendar	667
Read the second time	735
Read the third time	771
Signed by the President and returned to the House	771
H.B. 290 — TOBACCO PREVENTION FUNDING (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	590
Assigned to standing committee	619
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Enacting Clause Stricken	974
H.B. 292 — PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT – EXEMPTIONS (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	478
Assigned to standing committee	526
Committee report adopted and placed on calendar	626
Read the second time	673
Failed	673

H.B. 295 — ELECTRONIC PROXY VOTING FOR CORPORATIONS (<i>S. Urquhart</i>)	
Read for the first time and referred to the Rules Committee	839
Placed on calendar	900
Read the second and third time	942
Signed by the President and returned to the House	943
H.B. 297 — PROCEDURES FOR SMALL TELEPHONE COMPANY	
RATE CASES (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	524
Assigned to standing committee	557
Committee report adopted and placed on calendar	667
Read the second time	698
Read the third time	764
Signed by the President and returned to the House	765
H.B. 298 — WORKERS' COMPENSATION BENEFITS TO VOLUNTEER	
SAFETY OFFICERS (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	641
Enacting Clause Stricken	974
H.B. 305 — JUDGMENT LIEN AMENDMENTS (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	702
Placed on calendar	884, 921
Substituted	921
Circled	922
Uncircled	934
Amendments	934
Read the second and third time	935
Returned to the House	935
Signed by the President and returned to the House	942
H.B. 306 — NURSE TRAINING GRANT PROGRAM (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	641
Placed on calendar	900
Read the second and third time	944
Signed by the President and returned to the House	944
H.B. 307 — UTAH SPACEPORT AUTHORITY ACT (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	742
Placed on calendar	742
Read the second and third times	745
Signed by the President and returned to the House	746
H.B. 310 — STATE BOARDS AND COMMISSIONS AMENDMENTS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	590
Assigned to standing committee	618
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	884
Read the second and third time	952
Signed by the President and returned to the House	953
H.B. 313 — PROPERTY TAX RELIEF (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	641
Placed on calendar	960
Read the second and third time	963
Signed by the President and returned to the House	964

H.B. 314 — ELECTION CODE – MILITARY OVERSEAS	
BALLOT PROCEDURES (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	571
Assigned to standing committee	618
Amendments	704
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	900
Read the second and third time	940
Returned to the House	940
Signed by the President and returned to the House	955
H.B. 315 — OLYMPIC PUBLIC SAFETY AND TRANSPORTATION ROUTES (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	702
Placed on calendar	783
Read the second time	826
Read the third time	852
Signed by the President and returned to the House	852
H.B. 316 — PROCUREMENT AMENDMENTS FOR EQUIPMENT USED DURING THE OLYMPICS (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	702
Placed on calendar	828
Read the second time	880
Read the third time	903
Signed by the President and returned to the House	903
H.B. 318 — WILDLIFE RESOURCES – LICENSE SUSPENSION PROCESS (<i>S. Clark</i>)	
Read for the first time and referred to the Rules Committee	617
Assigned to standing committee	703
Returned to the Rules Committee	802
Placed on calendar	964
Read the second and third time	965
Signed by the President and returned to the House	965
H.B. 322 — DOMESTIC TERRORISM OF COMMERCIAL ENTERPRISES (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	590
Assigned to standing committee	619
Amendments	712, 875
Committee report adopted and placed on calendar	712
Returned to the Rules Committee	778
Placed on calendar	859
Read the second time	875
Read the third time	901
Returned to the House	902
Signed by the President and returned to the House	925
H.B. 323 — SALES AND USE TAX – RURAL HOSPITAL TAX AMENDMENTS (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	510
Assigned to standing committee	557
Read the second time and placed on Consent Calendar	627
Read the third time	760
Signed by the President and returned to the House	760
H.B. 325 — OWNER BUILDER SELLING HOME (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	702
Placed on calendar	884
Read the second and third time	953
Signed by the President and returned to the House	953

H.B. 331 — COORDINATION OF EMERGENCY MEDICAL SERVICES	
LEGISLATIVE TASK FORCE (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	702
Placed on calendar	884
Read the second time	951
Circled	951
Uncircled	956
Read the second and third time	956
Signed by the President and returned to the House	956
H.B. 332 — POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	617
Assigned to standing committee	703
Returned to the Rules Committee	802
Placed on calendar	900
Read the second and third time	944
Circled	944
Motion to uncircle (failed)	952
Enacting Clause Stricken	974
H.B. 333 — SALES AND USE TAX EXEMPTION FOR SALES OF UNSORTED MERCHANDISE (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	839
Enacting Clause Stricken	974
H.B. 334 — INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX – ENERGY SAVING SYSTEMS CREDITS (<i>A.L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	702
Enacting Clause Stricken	974
H.B. 335 — MECHANICS' LIENS AMENDMENTS (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	617
Substituted	703
Returned to the Rules Committee	802
Placed on calendar	884
Read the second time	892
Amendments	907
Read the third time	907
Returned to the House	907
Signed by the President and returned to the House	925
H.B. 337 — GOVERNMENTAL LAW AMENDMENTS (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	801
Placed on calendar	900
Read the second time	928
Circled	928
Uncircled	932
Read the second and third times	932
Signed by the President and returned to the House	932
H.B. 338 — APPROPRIATION FOR UTAH BLUE RIBBON FISHERIES INITIATIVE (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	742
Placed on calendar	742
Read the second time and third times	746
Reconsideration	757
Read the third time	757
Failed	746
Returned to the House	746
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Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 113
- S.B. 90 **Veterans Memorials Erected and Maintained
by Counties** G. Davis
Governor Signed on 2/21/2001
Effective Date: 4/30/2001 Chapter 30
- S.B. 91 **Child Firearm Access Prevention Amendments** P. Julander
Senate/enacting clause struck on 2/28/2001
- S.B. 92 **Public Safety Retirement Amendments** M. Dmitrich
Senate/enacting clause struck on 2/28/2001
- S.B. 93 **Regulating Gifts to Legislators from Lobbyists** M. Peterson
Senate/enacting clause struck on 2/28/2001
- S.B. 94 **Driver License Reporting** M. Peterson
Senate/enacting clause struck on 3/1/2001
- S.B. 95 **Workers' Compensation Advisory Council
Amendments** E. Mayne
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 114

