



UTAH STATE

LEGISLATURE

MINUTES

HOUSE BUSINESS AND LABOR STANDING COMMITTEE

Wednesday, March 4, 2020 | 8:00 a.m. | 445 State Capitol

Members Present:

- Rep. James A. Dunnigan, Chair
- Rep. A. Cory Maloy, Vice Chair
- Rep. Brady Brammer
- Rep. Susan Duckworth
- Rep. Craig Hall
- Rep. Timothy D. Hawkes
- Rep. Brian S. King
- Rep. Michael K. McKell
- Rep. Calvin R. Musselman
- Rep. Marc K. Roberts

- Rep. Casey Snider
- Rep. Mark A. Wheatley
- Rep. Mike Winder

Members Absent:

- Rep. Tim Quinn
- Rep. Mike Schultz

Staff Present:

- Adam J. Sweet, Policy Analyst
- Claire Kirkland, Committee Secretary

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

Chair Dunnigan called the meeting to order at 8:04 a.m.

1 . H.B. 428 Birthing Facility Licensure Amendments (*Gibson, F.*)

Rep. Francis D. Gibson and Jean Millar, Intermountain Heathcare, presented the bill.

Mark Brinton, Utah Medical Association, spoke in favor of the bill.

MOTION: Rep. Maloy moved to amend H.B. 428 with Amendment #2. The motion passed with a vote of 11 - 0 - 4.

Amendment 2
H.B. 428

1. Page 7, Line 204 through Page 8, Line 218:

204 (7) (a) A birthing center that is not freestanding may be licensed as an alongside
205 midwifery unit if the birthing center:

206 (i) is accredited by the Commission on Accreditation of Birth Centers;

207 (ii) is connected to a hospital facility, either through a bridge, ramp, or adjacent to the
208 labor and delivery unit within the hospital with care provided with the midwifery model of
209 care, where maternal patients are received and care provided during labor, delivery, and
210 immediately after delivery; and

211 (iii) is supervised by a clinical director who is licensed as a [physician as defined in Section 58-67-102 or a](#)
212 certified nurse midwife

212 under Title 58, Chapter 44a, Nurse Midwife Practice Act.

213 (b) An alongside midwifery unit shall have a transfer agreement in place with the
214 adjoining hospital:

215 (i) to transfer a patient to the adjacent hospital's labor and delivery unit if a higher level
216 of care is needed; and

217 (ii) for services that are provided by the adjacent hospital's staff in collaboration with
218 the alongside midwifery unit staff.

Yeas-11

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. C. Hall
Rep. T. Hawkes
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-4

Rep. B. King
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider

MOTION: Rep. Duckworth moved to pass H.B. 428 out favorably. The motion passed with a vote of 11 - 0 - 4.

Yeas-11

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. C. Hall
Rep. T. Hawkes
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-4

Rep. B. King
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider

2 . H.B. 413 Underinsured Motorist Insurance Amendments (*Hutchings, E.*)

Rep. Eric Hutchings and Steve Sullivan, attorney, presented the bill.

MOTION: Rep. Maloy moved to replace H.B. 413 with 1st Substitute H.B. 413. The motion passed with a vote of 10 - 0 - 5.

Yeas-10

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. C. Hall
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-5

Rep. T. Hawkes
Rep. B. King
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider

MOTION: Rep. McKell moved to pass 1st Substitute H.B. 413 out favorably. The motion passed with a vote of 12 - 0 - 3.

Yeas-12

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. C. Hall
Rep. T. Hawkes
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. C. Snider
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-3

Rep. B. King
Rep. T. Quinn
Rep. M. Schultz

3 . 2nd Sub. S.B. 128 Non-vehicle Franchise Agreement Amendments (*Bramble, C.*)

Sen. Curtis S. Bramble presented the bill.

Wayne Jones, Utah Powersport Dealers Association and RV Dealers Association, spoke to the bill.

Rep. Maloy assumed the chair.

MOTION: Rep. Winder moved to replace 2nd Substitute S.B. 128 with 3rd Substitute S.B. 128. The motion passed with a vote of 11 - 0 - 4.

