



MINUTES

HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

LEGISLATURE

Tuesday, February 18, 2020 | 2:00 p.m. | 210 Senate Building

Members Present:

Rep. Brad M. Daw, Chair
Rep. Kelly B. Miles, Vice Chair
Rep. Jennifer Dailey-Provost
Rep. Steve Eliason
Rep. Sandra Hollins
Rep. Marsha Judkins
Rep. Candice B. Pierucci
Rep. Paul Ray
Rep. Rex P. Shipp

Rep. Robert M. Spendlove
Rep. Raymond P. Ward

Members Absent:

Rep. Stewart E. Barlow
Rep. Norman K. Thurston

Staff Present:

Mark D. Andrews, Policy Analyst
Brodi Ashton, Committee Secretary

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

Chair Daw called the meeting to order at 2:21 p.m.

MOTION: Rep. Miles moved to approve the minutes. The motion passed with a vote of 8 - 0 - 5.

Yeas-8

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Eliason
Rep. S. Hollins
Rep. K. Miles
Rep. P. Ray
Rep. R. Spendlove
Rep. R. Ward

Nays-0

Absent-5

Rep. S. Barlow
Rep. M. Judkins
Rep. C. Pierucci
Rep. R. Shipp
Rep. N. Thurston

1 . H.B. 118 Retail Tobacco Specialty Business Amendments (Dailey-Provost, J.)

Rep. Dailey-Provost presented the bill.

Rep. Miles assumed the chair.

Dave Davis, President, Utah Retail Merchants Association, spoke to the bill.

Rep. Daw resumed the chair.

Lloyd Berentzen, Director, Bear River Health Department, spoke in favor of the bill.

Gary Thorup, Utah Petroleum Marketers and Retailers Association, spoke to the bill.

Braden Ainsworth, Program Manager, Tobacco Prevention and Control, Utah Department of Health, spoke in support of the bill.

Mark Brinton, General Counsel and Director of Government Affairs, Utah Medical Association, spoke in favor of the bill.

Marc Watterson, Director of Government Relations, American Heart Association, spoke in favor of the bill.



MOTION: Rep. Ray moved to replace H.B. 118 with 1st Substitute H.B. 118. The motion passed with a vote of 10 - 0 - 3.

Yeas-10

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

Nays-0

Absent-3

- Rep. S. Barlow
- Rep. S. Eliason
- Rep. N. Thurston

MOTION: Rep. Miles moved to amend 1st Substitute H.B. 118 with Amendment #1. The motion passed with a vote of 10 - 0 - 3.

Amendment 1
1st Sub. H.B. 118

1. Page 7, Line 184:

184 product that has a taste or smell of only {~~electronic cigarette~~} tobacco.

2. Page 12, Lines 346 through 348:

346 (ii) "Flavored electronic cigarette" includes an electronic cigarette that has a taste or
347 smell of any fruit, chocolate, vanilla, honey, candy, cocoa, dessert, alcoholic beverage, herb, mint,
348 menthol, or spice.

3. Page 14, Lines 415 through 417:

415 (ii) "Flavored electronic cigarette" includes an electronic cigarette that has a taste or
416 smell of any fruit, chocolate, vanilla, honey, candy, cocoa, dessert, alcoholic beverage, herb, mint,
417 menthol, or spice.

Yeas-10

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

Nays-0

Absent-3

- Rep. S. Barlow
- Rep. S. Eliason
- Rep. N. Thurston

MOTION: Rep. Miles moved to pass 1st Substitute H.B. 118 out favorably. The motion passed with a vote of 10 - 0 - 3.

Yeas-10

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

Nays-0

Absent-3

Rep. S. Barlow
Rep. S. Eliason
Rep. N. Thurston

2 . H.B. 274 Delegation of Health Care Services Amendments (Ward, R.)

Rep. Ward presented the bill.

Nate Crippes, Legislative and Policy Counsel, Disability Law Center, spoke in favor of the bill.

Danny Harris, Advocacy Director, AARP Utah, spoke in favor of the bill.

Matt Hansen, Executive Director, Homecare and Hospice Association of Utah, spoke in favor of the bill.

Kathleen Kaufman, Policy and Co-Chair, Utah Nurses Association, spoke in favor of the bill.

MOTION: Rep. Judkins moved to replace H.B. 274 with 2nd Substitute H.B. 274. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
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. Judkins moved to amend 2nd Substitute H.B. 274 with Amendment #1. The motion passed with a vote of 9 - 0 - 4.

Amendment 1
2nd Sub. H.B. 274

1. Page 8, Lines 222 through 223:

222 (c) "Responsible caregiver" means a patient's spouse, adult child, parent, foster parent, or legal guardian
223 who is primarily responsible for providing medical care to the patient.

Yeas-9
Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
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. Shipp moved to pass 2nd Substitute H.B. 274 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas-9
Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
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

3 . S.B. 22 American Indian-Alaska Native Related Amendments (*Iwamoto, J.*)

[Navajo Health System Information](#)

Sen. Iwamoto presented the bill, with the assistance of Rupert Steele, Chair, Confederated Tribes of the Goshutes.

MOTION: Rep. Spendlove moved to pass S.B. 22 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas-9
Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
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

4 . S.J.R. 1 Joint Resolution Supporting Coordination of Care for Older Adults Receiving Home Health Care Services (*Iwamoto, J.*)

[Utah Falls Prevention Handout](#)

Sen. Iwamoto presented the bill.

Sally Aerts, Chair, Utah Falls Prevention Alliance, spoke in favor of the bill.

Clay Watson, Past President, Homecare and Hospice Association of Utah, spoke in favor of the bill.

Kathleen Kaufman, Utah Nurses Association, spoke in favor of the bill.

Matt Hansen, Executive Director, Homecare and Hospice Association of Utah, spoke in favor of the bill.

MOTION: Rep. Hollins moved to pass S.J.R. 1 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
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

5 . 1st Sub. S.B. 65 Child Welfare Amendments (Harper, W.)

Sen. Wayne Harper presented the bill.

MOTION: Rep. Ward moved to pass 1st Substitute S.B. 65 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas-9

Rep. J. Dailey-Provost
Rep. B. Daw
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. C. Pierucci
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. Spendlove moved to adjourn. The motion passed with a vote of 8 - 0 - 5.

Yeas-8

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

Nays-0

Absent-5

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

Chair Daw adjourned the meeting at 3:52 p.m.