S.B. 96	Commercial Drivers License Medical Waivers Governor Signed on 2/21/2001 Effective Date: 4/30/2001	E. Mayne Chapter 31
S.B. 97	Special Needs Adoption Services Governor Signed on 3/15/2001 Effective Date: 4/30/2001	L. Hillyard Chapter 115
S.B. 98	Locating Telecommunications Facilities Governor Signed on 2/28/2001 Effective Date: 4/30/2001	R. Allen Chapter 66
S.B. 99	Revisor's Statute Governor Signed on 2/8/2001 Effective Date: 4/30/2001	M. Waddoups Chapter 9
S.B. 100	Insurance Law Amendments Governor Signed on 3/15/2001 Effective Date: 4/30/2001	L. Poulton Chapter 116
S.B. 101	Unlawful Use of Laser Pointers Governor Signed on 2/28/2001 Effective Date: 4/30/2001	D. Allen Chapter 67
S.B. 102	Middle Schools Exit Requirements Governor Signed on 2/28/2001 Effective Date: 4/30/2001	D. Gladwell Chapter 68
S.B. 103	Attempted Murder Amendments House / Enacting Clause Struck on 2/28/2001	D. Gladwell
S.B. 104	Mental Health Practice Amendments Governor Signed on 2/22/2001 Effective Date: 4/30/2001	K. Hale Chapter 40
S.B. 105	State Settlement Agreements Amendments Governor Signed on 2/22/2001 Effective Date: 4/30/2001	P. Knudson Chapter 41
S.B. 106	Municipal Bond Secured Transactions Governor Signed on 2/28/2001 Effective Date: 4/30/2001	L. Hillyard Chapter 69

- S.B. 107 **Purposes of Transient Room Tax** L. Blackham
Senate/enacting clause struck on 2/28/2001
- S.B. 108 **Licensure of Motor Vehicles** E. Mayne
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 242
- S.B. 109 **Utah Anatomical Gift Act Amendments** K. Hale
Governor Signed on 3/15/2001
Effective Date: 7/1/2001 Chapter 117
- S.B. 110 **Criminal Procedure Amendments** L. Hillyard
Governor Signed on 3/15/2001
Effective Date: 1/14/2002 Chapter 118
- S.B. 111 **Conflict of Interest Investigations into Allegation
of Child Abuse or Neglect** D. Buttars
Governor Signed on 2/27/2001
Effective Date: 4/30/2001 Chapter 58
- S.B. 112 **Appropriation for Assistive Technology** P. Knudson
Governor Signed on 3/20/2001
Effective Date: 7/1/2001 Chapter 328
- S.B. 113 **Uintah Basin Revitalization Fund Amendments** B. Evans
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 119
- S.B. 114 **Sales and Use Tax on Public Accommodations and
Services Taxed by Tribes** M. Dmitrich
Governor Signed on 3/19/2001
Effective Date: 7/1/2001 Chapter 243
- S.B. 115 **Safe Schools Amendments** B. Wright
Governor Signed on 3/13/2001
Effective Date: 3/13/2001 Chapter 82
- S.B. 116 **Requirements to Incorporate a Town** B. Wright
Senate/enacting clause struck on 2/28/2001
- S.B. 117 **Guardian Ad Litem Amendments** L. Hillyard
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 244

S.B. 118	Emergency Management Assistance Act Governor Signed on 2/22/2001 Effective Date: 7/1/2001	L. Hillyard Chapter 42
S.B. 119	Child Welfare Records Amendments Governor Signed on 3/15/2001 Effective Date: 4/30/2001	L. Hillyard Chapter 120
S.B. 120	Distance Education Doctorate Program Governor Signed on 3/20/2001 Effective Date: 7/1/2001	B. Evans Chapter 329
S.B. 121	Access to Health Care and Coverage Task Force Governor Signed on 3/20/2001 Effective Date: 4/30/2001	P. Knudson Chapter 330
S.B. 122	Motor Vehicle Insurance Amendments Governor Signed on 2/27/2001 Effective Date: 4/30/2001	M. Waddoups Chapter 59
S.B. 123	Associations of Governments Appropriation Governor Signed on 3/20/2001 Effective Date: 7/1/2001	M. Dmitrich Chapter 331
S.B. 124	Education Resource Centers House / Enacting Clause Struck on 2/28/2001	B. Evans
S.B. 125	Aging and Adult Services Amendments Governor Signed on 2/22/2001 Effective Date: 4/30/2001	D. Eastman Chapter 43
S.B. 126	Payment of Insurance Claims Governor Signed on 3/15/2001 Effective Date: 4/30/2001	J. Valentine Chapter 121
S.B. 127	Bail Bond Amendments Governor Signed on 3/19/2001 Effective Date: 4/30/2001	T. Spencer Chapter 245
S.B. 128	Justice Court Appeals Revision Governor Signed on 3/15/2001 Effective Date: 4/30/2001	T. Spencer Chapter 122

- S.B. 129 **Medical Malpractice – Monetary Cap** M. Waddoups
Governor Signed on 3/19/2001
Effective Date: 7/1/2001 Chapter 246
- S.B. 130 **R.S. 2477 Amendments** J. Hickman
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 123
- S.B. 131 **Firefighter Retirement Amendments** G. Davis
Senate/enacting clause struck on 2/28/2001
- S.B. 132 **Veterinary Practice Act Amendments** B. Wright
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 124
- S.B. 133 **Age Discrimination in Employment** E. Mayne
Senate/enacting clause struck on 2/28/2001
- S.B. 134 **Protective Order Amendments** T. Spencer
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 247
- S.B. 135 **Providing for Selective Service Registration** L. Poulton
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 125
- S.B. 136 **Parenting Plan for Divorcing Parents** L. Hillyard
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 126
- S.B. 137 **Procurement Code Requirements of Health
Care Benefits** E. Mayne
Senate/enacting clause struck on 2/28/2001
- S.B. 138 **Minimum Wage Applicability** H. Stephenson
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 248
- S.B. 139 **Nonprofit Corporation Act Amendments** L. Hillyard
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 127

- S.B. 140 **Cultural and Linguistic Competency in Health Care Task Force** P. Suazo
House / Enacting Clause Struck on 2/28/2001
- S.B. 141 **Telephone Harassment Amendments** T. Spencer
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 128
- S.B. 142 **Personnel Management Act Revision** T. Spencer
House / Enacting Clause Struck on 2/28/2001
- S.B. 143 **Marketing and Distribution of Prescription Drugs** D. Eastman
Senate/enacting clause struck on 2/28/2001
- S.B. 144 **Criminal Restitution Changes** T. Spencer
Senate/enacting clause struck on 2/28/2001
- S.B. 145 **Metropolitan Water District Board Amendments** C. Walker
Governor Signed on 2/28/2001
Effective Date: 4/30/2001 Chapter 70
- S.B. 146 **Performing Unlawful Marriages** R. Allen
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 129
- S.B. 147 **Extending Child Visitation for Divorced Families** T. Spencer
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 130
- S.B. 148 **Construction Bid Limit Amendments** H. Stephenson
Senate/enacting clause struck on 2/23/2001
- S.B. 149 **Utah Prosecution Council Amendments** R. Allen
Governor Signed on 3/15/2001
Effective Date: 4/30/2001 Chapter 131
- S.B. 150 **Time Restriction on When State Officials May Become Lobbyists** D. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 151 **Uniform Commercial Code – Technical Amendments** L. Hillyard
Governor Signed on 3/15/2001
Effective Date: 7/1/2001 Chapter 132

