



MINUTES

SENATE GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS STANDING COMMITTEE

LEGISLATURE

Friday, March 8, 2019 | 8:00 a.m. | 210 Senate Building

Members Present:

Sen. Daniel W. Thatcher, Chair
Sen. David G. Buxton
Sen. Don L. Ipson
Sen. Jani Iwamoto
Sen. Kathleen Riebe
Sen. Todd Weiler

Members Absent:

President J. Stuart Adams

Staff Present:

Mr. Brian J. Bean, Policy Analyst
Ms. Paula Morgan, Committee Secretary

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

Acting Chair Weiler called the meeting to order at 8:13 a.m.

MOTION: Sen. Riebe moved to approve the minutes for March 6, 2019. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. D. Buxton
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-3

Sen. J. Adams
Sen. D. Ipson
Sen. D. Thatcher

1 . 1st Sub. H.B. 391 Modifications to Governmental Immunity Provisions (Ivory, K.)

Rep. Ken Ivory explained the bill. A handout, "Students Deserve to be Safe From Sexual Abuse," was distribute to the committee.

[Students Deserve to be Safe From Sexual Abuse](#)

Britta Schugk, resident, spoke to the bill.

MOTION: Sen. Buxton moved to replace 1st Substitute H.B. 391 with 2nd Substitute H.B. 391. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. D. Buxton
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-3

Sen. J. Adams
Sen. D. Ipson
Sen. D. Thatcher

David Lund, Assistant Attorney General assigned to the Division of Risk Management, Attorney General's Office, spoke in opposition to the bill.

MOTION: Sen. Buxton moved to pass 2nd Substitute H.B. 391 out favorably. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. D. Buxton
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-3

Sen. J. Adams
Sen. D. Ipson
Sen. D. Thatcher

2 . S.B. 152 Community Impact Fund Board Amendments (*Winterton, R.*)

MOTION: Sen. Buxton moved to replace S.B. 152 with 2nd Substitute S.B. 152. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. D. Buxton
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-3

Sen. J. Adams
Sen. D. Ipson
Sen. D. Thatcher

Sen. Ronald Winterton explained the bill.

Jonathan Hardy, Director, Division of Housing and Community Development, spoke in favor of the bill.

Jack Lytle, member of the Seven County Infrastructure Coalition Board, member of the Permanent Community Impact Fund Board, and Commissioner, Daggett County, spoke in favor of the bill.

Ryan Beam, Center for Biological Diversity, spoke in opposition to the bill.

David Damschen, State Treasurer, spoke in opposition to the bill.

Steve Evans, business owner, Uintah County, spoke in favor of the bill.

Tooter Ogden, Commissioner, Sevier County, spoke in favor of the bill.

Brad Horrocks, Commissioner, Uintah County, and Co-Chair, Seven County Coalition Board, spoke in favor of the bill.

Jeff Hartley, representing Duchesne and Uintah County oil producers, spoke in favor of the bill.

MOTION: Sen. Buxton moved to pass 2nd Substitute S.B. 152 out favorably. The motion passed with a vote of 3 - 2 - 2.

Yeas-3

Sen. D. Buxton
Sen. D. Ipson
Sen. T. Weiler

Nays-2

Sen. J. Iwamoto
Sen. K. Riebe

Absent-2

Sen. J. Adams
Sen. D. Thatcher

3 . S.B. 242 Presidential Primary Amendments (*Bramble, C.*)

MOTION: Sen. Buxton moved to replace S.B. 242 with 1st Substitute S.B. 242. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

Sen. Curt Bramble explained the bill.

MOTION: Sen. Riebe moved to pass 1st Substitute S.B. 242 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

4 . S.B. 247 State Treasurer Amendments (Cullimore, K. A.)

MOTION: Sen. Buxton moved to amend S.B. 247 with Amendment #1. The motion passed with a vote of 5 - 0 - 2.

