



MINUTES

HOUSE POLITICAL SUBDIVISIONS STANDING COMMITTEE

Tuesday, February 5, 2019 | 4:00 p.m. | 450 State Capitol

Members Present:

Rep. Stephen G. Handy, Chair
Rep. Merrill F. Nelson, Vice Chair
Rep. Cheryl K. Acton
Rep. Kim F. Coleman
Rep. James A. Dunnigan
Rep. Val K. Potter
Rep. Marie H. Poulson

Rep. Susan Pulsipher
Rep. Lawanna Shurtliff
Rep. Elizabeth Weight
Rep. Logan Wilde

Staff Present:

Ms. Megan L. Bolin, Administrative and Finance Manager
Ms. Mary Stringham, Session Secretary

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

Chair Nelson called the meeting to order at 4:08 p.m.

MOTION: Rep. Acton moved to approve the minutes. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. C. Acton
Rep. K. Coleman
Rep. J. Dunnigan
Rep. S. Handy
Rep. M. Nelson
Rep. M. Poulson
Rep. S. Pulsipher
Rep. E. Weight

Nays-0

Absent-3

Rep. V. Potter
Rep. L. Shurtliff
Rep. L. Wilde

Chair Nelson noted that H.B. 206 would not be heard.

1 . H.B. 76 County Auditor Amendments (Coleman, K.)

Rep. Coleman presented H.B. 76 with the assistance of John Dougall, State Auditor.

Lincoln Shurtz, Director of Government Affairs for the Utah Associations of Counties, spoke against the bill.

Amelia Powers, Utah County Clerk Auditor, spoke in favor of the bill.

MOTION: Rep. Wilde moved to hold H.B. 76.

Rep. Wilde's motion to hold H.B. 76 passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. C. Acton
Rep. K. Coleman
Rep. S. Handy
Rep. M. Nelson
Rep. V. Potter
Rep. M. Poulson
Rep. L. Shurtliff
Rep. E. Weight
Rep. L. Wilde

Nays-0

Absent-2

Rep. J. Dunnigan
Rep. S. Pulsipher

2 . H.B. 79 Interlocal Provision of Law Enforcement Service (Winder, M.)

Rep. Michael K. Winder presented H.B. 79 with the assistance of Rob Dahle, Holladay City Mayor.

John Dougall spoke in favor of the bill.

MOTION: Rep. Poulson moved to amend H.B. 79 with Amendment #2.

Amendment 2

H.B. 79

1. Page 3, Lines 66 through 68:

66 (b) in a county of the first class, the chief executive for law enforcement services to be
67 appointed{. according to the interlocal agreement.} to provide or direct the law enforcement
68 service provided under the agreement.

2. Page 4, Lines 105 through 107:

105 (o) for the sheriff of a county of the second through sixth class that enters into an interlocal agreement for
law
106 enforcement service under Title 11, Chapter 13, Interlocal Cooperation Act, provide law
107 enforcement service as provided in the interlocal agreement;

3. Page 5, Lines 132 through 135:

132 (c) [Hf] Notwithstanding Subsection (3)(b), and except as provided in Subsection
133 11-13-202(4), if a police interlocal entity or police local district enters an interlocal agreement
134 with a public agency, as defined in Section 11-13-103, for the provision of law enforcement
135 service, the sheriff:

The motion to amend H.B. 79 with Amendment #2 passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. C. Acton
Rep. K. Coleman
Rep. S. Handy
Rep. M. Nelson
Rep. V. Potter
Rep. M. Poulson
Rep. L. Shurtliff
Rep. E. Weight
Rep. L. Wilde

Nays-0

Absent-2

Rep. J. Dunnigan
Rep. S. Pulsipher

MOTION: Rep. Poulson moved to pass H.B. 79 out favorably, as amended. The motion passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. C. Acton
Rep. K. Coleman
Rep. S. Handy
Rep. M. Nelson
Rep. V. Potter
Rep. M. Poulson
Rep. L. Shurtliff
Rep. E. Weight
Rep. L. Wilde

Nays-0

Absent-2

Rep. J. Dunnigan
Rep. S. Pulsipher

3 . H.B. 200 Appointment of Constables Amendments (Wilde, L.)

Rep. Wilde presented H.B. 200.

MOTION: Rep. Potter moved to amend H.B. 200 with Amendment #1.
Amendment 1
H.B. 200

1. Page 2, Line 57 through Page 3, Line 59:

57 (3) The legislative body of a county of the third, fourth, fifth, or sixth class or the
58 legislative body of a city of the third, fourth, fifth, or sixth class may appoint a constable on a
59 recommendation from :

(a) for a county, the county sheriff{ } and the county attorney{ } ; or
(b) for a city, the chief of police.

The motion to amend H.B. 200 with Amendment #1 passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. C. Acton
Rep. K. Coleman
Rep. S. Handy
Rep. M. Nelson
Rep. V. Potter
Rep. M. Poulson
Rep. L. Shurtliff
Rep. E. Weight
Rep. L. Wilde

Nays-0

Absent-2

Rep. J. Dunnigan
Rep. S. Pulsipher

MOTION: Rep. Potter moved to pass H.B. 200 out favorably, as amended. The motion passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. C. Acton
Rep. K. Coleman
Rep. S. Handy
Rep. M. Nelson
Rep. V. Potter
Rep. M. Poulson
Rep. L. Shurtliff
Rep. E. Weight
Rep. L. Wilde

Nays-0

Absent-2

Rep. J. Dunnigan
Rep. S. Pulsipher

MOTION: Rep. Wilde moved to place H.B. 200, as amended, on the Consent Calendar. The motion passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. C. Acton
Rep. K. Coleman
Rep. S. Handy
Rep. M. Nelson
Rep. V. Potter
Rep. M. Poulson
Rep. L. Shurtliff
Rep. E. Weight
Rep. L. Wilde

Nays-0

Absent-2

Rep. J. Dunnigan
Rep. S. Pulsipher

MOTION: Rep. Handy moved to adjourn. The motion passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. C. Acton
Rep. K. Coleman
Rep. S. Handy
Rep. M. Nelson
Rep. V. Potter
Rep. M. Poulson
Rep. L. Shurtliff
Rep. E. Weight
Rep. L. Wilde

Nays-0

Absent-2

Rep. J. Dunnigan
Rep. S. Pulsipher

Chair Nelson adjourned the meeting at 5:14 p.m.