- S.B. 152 **Medical Expenses of County Inmates** M. Waddoups
 Governor Signed on 3/19/2001
 Effective Date: 4/30/2001 Chapter 249
- S.B. 153 **Kinship Placement for Foster Children** B. Wright
 Governor Signed on 3/19/2001
 Effective Date: 4/30/2001 Chapter 250
- S.B. 154 **Indigent Defendant Legal Services** D. Gladwell
 Governor Signed on 3/19/2001
 Effective Date: 4/30/2001 Chapter 251
- S.B. 155 **Retirement Board Membership** D. Steele
 Senate/enacting clause struck on 2/23/2001
- S.B. 156 **Oversize Permit Amendments** J. Hickman
 Governor Signed on 3/19/2001
 Effective Date: 4/30/2001 Chapter 252
- S.B. 157 **Vehicle Safety Inspection Amendments** D. Buttars
 Senate/enacting clause struck on 2/27/2001
- S.B. 158 **Manufactured Housing Development Equal Treatment** D. Buttars
 Governor Signed on 3/19/2001
 Effective Date: 4/30/2001 Chapter 253
- S.B. 159 **Public Access to Budgets and Financial Statements of Taxpayer Funded Entities** H. Stephenson
 Governor Signed on 3/19/2001
 Effective Date: 4/30/2001 Chapter 254
- S.B. 160 **Cosmetologist and Barber Licensing Act Revisions** B. Evans
 Senate/enacting clause struck on 2/28/2001
- S.B. 161 **Revenue Bond for Utah State Fair Park** P. Suazo
 Senate/enacting clause struck on 2/28/2001
- S.B. 162 **Interest on Mortgage Loan Reserve Account Amendments** T. Spencer
 Senate/enacting clause struck on 2/28/2001
- S.B. 163 **Appropriation for Utah State Fair Corporation** P. Suazo
 Senate/enacting clause struck on 2/28/2001

- S.B. 164 **Amendments to English as the Official Language** P. Suazo
Senate/enacting clause struck on 2/28/2001
- S.B. 165 **Noncustodial Visitation** P. Hellewell
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 255
- S.B. 166 **Mobile Home Park Residency Amendments** D. Eastman
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 256
- S.B. 167 **Penalty for Wrongful Mechanics' Lien** L. Poulton
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 257
- S.B. 168 **Certain Municipal Services in First Class Counties** L. Blackham
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 258
- S.B. 169 **Charter School Amendments** H. Stephenson
Governor Signed on 3/19/2001
Effective Date: 7/1/2001 Chapter 259
- S.B. 170 **Utah Revised Limited Liability Company Act** J. Valentine
Governor Signed on 3/19/2001
Effective Date: 7/1/2001 Chapter 260
- S.B. 171 **State Retirement Formula Changes** J. Valentine
Governor Signed on 3/20/2001
Effective Date: 7/1/2001 Chapter 332
- S.B. 172 **Postconviction DNA Testing** L. Hillyard
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 261
- S.B. 173 **Extended School Year Programs** B. Wright
Senate/enacting clause struck on 2/28/2001
- S.B. 174 **Sales and Use Tax – Exemption for Semiconductor Fabricating or Processing Materials** C. Bramble
Governor Signed on 3/19/2001
Effective Date: 7/1/2001 Chapter 262

- S.B. 175 **Rural Access to Health Care Providers** L. Blackham
Governor Signed on 3/19/2001
Effective Date: 7/1/2001 Chapter 263
- S.B. 176 **Executive Compensation** L. Poulton
Governor Signed on 3/19/2001
Effective Date: 6/23/2001 Chapter 264
- S.B. 177 **Government Records Access and Management Act Amendments** T. Spencer
Senate/enacting clause struck on 2/28/2001
- S.B. 178 **Health Care Directives** P. Knudson
Senate/enacting clause struck on 2/28/2001
- S.B. 179 **Unemployment Insurance – Native American Tribal Units** E. Mayne
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 265
- S.B. 180 **Prescription Drug Coverage and Formularies** P. Knudson
Senate/enacting clause struck on 2/28/2001
- S.B. 181 **Outdoor Advertising Structures Near Power Lines** M. Dmitrich
Senate/enacting clause struck on 2/28/2001
- S.B. 182 **Liability Coverage for School District and School Employees** D. Gladwell
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 266
- S.B. 183 **Credit Union Act Amendments** M. Waddoups
Senate/enacting clause struck on 2/28/2001
- S.B. 184 **Operation of Nonresident Owned Snowmobile** J. Hickman
Senate/enacting clause struck on 2/28/2001
- S.B. 185 **Appropriation for 21st Century Library Initiative** B. Evans
House / Enacting Clause Struck on 2/28/2001
- S.B. 186 **Payment of Wages Amendments** P. Suazo
Senate/filed on 2/28/2001

- S.B. 187 **Prohibiting State Departments and Entities from Employing Contract Lobbyists** B. Evans
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 267
- S.B. 188 **Credit Union Act – Member Business Loans** T. Spencer
Senate/enacting clause struck on 2/28/2001
- S.B. 189 **Energy Amendments** L. Blackham
Senate/enacting clause struck on 2/28/2001
- S.B. 190 **Criminal Background Checks for Mental Health Providers and Others** L. Blackham
Senate/enacting clause struck on 2/28/2001
- S.B. 191 **Bond to be Posted in Environmental Actions** L. Blackham
Senate/enacting clause struck on 2/28/2001
- S.B. 192 **Repeal of Residence Lien Recovery Fund** P. Hellewell
Senate/enacting clause struck on 2/28/2001
- S.B. 193 **Title Insurance Amendments** M. Waddoups
Senate/enacting clause struck on 2/28/2001
- S.B. 194 **Medical Practice Act Amendment** D. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 195 **Property Tax Amendments** J. Valentine
Senate/enacting clause struck on 2/28/2001
- S.B. 196 **Bonding Authority for Irrigation Districts** D. Gladwell
Senate/enacting clause struck on 2/28/2001
- S.B. 197 **Division of Occupational and Professional Licensure – Repeal of Quality Review Requirements** D. Gladwell
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 268
- S.B. 198 **High-level Nuclear Waste Prevention Study** T. Spencer
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 269