Yeas-11

Rep. B. Brammer
Rep. S. Duckworth
Rep. C. Hall
Rep. T. Hawkes
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. C. Snider
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-4

Rep. J. Dunnigan
Rep. B. King
Rep. T. Quinn
Rep. M. Schultz

MOTION: Rep. McKell moved to amend 3rd Substitute S.B. 128 with a verbal amendment.

SUBSTITUTE MOTION: Rep. Winder moved to pass 3rd Substitute S.B. 128 out favorably. The substitute motion passed with a vote of 11 - 0 - 4.

Yeas-11

Rep. B. Brammer
Rep. S. Duckworth
Rep. C. Hall
Rep. T. Hawkes
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. C. Snider
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-4

Rep. J. Dunnigan
Rep. B. King
Rep. T. Quinn
Rep. M. Schultz

4 . H.B. 381 Renter Screening Amendments (*Briscoe, J.*)

Rep. Joel K. Briscoe presented the bill.

Tara Rollins, Utah Housing Coalition, spoke to the bill.

MOTION: Rep. Brammer moved to hold H.B. 381 at the request of the sponsor. The motion passed with a vote of 10 - 0 - 5.

Yeas-10

Rep. B. Brammer
Rep. S. Duckworth
Rep. T. Hawkes
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. C. Snider
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-5

Rep. J. Dunnigan
Rep. C. Hall
Rep. B. King
Rep. T. Quinn
Rep. M. Schultz

5 . H.B. 399 Alcohol Amendments (Hawkes, T.)

Rep. Hawkes presented the bill.

Rep. Dunnigan resumed the chair.

Melva Sine, Utah Restaurant Association, spoke to the bill.

MOTION: Rep. Roberts moved to replace H.B. 399 with 1st Substitute H.B. 399. The motion passed with a vote of 10 - 0 - 5.

Yeas-10

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. T. Hawkes
Rep. B. King
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-5

Rep. C. Hall
Rep. M. McKell
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider

MOTION: Rep. Brammer moved to pass 1st Substitute H.B. 399 out favorably.

SUBSTITUTE MOTION: Rep. Duckworth made a substitute motion to amend 1st Substitute H.B. 399 with Amendment #1. The substitute motion passed with a vote of 6 - 4 - 5.

Amendment 1
1st Sub. H.B. 399

1. Page 133, Lines 4100 through 4106:

- 4100 { ~~Section 75. Section 41-6a-531 is enacted to read:~~
- 4101 ~~41-6a-531. Recording of alcohol source.~~
- 4102 ~~A peace officer who arrests the operator of a vehicle for violating a provision of this~~
- 4103 ~~title by driving under the influence of alcohol shall:~~
- 4104 ~~(1) ask the operator where the operator obtained the alcoholic beverage the operator~~
- 4105 ~~consumed before driving; and~~
- 4106 ~~(2) record information provided under Subsection (1) in the officer's incident report. }~~

Yeas-6

Rep. S. Duckworth
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley

Nays-4

Rep. B. Brammer
Rep. J. Dunnigan
Rep. T. Hawkes
Rep. B. King

Absent-5

Rep. C. Hall
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider
Rep. M. Winder

MOTION: Rep. Brammer moved to pass 1st Substitute H.B. 399 out favorably. The motion passed with a vote of 11 - 0 - 4.

Yeas-11

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. T. Hawkes
Rep. B. King
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-4

Rep. C. Hall
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider

MOTION: Rep. McKell moved to approve the minutes of March 2, 2020. The motion passed with a vote of 11 - 0 - 4.

Yeas-11

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. T. Hawkes
Rep. B. King
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-4

Rep. C. Hall
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider

MOTION: Rep. McKell moved to adjourn at 9:49 p.m. The motion passed with a vote of 11 - 0 - 4.

Yeas-11

Rep. B. Brammer
Rep. S. Duckworth
Rep. J. Dunnigan
Rep. T. Hawkes
Rep. B. King
Rep. A. Maloy
Rep. M. McKell
Rep. C. Musselman
Rep. M. Roberts
Rep. M. Wheatley
Rep. M. Winder

Nays-0

Absent-4

Rep. C. Hall
Rep. T. Quinn
Rep. M. Schultz
Rep. C. Snider

Chair Dunnigan adjourned the meeting.