



MINUTES

SENATE NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT STANDING COMMITTEE

LEGISLATURE

Thursday, February 13, 2020 | 3:40 p.m. | 220 Senate Building

Members Present:

Sen. Ralph Okerlund, Chair
Sen. Allen M. Christensen
Sen. Keith Grover
Sen. Jani Iwamoto
Sen. Derek L. Kitchen
Sen. Scott D. Sandall
Sen. Evan J. Vickers

Members Absent:

Sen. David P. Hinkins
Sen. Jerry W. Stevenson

Staff Present:

Nathan W. Brady, Policy Analyst
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.

Chair Okerlund called the meeting to order at 3:44 p.m.

MOTION: Sen. Sandall moved to approve the minutes for February 10, 2020. The motion passed with a vote of 5 - 0 - 4.

Yeas-5

Sen. A. Christensen
Sen. J. Iwamoto
Sen. D. Kitchen
Sen. R. Okerlund
Sen. S. Sandall

Nays-0

Absent-4

Sen. K. Grover
Sen. D. Hinkins
Sen. J. Stevenson
Sen. E. Vickers

1 . S.B. 84 Public Entity Water Users Amendments (Anderegg, J.)

Sen. Anderegg explained the bill.

MOTION: Sen. Christensen moved to return S.B. 84 to the Rules Committee to be studied during the 2020 Interim. The motion passed with a vote of 5 - 0 - 4.

Yeas-5

Sen. A. Christensen
Sen. J. Iwamoto
Sen. D. Kitchen
Sen. R. Okerlund
Sen. S. Sandall

Nays-0

Absent-4

Sen. K. Grover
Sen. D. Hinkins
Sen. J. Stevenson
Sen. E. Vickers

2 . S.B. 51 Secondary Water Requirements (Anderegg, J.)

Sen. Anderegg explained the bill.

MOTION: Sen. Sandall moved to replace S.B. 51 with 1st Substitute S.B. 51. The motion passed with a vote of 6 - 0 - 3.

Yeas-6

Sen. A. Christensen
Sen. K. Grover
Sen. J. Iwamoto
Sen. D. Kitchen
Sen. R. Okerlund
Sen. S. Sandall

Nays-0

Absent-3

Sen. D. Hinkins
Sen. J. Stevenson
Sen. E. Vickers

Mark Stratford, City Attorney, Utah League of Cities and Towns, spoke in favor of the bill.

Paul Cousins, Iron County Commissioner, spoke in favor of the bill.

MOTION: Sen. Christensen moved to pass 1st Substitute S.B. 51 out favorably. The motion passed with a vote of 6 - 0 - 3.

Yeas-6

Sen. A. Christensen
Sen. K. Grover
Sen. J. Iwamoto
Sen. D. Kitchen
Sen. R. Okerlund
Sen. S. Sandall

Nays-0

Absent-3

Sen. D. Hinkins
Sen. J. Stevenson
Sen. E. Vickers

3 . H.B. 27 Waste Tire Recycling Act Amendments (Chew, S.)

Sen. Sandall explained the bill.

David Newton, Chairman, Northern Utah Environmental Resource Agency (NUERA), spoke in favor of the bill.

MOTION: Sen. Sandall moved to pass H.B. 27 out favorably. The motion passed with a vote of 7 - 0 - 2.

Yeas-7

Sen. A. Christensen
Sen. K. Grover
Sen. J. Iwamoto
Sen. D. Kitchen
Sen. R. Okerlund
Sen. S. Sandall
Sen. E. Vickers

Nays-0

Absent-2

Sen. D. Hinkins
Sen. J. Stevenson

4 . S.B. 100 State Institutional Trust Lands Administration Amendments (Okerlund, R.)

Sen. Vickers assumed the chair.

Sen. Okerlund explained the bill.

Michael Johnson, Chief Legal Counsel, School and Institutional Trust Lands Administration (SITLA), spoke to the bill.

MOTION: Sen. Okerlund moved to amend S.B. 100 with Amendment #1. The motion passed with a vote of 7 - 0 - 2.

Amendment 1
S.B. 100

1. Page 5, Lines 141 through 144:

141 (i) conducting a strategy session to discuss market conditions relevant to the {[timing of](#)

- 142 monetizing } sale of particular trust assets { or making capital expenditures to increase the value of trust assets } if the terms of the sale of any trust assets are publicly disclosed before the board approves the sale and a public discussion would:
(A) disclose the appraisal or estimated value of the trust assets under consideration; or
(B) prevent the board from completing a contemplated transaction concerning the trust assets on the best possible terms ; or
- 143 (ii) { evaluating } conducting a strategy session to evaluate the terms of a joint venture or other business arrangement authorized
- 144 under Subsection 53C-1-303(3)(e) if the terms of the joint venture or other business arrangement are publicly disclosed before the board approves the transaction and a public discussion of the transaction would:
(A) disclose the appraisal or estimated value of the trust assets under consideration; or
(B) prevent the board from completing the transaction concerning the joint venture or other business arrangement on the best possible terms .

Yeas-7

Sen. A. Christensen
Sen. K. Grover
Sen. J. Iwamoto
Sen. D. Kitchen
Sen. R. Okerlund
Sen. S. Sandall
Sen. E. Vickers

Nays-0

Absent-2

Sen. D. Hinkins
Sen. J. Stevenson

Warren Peterson, (SITLA) Board, spoke to the bill.

Michael Johnson, Chief Legal Counsel, SITLA, spoke to the bill.

Dave Ure, Director of Trust Lands, spoke to the bill.

Kyle Paslay, Deputy Assistant Director Planning, SITLA Development, spoke to the bill.

ReNae, Cowley, Utah Media Coalition, spoke in favor of the bill.

Wade Garrett, citizen, spoke in favor of the bill.

Carly Ferro, Acting Director, Utah Sierra Club, spoke in opposition to the bill.

Lionel Trepanier, Director, Utah Tar Sands Resistance, spoke in opposition to the bill.

Jeff Hartley, Director, Sage Energy, spoke to the bill.

MOTION: Sen. Grover moved to pass S.B. 100 out favorably. The motion passed with a vote of 5 - 2 - 2.

Yeas-5

Sen. A. Christensen
Sen. K. Grover
Sen. R. Okerlund
Sen. S. Sandall
Sen. E. Vickers

Nays-2

Sen. J. Iwamoto
Sen. D. Kitchen

Absent-2

Sen. D. Hinkins
Sen. J. Stevenson

MOTION: Sen. Christensen moved to adjourn. The motion passed with a vote of 7 - 0 - 2.



Yeas-7

Sen. A. Christensen
Sen. K. Grover
Sen. J. Iwamoto
Sen. D. Kitchen
Sen. R. Okerlund
Sen. S. Sandall
Sen. E. Vickers

Nays-0

Absent-2

Sen. D. Hinkins
Sen. J. Stevenson

Chair Vickers adjourned the meeting at 5:00 PM.