- S.B. 199 **Appropriation Regarding High-level Nuclear Waste** T. Spencer
House / Enacting Clause Struck on 2/28/2001
- S.B. 200 **Revisions Regarding High Level Nuclear Waste** T. Spencer
Senate/enacting clause struck on 2/28/2001
- S.B. 201 **Soldier Hollow Legacy Funding** B. Evans
Senate/enacting clause struck on 2/28/2001
- S.B. 202 **Confidentiality of Tax Information** K. Hale
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 270
- S.B. 203 **County Recorder – Recording Law Amendments** R. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 204 **Repeal of Licensing Alarm Response Runners** D. Eastman
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 271
- S.B. 205 **Prohibition of Job Actions by Public School Employees** D. Gladwell
Senate/enacting clause struck on 2/28/2001
- S.B. 206 **Task Force on Implementation of Water Fluoridation** L. Poulton
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 272
- S.B. 207 **Effective and Consistent Prosecution of Criminal Behavior Statewide** R. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 208 **Governmental Immunity for Transporting Persons from Remote or Inaccessible Areas** L. Blackham
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 185
- S.B. 209 **Sales and Use Tax – Exemption for Machinery or Equipment Used in Bottling Water** M. Dmitrich
Senate/enacting clause struck on 2/28/2001

- S.B. 210 **Higher Education Tuition Disclosure** C. Walker
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 186
- S.B. 211 **Solemnization of Marriages** G. Davis
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 187
- S.B. 212 **Utah Pawnbroking Act** M. Waddoups
Senate/enacting clause struck on 2/28/2001
- S.B. 213 **Taxation of Telephone Corporations** C. Bramble
Governor Signed on 3/16/2001
Effective Date: 7/1/2001 Chapter 188
- S.B. 214 **Taxation of Mobile Telecommunications Service and Task Force on Telecommunications Taxation** C. Bramble
Senate/enacting clause struck on 2/28/2001
- S.B. 215 **Teachers Qualifications in Middle Schools** L. Blackham
Senate/enacting clause struck on 2/28/2001
- S.B. 216 **Reimbursement of Costs for Investigations of Public Employees** D. Gladwell
Senate/enacting clause struck on 2/28/2001
- S.B. 217 **Domestic Violence Shelters – Responsibility and Funding** M. Dmitrich
Governor Signed on 3/19/2001
Effective Date: 4/30/2001 Chapter 273
- S.B. 218 **Registration and Protection of Trademarks** L. Hillyard
Senate/enacting clause struck on 2/28/2001
- S.B. 219 **Construction Contracts – Prompt Payment Act** M. Waddoups
Senate/enacting clause struck on 2/28/2001
- S.B. 220 **Agricultural Protection Zone Amendments** L. Blackham
Senate/enacting clause struck on 2/28/2001
- S.B. 221 **Water Quality Board Amendments** D. Gladwell
Senate/enacting clause struck on 2/28/2001

- S.B. 222 **Notification by Family Services of Noncustodial Parent of Child's Removal** P. Hellewell
Governor Vetoed on 3/20/2001
- S.B. 223 **Deferred Retirement Option Program** G. Davis
Senate/enacting clause struck on 2/28/2001
- S.B. 224 **Damage to Underground Utility Facilities** B. Wright
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 189
- S.B. 225 **Appropriation to Memory Grove Foundation** P. Suazo
Governor Signed on 3/20/2001
Effective Date: 7/1/2001 Chapter 333
- S.B. 226 **Property Tax – Notice of Appeals** S. Jenkins
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 190
- S.B. 227 **Individual Income Tax Credit for Certain Political Contributions** B. Wright
Senate/enacting clause struck on 2/28/2001
- S.B. 228 **Sales and Use Tax for Community Development** P. Suazo
Senate/failed on 2/22/2001
- S.B. 229 **Water Companies and Associations Voting Rights** M. Dmitrich
Senate/enacting clause struck on 2/28/2001
- S.B. 230 **Water Companies and Associations Assessments** M. Dmitrich
Senate/enacting clause struck on 2/28/2001
- S.B. 231 **Prohibition of Firearms in Schools and Places of Worship** K. Hale
Senate/enacting clause struck on 2/28/2001
- S.B. 232 **Restrictions on Court House Parking Lots** J. Valentine
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 191
- S.B. 233 **Income Tax Amendments** C. Bramble
Senate/enacting clause struck on 2/28/2001

- S.B. 234 **Sales and Use Tax – Botanical, Cultural, Recreational, and Zoological Organizations or Facilities Amendments** L. Hillyard
Governor Signed on 3/16/2001
Effective Date: 7/1/2001 Chapter 192
- S.B. 235 **Credit Union and Association Conversions** D. Eastman
Senate/enacting clause struck on 2/28/2001
- S.B. 236 **Credit Unions and Credit Association – Taxation** J. Hickman
Senate/enacting clause struck on 2/28/2001
- S.B. 237 **Excise Tax Bond Process** J. Valentine
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 193
- S.B. 238 **Fiscal Year for Utah Comprehensive Health Insurance Pool** G. Davis
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 194
- S.B. 239 **Revisions to Government Operations** P. Suazo
Senate/enacting clause struck on 2/28/2001
- S.B. 240 **Government Operations Amendments** P. Suazo
Senate/enacting clause struck on 2/28/2001
- S.B. 241 **Special District Amendments** G. Davis
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 195
- S.B. 242 **Hazardous Waste Fee Allocation Amendments** R. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 243 **State Government Revisions** M. Dmitrich
Senate/enacting clause struck on 2/28/2001
- S.B. 244 **Amendments to Utility Regulation** D. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 245 **Consumer Protection Amendments** M. Dmitrich
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 196

- S.B. 246 **Information Technology Training Incentive Program** D. Steele
Senate/enacting clause struck on 2/23/2001
- S.B. 247 **Tax Law Revisions** J. Valentine
Senate/enacting clause struck on 2/28/2001
- S.B. 248 **Task Force to Develop Subdivision and Platting Act** M. Dmitrich
Senate/enacting clause struck on 2/28/2001
- S.B. 249 **Funding Amendments for Public Health** R. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 250 **State Law Revisions** J. Valentine
Senate/enacting clause struck on 2/28/2001
- S.B. 251 **Prohibiting Employment of Relatives – Amendments** L. Hillyard
Senate/filed on 2/28/2001
- S.B. 252 **Amendments to Construction Contracts** S. Jenkins
House / Enacting Clause Struck on 2/28/2001
- S.B. 253 **Utah State Fairpark Study** L. Poulton
Governor Signed on 3/16/2001
Effective Date: 3/16/2001 Chapter 197
- S.B. 254 **Residence Liens Recovery Fund Amendments** L. Hillyard
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 198
- S.B. 255 **Task Force on Government Revenue and Tax Structure** P. Knudson
Senate/enacting clause struck on 2/23/2001
- S.B. 256 **Transportation Amendments** P. Knudson
Governor Signed on 3/9/2001
Effective Date: 3/9/2001 Chapter 79
- S.B. 257 **Retirement Amendments** G. Davis
Senate/enacting clause struck on 2/28/2001

