



# MINUTES

## HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Monday, February 4, 2019 | 2:00 p.m. | 210 Senate Building

**Members Present:**

Rep. Brad M. Daw, Chair  
Rep. Kelly B. Miles, Vice Chair  
Rep. Stewart E. Barlow  
Rep. Jennifer Dailey-Provost  
Rep. Steve Eliason  
Rep. Sandra Hollins  
Rep. Marsha Judkins

Rep. Paul Ray  
Rep. Rex P. Shipp  
Rep. Robert M. Spendlove  
Rep. Norman K. Thurston  
Rep. Raymond P. Ward

**Staff Present:**

Ms. Karin M. Rueff, Policy Analyst  
Ms. Karen C. Allred, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Miles called the meeting to order at 2:06 p.m.

**MOTION:** Rep. Daw moved to approve the minutes. The motion passed with a vote of 8 - 0 - 4.

Yeas-8

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. R. Ward

Nays-0

Absent-4

Rep. S. Eliason  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. N. Thurston

**1 . S.B. 40 Child Welfare Sunset Provisions (*Christensen, A.*)**

Sen. Allen M. Christensen presented the bill with the assistance of Dr. Brooks Keeshin, Child Psychiatrist, University of Utah and Primary Children's Hospital, Co-Director, Utah Psychotropic Oversight Program (UPOP).

**MOTION:** Rep. Daw moved to pass S.B. 40 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. R. Ward

Nays-0

Absent-2

Rep. R. Spendlove  
Rep. N. Thurston

**2 . S.B. 29 Health Care Malpractice Act Sunset Extension (*Christensen, A.*)**

Sen. Allen M. Christensen presented the bill.

**MOTION:** Rep. Ward moved to pass S.B. 29 out favorably. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. R. Ward

Nays-0

Absent-2

Rep. R. Spendlove  
Rep. N. Thurston

**3 . H.C.R. 4 Concurrent Resolution Supporting Utah's Every Kid Outdoors Initiative (Arent, P.)**

Rep. Patrice M. Arent presented the bill with the assistance of Mr. Tom Adams, Director, Utah Office of Outdoor Recreation; Ms. Heba Geiang, National Parks Conservations Association; and Dr. Jim Sibthorp, Professor, Department of Health, Kinesiology, and Recreation, College of Health, University of Utah.

Mr. Nathan Rafferty, President/CEO, Ski Utah, spoke in favor of the bill.

Ms. Gabi Rallen Williams, representing 6th grade students at Washington Elementary, spoke in favor of the bill.

Mr. Billy Palmer, Volunteer Chair, Youth Works Steering Committee, and Volunteer Board Member, Friends of Arches and Canyonlands, spoke in favor of the bill.

Ms. Alex Porpora, Executive Director, Utah Society for Environmental Education (USEE), spoke in favor of the bill.

Mr. Locke Ettinger, Vice Chair, Get Healthy Utah, spoke in favor of the bill.

**MOTION:** Rep. Dailey-Provost moved to pass H.C.R. 4 out favorably. The motion passed with a vote of 9 - 0 - 3.

Yeas-9

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-3

Rep. S. Eliason  
Rep. P. Ray  
Rep. R. Spendlove

**MOTION:** Rep. Thurston moved to place H.C.R. 4 on the Consent Calendar. The motion passed with a vote of 9 - 0 - 3.

Yeas-9

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-3

Rep. S. Eliason  
Rep. P. Ray  
Rep. R. Spendlove

**4 . H.B. 117 Child Care Licensing Act Amendments (Kwan, K.)**

Rep. Karen Kwan presented the bill with the assistance of Mr. Mark Brintton, General Counsel, Utah Medical Association.

**MOTION:** Rep. Daw moved to replace H.B. 117 with 1st Substitute H.B. 117. The motion passed with a vote of 8 - 0 - 4.

Yeas-8

Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. R. Ward

Nays-0

Absent-4

Rep. S. Barlow  
Rep. S. Eliason  
Rep. P. Ray  
Rep. N. Thurston

**MOTION:** Rep. Ward moved to amend 1st Substitute H.B. 117 with Amendment #1. The motion passed with a vote of 8 - 0 - 4.

Amendment 1  
1st Sub. H.B. 117

- 1. Page 2, Lines 53 through 55:
- 53 (B) receives no applications from a pediatrician who is licensed in the state for the
- 54 appointment described in Subsection (1)(c)(i)(C) within 90 days after the day on which the
- 55 governor sends the notice described in Subsection ~~{(1)(c)(iii)}~~ (1)(e)(ii)(A).

Yeas-8

Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. R. Ward

Nays-0

Absent-4

Rep. S. Barlow  
Rep. S. Eliason  
Rep. P. Ray  
Rep. N. Thurston

**MOTION:** Rep. Dailey-Provost moved to pass 1st Substitute H.B. 117 out favorably. The motion passed with a vote of 9 - 0 - 3.

Yeas-9

Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-3

Rep. S. Barlow  
Rep. S. Eliason  
Rep. P. Ray

**MOTION:** Rep. Dailey-Provost moved to place 1st Substitute H.B. 117 on the Consent Calendar. The motion failed with a vote of 4 - 5 - 3.

Yeas-4

Rep. J. Dailey-Provost  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles

Nays-5

Rep. B. Daw  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

Absent-3

Rep. S. Barlow  
Rep. S. Eliason  
Rep. P. Ray

**5 . H.B. 165 Dandy-walker Syndrome Awareness Day (Coleman, K.)**

Rep. Kim F. Coleman presented the bill with the assistance of Ms. Angela Dignan.

**MOTION:** Rep. Hollins moved to pass H.B. 165 out favorably. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-1

Rep. R. Spendlove

**MOTION:** Rep. Thurston moved to place H.B. 165 on the Consent Calendar. The motion passed with a vote of 11 - 0 - 1.

Yeas-11

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-1

Rep. R. Spendlove

**6 . S.B. 30 Anesthesia and Sedation Related Provisions Reauthorization (Weiler, T.)**

Rep. Norman K Thurston presented the bill with the assistance of Ms. Sheila Walsh-McDonald, Legislative Liason, Utah Department of Health.

Mr. Mark Brinton, General Counsel, Utah Medical Association, spoke to the bill.

**MOTION:** Rep. Ray moved to pass S.B. 30 out favorably. The motion passed with a vote of 12 - 0 - 0.

Yeas-12

Nays-0

Absent-0

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

**7 . H.B. 178 Health Care Charges (Daw, B.)**

Rep. Brad M. Daw presented the bill.

Mr. Mark Brinton, General Counsel, Utah Medical Association, spoke in favor of the bill.

**MOTION:** Rep. Thurston moved to pass H.B. 178 out favorably. The motion passed with a vote of 9 - 0 - 3.

Yeas-9

Nays-0

Absent-3

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. N. Thurston

Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

**MOTION:** Rep. Hollins moved to adjourn. The motion passed with a vote of 10 - 0 - 2.

Yeas-10

Nays-0

Absent-2

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Rep. P. Ray  
Rep. R. Spendlove

Chair Miles adjourned the meeting at 3:35 p.m.