Amendment 1
S.B. 247

1. Page 2, Lines 57 through 58:
57 (b) rule that the office of the state treasurer makes in accordance with Title 63G, Chapter 3, Utah
58 Administrative Rulemaking Act.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

Sen Cullimore explained the bill.

MOTION: Sen. Buxton moved to pass S.B. 247 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

5 . S.B. 250 Graffiti Amendments (Harper, W.)

Sen. Wayne Harper explained the bill.

MOTION: Sen. Buxton moved to replace S.B. 250 with 1st Substitute S.B. 250. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

Kari Huth, Chief Deputy, Salt Lake County Sheriff's Office, spoke for the bill.

Tom Ross, Police Chief, Bountiful City, spoke in favor of the bill.

MOTION: Sen. Riebe moved to pass 1st Substitute S.B. 250 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

6 . S.B. 251 Parental Defense Office Amendments (*Harper, W.*)

Sen. Wayne Harper explained the bill.

MOTION: Sen. Ipson moved to replace S.B. 251 with 1st Substitute S.B. 251. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-3

Sen. J. Adams
Sen. D. Buxton
Sen. D. Thatcher

MOTION: Sen. Ipson moved to pass 1st Substitute S.B. 251 out favorably. The motion passed with a vote of 4 - 0 - 3.

Yeas-4

Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-3

Sen. J. Adams
Sen. D. Buxton
Sen. D. Thatcher

7 . S.B. 187 County Planning and Services Amendments (*Bramble, C.*)

Sen. Curt Bramble explained the bill.

Wilf Sommerkorn, Director of Regional Planning, Salt Lake County, spoke in favor of the bill.

Barbara Cameron, Chair, Big Cottonwood Community Council, spoke in favor the bill.

[Big Cottonwood Canyon](#)

Greg Schiffman, Vice Chair, Granite Community Council, spoke in opposition to the bill.

A handout, "Vote 'NO' on SB 187" was distributed to the committee.

[Vote "NO" on SB187](#)

Todd Young, resident, spoke in favor of the bill.

Dan Petersen, Fire Chief, Utah Firefighters Association, spoke in favor of the bill.

MOTION: Sen. Iwamoto moved to pass S.B. 187 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

8 . 2nd Sub. H.B. 133 Initiative Amendments (*Daw, B.*)

Rep. Brad Daw explained the bill.

Lauren Simpsen, Alliance for a Better Utah, spoke in opposition to the bill.

Olivia Horlacher, Keep My Voice, spoke in favor of the bill.

MOTION: Sen. Buxton moved to pass 2nd Substitute H.B. 133 out favorably. The motion passed with a vote of 3 - 2 - 2.

Yeas-3

Sen. D. Buxton
Sen. D. Ipson
Sen. T. Weiler

Nays-2

Sen. J. Iwamoto
Sen. K. Riebe

Absent-2

Sen. J. Adams
Sen. D. Thatcher

9 . 2nd Sub. H.B. 343 Development Advertising Amendments (*Daw, B.*)

Rep. Daw explained the bill.

Jami Brackin, Chair, Civil Legislative Action Committee, spoke in opposition to the bill.

MOTION: Sen. Buxton moved to pass 2nd Substitute H.B. 343 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

10 . 2nd Sub. H.B. 74 Open Meetings Amendments (*Handy, S.*)

Rep. Stephen G. Handy explained the bill.

Debbie Davis, Internal Audit Director, State Board of Education, spoke to the bill.

John Dougal, State Auditor, spoke to the bill.

Jesse Oakes, Utah Media Coalition, spoke in opposition to the bill.

LeGrand Bitter, Utah Association of Special Districts, spoke in favor of the bill.

MOTION: Sen. Riebe moved to pass 2nd Substitute H.B. 74 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

11 . 1st Sub. H.B. 195 Initiative and Referendum Amendments (*Handy, S.*)

Rep. Stephen Handy explained the bill.

Justin Lee, Director of Elections, Office of the Lieutenant Governor, spoke to the bill.

Ricky Hatch, Clerk/Auditor, Weber County, and Chair, County Clerks' legislative Policy Committee, spoke in favor of the bill.