- S.B. 258 **Governmental Immunity Amendments** G. Davis
House / Enacting Clause Struck on 2/28/2001
- S.B. 259 **Public Utility Amendments** J. Hickman
Senate/enacting clause struck on 2/28/2001
- S.B. 260 **Group Insurance Program Act Amendments** C. Bramble
Senate/enacting clause struck on 2/28/2001
- S.B. 261 **Oversight of Waste in Abandoned Mines** P. Knudson
Senate/enacting clause struck on 2/28/2001
- S.B. 262 **Amendments to Optional Forms of
County Government** G. Davis
Senate/enacting clause struck on 2/28/2001
- S.B. 263 **Amendments to Duties of County Executive** G. Davis
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 199
- S.B. 264 **Revisions to Retirement Law** G. Davis
Senate/enacting clause struck on 2/28/2001
- S.B. 265 **Sick Leave Amendments** G. Davis
Senate/failed on 2/22/2001
- S.B. 266 **Income Tax Credits for Small Business Loans** M. Waddoups
Senate/enacting clause struck on 2/28/2001
- S.B. 267 **Youth Services Agency** D. Buttars
Senate/enacting clause struck on 2/28/2001
- S.B. 268 **Financial Services Task Force** D. Buttars
House / Enacting Clause Struck on 2/28/2001
- S.B. 269 **Medical Credentials of Athletic/Team Physician** P. Suazo
Senate/enacting clause struck on 2/28/2001
- S.B. 270 **Transportation Funding Amendments** M. Waddoups
Senate/enacting clause struck on 2/28/2001
- S.B. 271 **Appropriation for Homeless Endowment** P. Suazo
Senate/failed on 2/22/2001

- S.B. 272 **Retirement – Open Window Options** B. Evans
Senate/enacting clause struck on 2/28/2001
- S.B. 273 **Election Law Procedures** D. Allen
Senate/enacting clause struck on 2/28/2001
- S.B. 274 **Property Tax – Voter Approval** L. Poulton
Senate/failed on 2/21/2001
- S.B. 275 **County Tourism, Recreation, Cultural, and
Convention Tax Amendments** J. Valentine
Senate/enacting clause struck on 2/28/2001
- S.B. 276 **Workers’ Compensation Coverage for Public
Safety Workers During the Olympics** B. Evans
Governor Signed on 3/16/2001
Effective Date: 4/30/2001 Chapter 200
- S.B. 277 **Motor Vehicle Safety Inspection Amendments** D. Buttars
House / Enacting Clause Struck on 2/28/2001
- S.C.R. 1 **Resolution Declaring Constitutional Week** B. Wright
Senate/enacting clause struck on 2/28/2001
- S.C.R. 2 **Energy Resolution** L. Blackham
Senate/enacting clause struck on 2/28/2001
- S.C.R. 3 **Resolution Approving Settlement by Utah
Department of Transportation** P. Knudson
Governor Signed on 3/9/2001
Effective Date: 3/9/2001
- S.C.R. 4 **Concurrent Resolution Urging a Statue of
Marriner S. Eccles** H. Stephenson
Governor Signed on 3/16/2001
Effective Date: 3/16/2001
- S.C.R. 5 **Concurrent Resolution Recognizing Utah
Shakespearean Festival** J. Hickman
Governor Signed on 3/16/2001
Effective Date: 3/16/2001

- S.C.R. 6 **Resolution Urging Availability of Transplant Organs Through Community Pledge Programs** M. Dmitrich
Governor Signed on 3/16/2001
Effective Date: 3/16/2001
- S.J.R. 1 **Joint Rules Resolution – Mini Appropriations Process** L. Blackham
Senate/to Lieutenant Governor on 2/1/2001
Effective Date: 1/30/2001
- S.J.R. 2 **Joint Rules Resolution – In–depth Budget Review Selection** L. Blackham
Senate/to Lieutenant Governor on 1/31/2001
Effective Date: 1/17/2001
- S.J.R. 3 **Joint Resolution Amending Revenue and Taxation Article – Exemptions** M. Waddoups
Senate/enacting clause struck on 2/28/2001
- S.J.R. 4 **Joint Rules Resolution – Revisions to Appropriations Subcommittees** M. Waddoups
Senate/to Lieutenant Governor on 1/31/2001
Effective Date: 1/24/2001
- S.J.R. 5 **Resolution Recognizing Contributions of Richard V. Strong** A. Mansell
Senate/to Lieutenant Governor on 1/31/2001
Effective Date: 1/23/2001
- S.J.R. 6 **Joint Resolution Recognizing Liberty Day** E. Mayne
Senate/to Lieutenant Governor on 2/16/2001
Effective Date: 2/14/2001
- S.J.R. 7 **Resolution Addressing Study of Consumer Credit Reporting Laws** G. Davis
Senate/filed on 2/15/2001
- S.J.R. 8 **Resolution on Rent Moratorium During the Olympics** R. Allen
Senate/to Lieutenant Governor on 3/10/2001
Effective Date: 2/28/2001

- S.J.R. 9 **Resolution Urging a Statue of Marriner S. Eccles** H. Stephenson
Senate/enacting clause struck on 2/28/2001
- S.J.R. 10 **Resolution Recognizing Peery's Egyptian Theater** S. Jenkins
Senate/to Lieutenant Governor on 2/16/2001
Effective Date: 2/14/2001
- S.J.R. 11 **Resolution on Taxation of Remote Sales
and Developing Technologies** J. Valentine
Senate/to Lieutenant Governor on 3/10/2001
Effective Date: 2/27/2001
- S.J.R. 12 **Effective and Consistent Prosecution of
Criminal Behavior Statewide Resolution** R. Allen
Senate/enacting clause struck on 2/28/2001
- S.J.R. 13 **Joint Resolution Encouraging Use of State Property
for Filming** D. Gladwell
Senate/to Lieutenant Governor on 3/8/2001
Effective Date: 2/28/2001
- S.R. 1 **Senate Resolution Amending Provisions Relating to
Long Title** M. Waddoups
Senate/to Lieutenant Governor on 1/31/2001
Effective Date: 1/18/2001
- S.R. 2 **Senate Rules Resolution – Use of Mason's Manual** M. Waddoups
Senate/to Lieutenant Governor on 1/31/2001
Effective Date: 1/24/2001
- S.R. 3 **Resolution Urging Requirement of Bond to File a
Bar Complaint** T. Spencer
Senate/enacting clause struck on 2/28/2001
- S.R. 4 **Senate Rules Resolution – Suspension of Rules** D. Allen
Senate/enacting clause struck on 2/28/2001
- S.R. 5 **Resolution Urging Jell-o® Recognition** L. Blackham
Senate/to Lieutenant Governor on 2/2/2001
Effective Date: 1/31/2001

S.R. 6 **Senate Rules Resolution – Re-referring Bills to
Committee**

Senate/to Lieutenant Governor on 2/5/2001

Effective Date: 2/2/2001

M. Waddoups

STATE OF UTAH

SENATE JOURNAL

FIRST EXTRAORDINARY SESSION
OF THE
FIFTY–FOURTH LEGISLATURE

Convened and Adjourned on
Wednesday, April 18, 2001

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the First Extraordinary Session of the Fifty–Fourth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the First Extraordinary Session convening on Wednesday, April 18, 2001, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Mary B. Andrus
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

FIRST EXTRAORDINARY SESSION
of the
FIFTY–FOURTH LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty–Fourth Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the First Extraordinary Session at 12:00 noon on Wednesday, April 18, 2001.

