



# MINUTES

## HOUSE POLITICAL SUBDIVISIONS STANDING COMMITTEE

LEGISLATURE

Wednesday, February 12, 2020 | 3:40 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:**

Samantha D. Brucker, Policy Analyst  
An Bradshaw, 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 Nelson called the meeting to order at 3:49 p.m.

**MOTION:** Rep. Handy moved to approve the minutes. The motion passed with a vote of 10 - 0 - 1.

Yeas-10

Rep. C. Acton  
Rep. J. Dunnigan  
Rep. S. Handy  
Rep. M. Nelson  
Rep. V. Potter  
Rep. M. Poulson  
Rep. S. Pulsipher  
Rep. L. Shurtliff  
Rep. E. Weight  
Rep. L. Wilde

Nays-0

Absent-1

Rep. K. Coleman

**1 . H.B. 257 County Government Form Amendments (*Brammer, B.*)**

Rep. Brammer explained the bill with the assistance of Jenney Rees, Mayor, Cedar Hills, and Andrew Jackson, Executive Director, Mountainland Association of Governments.

Mike Kohler, resident, spoke against the bill.

**MOTION:** Rep. Dunnigan moved to amend H.B. 257 with Amendment #1.

Amendment 1  
H.B. 257

1. Page 11, Lines 319 through 324:

- 319 [(d) specifies whether the members of the county council are to be elected from
- 320 districts, at large, or by a combination of at large and by district;]
- 321 (d) specifies that { at least a majority of members of } the council are to be elected from
- 322 districts;
- 323 (e) specifies county council members' qualifications and terms and whether the terms
- 324 are to be staggered;

Rep. Dunnigan's motion to amend H.B. 257 with Amendment #1 passed with a vote of 11 - 0 - 0.

Yeas-11

Nays-0

Absent-0

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

**MOTION:** Rep. Dunnigan moved to hold H.B. 257.

Rep. Dunnigan's motion to hold H.B. 257 passed with a vote of 9 - 2 - 0.

Yeas-9

Nays-2

Absent-0

Rep. J. Dunnigan  
Rep. S. Handy  
Rep. M. Nelson  
Rep. V. Potter  
Rep. M. Poulson  
Rep. S. Pulsipher  
Rep. L. Shurtliff  
Rep. E. Weight  
Rep. L. Wilde

Rep. C. Acton  
Rep. K. Coleman

**2 . H.B. 198 Eminent Domain Limitations (*Pulsipher, S.*)**

Rep. Pulsipher presented the bill with the assistance of Paige Norton, farm owner, and Ryan Loose, South Jordan City Attorney and representing the League of Cities and Towns.

Garrett Paul, Utah Farm Bureau, spoke for the bill.

**MOTION:** Rep. Shurtliff moved to pass H.B. 198 out favorably.

**SUBSTITUTE MOTION:** Rep. Coleman moved to amend H.B. 198 with Amendment #1. The substitute motion passed with a vote of 11 - 0 - 0.

Amendment 1  
H.B. 198

1. Page 1, Line 26 through Page 2, Line 33:
- 26 78B-6-501. Eminent domain – Uses for which right may be exercised.
- 27 [Subject] (1) ~~{(a)}~~ As used in this section, "century farm" means real property that is:
- 28 ~~{(i)}~~ (a) assessed under Title 59, Chapter 2, Part 5, Farmland Assessment Act; and
- 29 ~~{(ii)}~~ (b) owned or held by the same family for a continuous period of 100 years or more.
- 30 ~~{(b) "Century farm" includes real property designated as a century farm and ranch by the~~
- 31 ~~Utah Farm Bureau Federation.}~~
- 32 (2) Except as provided in Subsection (3) and subject to the provisions of this part, the
- 33 right of eminent domain may be exercised on behalf of the following public uses:

Yeas-11

Nays-0

Absent-0

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

**MOTION:** Rep. Pulsipher moved to pass H.B. 198 out favorably as amended. The motion passed with a vote of 11 - 0 - 0.

Yeas-11

Nays-0

Absent-0

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

**MOTION:** Rep. Potter moved to adjourn. The motion passed with a vote of 11 - 0 - 0.

Yeas-11

Nays-0

Absent-0

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

Chair Nelson adjourned the meeting at 5:15 p.m.