MOTION: Sen. Buxton moved to pass 1st Substitute H.B. 195 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

12 . H.B. 247 County Recorder Fees Amendments (*Wilde, L.*)

Rep. Logan Wilde explained the bill.

MOTION: Sen. Ipson moved to amend H.B. 247 with Amendment #2. The motion passed with a vote of 5 - 0 - 2.

Amendment 2
H.B. 247

1. Page 2, Lines 36 through 37:
36 (a) for recording any instrument, not otherwise provided for, other than bonds of public
37 officers, [\$10] {~~\$45~~} \$40;
2. Page 2, Lines 38 through 41:
38 (b) for recording any instrument, including those provided for under Title 70A,
39 Uniform Commercial Code, other than bonds of public officers, and not otherwise provided
40 for, [~~\$10 for the first page and \$2 for each additional page~~] {~~\$45~~} \$40, and if an instrument contains
41 more than [~~one description, \$1~~] 10 descriptions, \$2 for each additional description;
3. Page 2, Lines 47 through 48:
47 [(d)] (c) for recording mining location notices and affidavits of labor affecting mining
48 claims, [~~\$10 for the first page and \$2 for each additional page~~] {~~\$45~~} \$40; and
4. Page 3, Lines 65 through 68:
65 (e) for recording any license issued by the Division of Occupational and Professional
66 Licensing, [~~\$10~~] {~~\$45~~} \$40; and
67 (f) for recording a federal tax lien, [~~\$10~~] {~~\$45~~} \$40, and for the discharge of the lien, [~~\$10~~]
68 {~~\$45~~} \$40.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

Lincoln Shurtz, Utah Association of Counties, spoke to the bill.

Sen. Thatcher assumed the chair.

Stephen McKay, McKay Mineral Exploration, spoke in opposition to the bill.

Stuart Burgess, Burgess Inc., spoke in opposition to the bill.

Jerry Houghton, Recorder, Tooele County, and Legislative Chair, Utah Association of County Recorders, spoke in favor of the bill.

MOTION: Sen. Ipson moved to pass H.B. 247 out favorably. The motion passed with a vote of 5 - 0 - 2.

Yeas-5

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. T. Weiler

Nays-0

Absent-2

Sen. J. Adams
Sen. D. Thatcher

13 . 2nd Sub. H.B. 145 Citizen Political Process Amendments (Thurston, N.)

Rep. Norman K. Thurston explained the bill.

MOTION: Sen. Weiler moved to pass 2nd Substitute H.B. 145 out favorably. The motion passed with a vote of 4 - 2 - 1.

Yeas-4

Sen. D. Buxton
Sen. D. Ipson
Sen. D. Thatcher
Sen. T. Weiler

Nays-2

Sen. J. Iwamoto
Sen. K. Riebe

Absent-1

Sen. J. Adams

14 . 3rd Sub. H.B. 290 Driver License Record Amendments (Perry, L.)

Rep. Lee B. Perry explained the bill.

Ron Mortensen, resident, spoke in opposition to the bill.

MOTION: Sen. Ipson moved to pass 3rd Substitute H.B. 290 out favorably. The motion passed with a vote of 6 - 0 - 1.

Yeas-6

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-1

Sen. J. Adams

15 . H.B. 367 Boundary Adjustment Notice Amendments (*Maloy, A.C.*)

Rep. Cory A. Maloy explained the bill.

MOTION: Sen. Iwamoto moved to pass H.B. 367 out favorably. The motion passed with a vote of 6 - 0 - 1.

Yeas-6

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-1

Sen. J. Adams

MOTION: Sen. Riebe moved to adjourn at 10:01 a.m. The motion passed with a vote of 6 - 0 - 1.

Yeas-6

Sen. D. Buxton
Sen. D. Ipson
Sen. J. Iwamoto
Sen. K. Riebe
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-1

Sen. J. Adams

Sen. Thatcher adjourned the meeting at 10:01 a.m.