The Senate was called to order with President Mansell presiding.

Prayer – Senator Waddoups

Pledge– Senator Hellewell

Roll call – All Senators present, except Senator Wright, excused.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2001 General Session of the 54th Legislature of the State of Utah, certain 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 in Extraordinary 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 Senate only of the 54th Legislature of the State of Utah into a First Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 18th day of April, 2001 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2001 General Session of the 54th Legislature of the State of Utah.

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 3rd day of April,
2001.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

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 April 3, 2001, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Fourth Legislature of the State of Utah into a First Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 18th day of April, 2001, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 2001 General Session of the Utah State Legislature.

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 3rd day of April,
2001.

Olene S. Walker,
Lieutenant Governor

On motion of Senator Waddoups, the Senate voted to adopt the Senate Rules of the 2001 General Session of the Fifty-Fourth Legislature as the rules for the First Extraordinary Session.

President Mansell appointed a committee comprised of Senators Gladwell, Evans and Ed Allen to notify Governor Michael O. Leavitt that the Senate is convened in the First Extraordinary Session in accordance with his proclamation.

Senator Gladwell advised the Senate that the Governor's representative has been notified of the convening of the First Extraordinary Session.

COMMUNICATIONS FROM THE GOVERNOR

Sandy D. Tenney read the following communication:

Dear President Mansell and Members of the Senate:

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

DISTRICT COURT

Bruce C. Lubeck appointed as a Judge of the District Court of the Third Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3-3, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointment

Michael O. Leavitt
Governor

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

BOARD OF PARDONS AND PAROLE

Donald E. Blanchard reappointed as a member of the Board of Pardons and Parole for a term to expire February 28, 2006. Section 77-27-2, Utah Code Annotated 1953, as amended.

William L. Peters reappointed as a pro tempore member of the Board of Pardons and Parole for a term to expire February 28, 2006. Section 77-27-2, Utah Code Annotated 1953, as amended.

CORRECTIONS ADVISORY COUNCIL

Donald L. Harwell reappointed as a member of the Corrections Advisory Council for a term to expire April 1, 2005. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

D. Frank Wilkins reappointed as a member of the Corrections Advisory Council for a term to expire April 1, 2005. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Cindy C. Jones appointed as a member of the Corrections Advisory Council for a term to expire April 1, 2005. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Ned Christensen appointed as a member of the Corrections Advisory Council for a term to expire April 1, 2005. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Pat M. Nielson appointed to fill the unexpired term of Scott Daniels on the Corrections Advisory Council, a term to expire April 1, 2003. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

UTAH HOUSING FINANCE AGENCY

J. Ross Hurst appointed to fill the unexpired term of Stephen D. Clark on the Utah Housing Finance Agency for a term to expire June 1, 2003. Section 9-4-904, Utah Code Annotated 1953, as amended.

DRINKING WATER BOARD

Anne N. Erickson reappointed as a member of the Drinking Water Board for a term to expire May 8, 2005. Section 19-4-103, Utah Code Annotated 1953, as amended.

Chris D. Webb reappointed as a member of the Drinking Water Board for a term to expire May 8, 2005. Section 19-4-103, Utah Code Annotated 1953, as amended.

Richard Dale Roper appointed as a municipal government representative on the Drinking Water Board for a term to expire May 8, 2005. Section 19-4-103, Utah Code Annotated 1953, as amended.

Myron E. Bateman appointed as a local health department representative on the Drinking Water Board for a term to expire May 8, 2005. Section 19-4-103, Utah Code Annotated 1953, as amended.

Nancy Melich appointed as a public member of the Drinking Water Board for a term to expire May 8, 2005. Section 19-4-103, Utah Code Annotated 1953, as amended.

Jay Franson appointed as the professional engineer on the Drinking Water Board for a term to expire May 8, 2005. Section 19-4-103, Utah Code Annotated 1953, as amended.

UTAH STATE FAIR CORPORATION BOARD OF DIRECTORS

Lorin L. Moench, Jr. appointed to fill the unexpired term of Christine M. Olsen on the Utah State Fair Corporation board of Directors, a term to expire December 1, 2002. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Spencer B. Jones appointed to fill the unexpired term of Winter Horton on the Utah State Fair Corporation Board of Directors, a term to expire December 1, 2003. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Roger L. Beattie appointed to fill the unexpired term of Michael Morris on the Utah State Fair Corporation Board of Directors, a term to expire December 1, 2001. Section 9-4-1104, Utah Code Annotated 1953, as amended.

QUALITY GROWTH COMMISSION

Kenneth R. Ashby reappointed as a member of the Quality Growth Commission for a term to expire April 15, 2005. Section 11-38-201, Utah Code Annotated 1953, as amended.

Shauna L. Kerr reappointed as a member of the Quality Growth Commission for a term to expire April 15, 2005. Section 11-38-201, Utah Code Annotated 1953, as amended.

Carol R. Page reappointed as a member of the Quality Growth Commission for a term to expire April 15, 2005. Section 11-38-201, Utah Code Annotated 1953, as amended.

Cary G. Peterson reappointed as a member of the Quality Growth Commission for a term to expire April 15, 2005. Section 11-38-201, Utah Code Annotated 1953, as amended.

Jerry W. Stevenson reappointed as a member of the Quality Growth Commission for a term to expire April 15, 2005. Section 11-38-201, Utah Code Annotated 1953, as amended.

Max D. Thompson reappointed as a member of the Quality Growth Commission for a term to expire April 15, 2005. Section 11-38-201, Utah Code Annotated 1953, as amended.

BOARD OF AGING AND ADULT SERVICES

William M. Harper reappointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2005. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

Donald R. LeBaron reappointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2005. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

Fern B. Reid appointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2005. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

Joan W. Kasteler appointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2005. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

BOARD OF SERVICES FOR PEOPLE WITH DISABILITIES

Mary P. Paulsen reappointed as a member of the Board of Services for People with Disabilities for a term to expire April 1, 2005. Section 62A-1-105 & 62A-5-105, Utah Code Annotated 1953, as amended.

Earl Jay Peck reappointed as a member of the Board of Services for People with Disabilities for a term to expire April 1, 2005. Section 62A-1-105 & 62A-5-105, Utah Code Annotated 1953, as amended.

Tamera Dalton appointed as a member of the Board of Services for People with Disabilities for a term to expire April 1, 2005. Section 62A-1-105 & 62A-5-105, Utah Code Annotated 1953, as amended.

BOARD OF SUBSTANCE ABUSE

Michael J. Crookston appointed to represent physicians and recovered abusers on the Board of Substance Abuse for a term to expire April 1, 2005. Section 62A-1-105 & 62A-8-108, Utah Code Annotated 1953, as amended.

Darryl B. Wagner appointed to represent pharmacists and recovered abusers on the Board of Substance Abuse for a term to expire April 1, 2005. Section 62A-1-105 & 62A-8-108, Utah Code Annotated 1953, as amended.

Nora B. Stephens appointed as a public member of the Board of Substance Abuse for a term to expire April 1, 2005. Section 62A-1-105 & 62A-8-108, Utah Code Annotated 1953, as amended.

Barbara Layden appointed as a public member of the Board of Substance Abuse for a term to expire April 1, 2005. Section 62A-1-105 & 62A-8-108, Utah Code Annotated 1953, as amended.

BOARD OF YOUTH CORRECTIONS

Theresa A. Martinez reappointed as a member of the Board of Youth Corrections for a term to expire April 1, 2005. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Eldon A. Money reappointed as a member of the Board of Youth Corrections for a term to expire April 1, 2005. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Georganna A. Petry reappointed as a member of the Board of Youth Corrections for a term to expire April 1, 2005. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Jody Valentine appointed to fill the unexpired term of Derick T. Kamachi on the Board of Youth Corrections for a term to expire April 1, 2003. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Michael O. Leavitt, Governor

* * *

Dear Mr. President,

April 18, 2001

Your committee on Judicial Confirmations met on April 11, 2001 to review the nomination of Mr. Bruce Lubeck as a judge in the Third Judicial District. The

committee interviewed Mr. Lubeck and recommends that the Senate confirm the appointment.

D. Chris Buttars, Chair

Communication filed. Senator Hillyard moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Gladwell	Hale	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Mayne	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Walker	Mansell

Absent or not voting was: Senator
Wright

On motion of Senator Buttars, Judge Bruce C. Lubeck and Donald E. Blanchard spoke in Committee of the Whole. Senators Buttars and Hillyard commented.

On motion of Senator Buttars, the Committee of the Whole was dissolved

President Mansell directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Gladwell reported that the committee had notified the Governor's representative that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator Poulton, and at 12:40 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SECOND EXTRAORDINARY SESSION
OF THE
FIFTY–FOURTH LEGISLATURE

Convened and Adjourned on
Wednesday, May 23, 2001

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Second Extraordinary Session of the Fifty–Fourth Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Second Extraordinary Session convening on Wednesday, May 23, 2001, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Mary B. Andrus
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

SECOND EXTRAORDINARY SESSION
of the
FIFTY–FOURTH LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty–Fourth Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Second Extraordinary Session at 12:00 noon on Wednesday, May 23, 2001.

The Senate was called to order with President Mansell presiding.

Prayer – Senator Scott Jenkins

Pledge–Senator Parley Hellewell

Roll call – All Senators present, except Senators Gladwell, Wright and Spencer, excused.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2001 General Session of the 54th Legislature of the State of Utah, certain 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 in Extraordinary 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 Senate only of the 54th Legislature of the State of Utah into a Second Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 23rd day of May, 2001 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2001 General Session of the 54th Legislature of the State of Utah.

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 8th day of May,
2001.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

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 May 8, 2001, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Fourth Legislature of the State of Utah into a Second Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 23rd day of May, 2001, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 2001 General Session of the Utah State Legislature.

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 8th day of May,
2001.

Olene S. Walker,
Lieutenant Governor

On motion of Senator Waddoups, the Senate voted to adopt the Senate Rules of the 2001 General Session of the Fifty-Fourth Legislature as the rules for the Second Extraordinary Session.

President Mansell appointed a committee comprised of Senators Knudson, Buttars, and Julander to notify Governor Michael O. Leavitt that the Senate is convened in the Second Extraordinary Session in accordance with his proclamation.

Senator Knudson advised the Senate that the Governor's representative has been notified of the convening of the Second Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATIONS FROM THE GOVERNOR

May 8, 2001

Dear President Mansell and Members of the Senate:

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:.

STATE TAX COMMISSION

Pam Hendrickson reappointed as a member of the State Tax Commission for a term to expire June 30, 2005. Ms. Hendrickson is a republican. Section 59-1-201, Utah Code Annotated 1953, as amended.

ALCOHOLIC BEVERAGE CONTROL COMMISSION

Ted Lewis reappointed as a member of the Alcoholic Beverage Control Commission for a term to expire July 1, 2005. Mr. Lewis is a democrat. Section 32A-1-106, Utah Code Annotated 1953, as amended.

Vicki McCall reappointed as a member of the Alcoholic Beverage Control Commission for a term to expire July 1, 2005. Ms. McCall is a republican. Section 32A-1-105, Utah Code Annotated 1953, as amended.

UTAH HORSE RACING COMMISSION

Stuart J. Sprouse reappointed as a member of the Utah Horse Racing Commission for a term to expire December 31, 2004. Section 4-38-3, Utah Code Annotated 1953, as amended.

Edison J. Stephens reappointed as a member of the Utah Horse Racing Commission for a term to expire December 31, 2004. Section 4-38-3, Utah Code Annotated 1953, as amended.

Steven H. White reappointed as a member of the Utah Horse Racing Commission for a term to expire December 31, 2004. Section 4-38-3, Utah Code Annotated 1953, as amended.

BOARD OF STATE HISTORY

Michael W. Homer reappointed as a member of the Board of State History for a term to expire April 1, 2005. Section 9-8-204, Utah Code Annotated 1953, as amended.

Kim A. Hyatt reappointed as a member of the Board of State History for a term to expire April 1, 2005. Section 9-8-204, Utah Code Annotated 1953, as amended.

Joel C. Janetski reappointed as a member of the Board of State History for a term to expire April 1, 2005. Section 9-8-204, Utah Code Annotated 1953, as amended.

Wallace A. Wright reappointed as a member of the Board of State History for a term to expire April 1, 2005. Section 9-8-204, Utah Code Annotated 1953, as amended.

Kendall Brown appointed to replace Carol Cornwall Madsen on the Board of State History for a term to expire April 1, 2005. Section 9-8-204, Utah Code Annotated 1953, as amended.

Gary Anderson appointed to replace Christie Needham on the Board of State History for a term to expire April 1, 2005. Section 9-8-204, Utah Code Annotated 1953, as amended.

STATE MONEY MANAGEMENT COUNCIL

Nila B. Dayton reappointed as a member of the State Money Management Council for a term to expire March 1, 2005. Ms. Dayton is a republican. Section 51-7-16, Utah Code annotated 1953, as amended.

Larry W. Richardson reappointed as a member of the State Money Management Council for a term to expire March 1, 2005. Mr. Richardson is a republican. Section 51-7-16, Utah Code annotated 1953, as amended.

Kent A. Nelson appointed to replace David R. Wilson as a member of the State Money Management Council for a term to expire March 1, 2005. Mr. Nelson is a republican. Section 51-7-16, Utah Code annotated 1953, as amended.

**JORDAN VALLEY WATER CONSERVANCY DISTRICT
BOARD OF DIRECTORS**

Lyle C. Summers appointed to fill the unexpired term of Paul Henderson on the Jordan Valley Water Conservancy District Board of Directors, a term to expire January 7, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended

BOARD OF WATER RESOURCES

Bill Marcovecchio reappointed as a member of the Board of Water Resources for a term to expire March 1, 2005. Mr. Marcovecchio is a democrat. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

J. Paul Riley reappointed as a member of the Board of Water Resources for a term to expire March 1, 2005. Mr. Riley is a republican. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

D. Brad Hancock appointed to replace Larry S. Ross as a representative of the Green River District on the Board of Water Resources for a term to expire March 1, 2005. Mr. Hancock is a republican. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

Ivan W. Flint appointed to replace M. Karlynn Hinman as a representative of the Weber District on the Board of Water Resources for a term to expire March 1, 2005. Mr. Flint is a republican. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

DRINKING WATER BOARD

Ruth Perry appointed to fill the unexpired term of David J. Cline on the Drinking Water Board, a term to expire May 8, 2003. Ms. Perry is a republican. Section 19-4-103, Utah Code Annotated 1953, as amended.

PRIVATE ACTIVITY BOND REVIEW BOARD

Russell Sanderson reappointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 2005. Section 9-4-503, Utah Code Annotated 1953, as amended.

Arthur D. Hunter appointed to replace Phil Goodrich on the Private Activity Bond Review Board for a term to expire March 15, 2005. Section 9-4-503, Utah Code Annotated 1953, as amended.

Linda Lunceford appointed to replace Gayle M. Aldred on the Private Activity Bond Review Board for a term to expire March 15, 2005. Section 9-4-503, Utah Code Annotated 1953, as amended.

Blake L. Frazier appointed to fill the unexpired term of Monte R. Munns on the Private Activity Bond Review Board, a term to expire March 15, 2003. Section 9-4-503, Utah Code Annotated 1953, as amended.

HEALTH DATA COMMITTEE

Dr. Kim A. Bateman appointed to fill the unexpired term of J. Michael Dean on the Health Data Committee, a term to expire June 30, 2002. Dr. Bateman is a republican. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Annette K. Herman appointed to fill the unexpired term of S. Keith Petersen on the Health Data Committee, a term to expire June 30, 2002. Ms. Herman is a democrat. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Leslie P. Francis appointed to fill the unexpired term of H. Dennis Tolley on the Health Data Committee, a term to expire June 30, 2002. Ms. Francis is a democrat. Section 26-33a-103, Utah Code Annotated 1953, as amended.

HEALTH FACILITY COMMITTEE

Glade S. Bigler reappointed as a member of the Health Facility Committee for a term to expire July 1, 2004. Mr. Bigler is an independent. Section 26-21-3, Utah Code Annotated 1953, as amended.

Galen K. Ewer appointed to replace Stephen Anderson on the Health Facility Committee for a term to expire July 1, 2004. Mr. Ewer is a republican. Section 26-21-3, Utah Code Annotated 1953, as amended.

Marilyn Williams appointed to replace Leora Medina on the Health Facility Committee for a term to expire July 1, 2004. Ms. Williams is a democrat. Section 26-21-3, Utah Code Annotated 1953, as amended.

Mary A. Petersen appointed to replace Lou Ann Jorgensen on the Health Facility Committee for a term to expire July 1, 2004. Ms. Petersen is a democrat. Section 26-21-3, Utah Code Annotated 1953, as amended.

Elisa M. Hill appointed to replace Helen Rollins on the Health Facility Committee for a term to expire July 1, 2004. Ms. Hill is an independent. Section 26-21-3, Utah Code Annotated 1953, as amended.

Keith D. Tintle appointed to replace Steven Bateman on the Health Facility Committee for a term to expire July 1, 2004. Mr. Tintle is a republican. Section 26-21-3, Utah Code Annotated 1953, as amended.

YOUTH PAROLE AUTHORITY

Calvin C. Clegg reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2005. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Alvin W. Emery reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2005. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Sal Jansson reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2005. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Joel Millard reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2005. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Kathy Peterson reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2005. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Consuelo Alires-Donaghue reappointed as a pro tempore member of the Youth Parole Authority for a term to expire April 1, 2005. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Yvette Donosso Diaz appointed to replace John B. Arrington as a pro tempore member of the Youth Parole Authority for a term to expire April 1, 2005. Section 62A-7-109, Utah Code Annotated 1953, as amended.

BOARD OF MENTAL HEALTH

O. William Farley reappointed as a member of the Board of Mental Health for a term to expire April 1, 2005. Mr. Farley is a republican. Section 62A-1-107 & 62A-12-104, Utah Code Annotated 1953, as amended.

Donald M. Garner appointed to replace Carvel V. Magleby as a member of the Board of Mental Health for a term to expire April 1, 2005. Mr. Garner is an independent. Section 62A-1-107 & 62A-12-104, Utah Code Annotated 1953, as amended.

Joleen G. Meredith appointed to replace Diane Phillips as a member of the Board of Mental Health for a term to expire April 1, 2005. Ms. Meredith is a democrat. Section 62A-1-107 & 62A-12-104, Utah Code Annotated 1953, as amended.

Dr. James Ashworth appointed to replace Richard C. Ferre as a member of the Board of Mental Health for a term to expire April 1, 2005. Dr. Ashworth is non-partisan. Section 62A-1-107 & 62A-12-104, Utah Code Annotated 1953, as amended.

Carleen Kurip appointed to fill the unexpired term of George Etsitty on the Board of Mental Health for a term to expire April 1, 2003. Ms. Kurip is an independent. Section 62A-1-107 & 62A-12-104, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt,
Governor

Communication filed. Senator Hillyard moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call: **Yeas, 26; Nays, 0; Absent, 3.**

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Bramble
Buttars	Davis	Dmitrich	Eastman
Evans	Hale	Hellewell	Hickman
Hillyard	Jenkins	Julander	Knudson
Mayne	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Walker	Mansell		

Absent or not voting was: Senator

Gladwell	Spencer	Wright
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* * *

President Mansell directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Knudson reported that the committee had notified the Governor's representative that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator Poulton, and at 12:40 p.m., the Senate adjourned sine die.

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