



MINUTES

HOUSE POLITICAL SUBDIVISIONS STANDING COMMITTEE

Monday, March 1, 2021 | 4:00 p.m. | 445 State Capitol

Members Present:

Rep. James A. Dunnigan, Chair
Rep. Calvin R. Musselman, Vice Chair
Rep. Gay Lynn Bennion
Rep. Jefferson S. Burton
Rep. Steve R. Christiansen
Rep. Matthew H. Gwynn

Rep. Michael L. Kohler
Rep. Rosemary T. Lesser
Rep. Jordan D. Teuscher
Rep. Elizabeth Weight

Staff Present:

Samantha D. Brucker, Policy Analyst
Daniel Ryan, 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 4:02 p.m.

MOTION: Rep. Lesser moved to approve the minutes of February 26, 2021. The motion passed with a vote of 9 - 0 - 1.

Yeas - 9

Rep. G. Bennion
Rep. J. Burton
Rep. S. Christiansen
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Nays - 0

Absent - 1

Rep. M. Kohler

1. H.B. 409 Municipal and County Land Use and Development Revisions (Waldrip, S.)

Rep. Steve Waldrip presented the bill.

Victoria Ashby, Utah League of Cities and Towns, spoke in favor of the bill.

Chris Gamvroulas, Ivory Homes, spoke in favor of the bill.

Mike Ostermiller, Utah Association of Relators, spoke in favor of the bill.

MOTION: Rep. Gwynn moved to replace H.B. 409 with 1st Substitute H.B. 409. The motion passed with a vote of 9 - 0 - 1.

Yeas - 9

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. J. Burton
Rep. S. Christiansen
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Rep. M. Kohler

MOTION: Rep. Musselman moved to amend 1st Substitute H.B. 409 with Amendment #1. The motion passed with a vote of 9 - 0 - 1.

Amendment 1
1st Sub. H.B. 409

1. Page 16, Lines 461 through 464:

461 (v) a bona fide division [~~or partition~~] of land by deed or other instrument [~~where the~~
462 ~~land use authority expressly approves~~] if the deed or other instrument states in writing that the division :
463 (A) { states in writing that the division } is in anticipation of [~~further~~] future land use
464 approvals on the parcel or parcels;

2. Page 51, Lines 1552 through 1555:

1552 (vi) a bona fide division [~~or partition~~] of land by deed or other instrument [~~where the~~
1553 ~~land use authority expressly approves~~] if the deed or other instrument states in writing that the division :
1554 (A) { states in writing that the division } is in anticipation of [~~further~~] future land use
1555 approvals on the parcel or parcels;

Yeas - 9

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. J. Burton
Rep. S. Christiansen
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Rep. M. Kohler

MOTION: Rep. Musselman moved to pass 1st Substitute H.B. 409 out favorably as amended. The motion passed with a vote of 9 - 0 - 1.

Yeas - 9

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. J. Burton
Rep. S. Christiansen
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Rep. M. Kohler

2. 1st Sub. S.B. 65 Community Reinvestment Agency Amendments (Harper, W.)

Sen. Wayne Harper presented the bill.

Rusty Cannon, Vice President, Utah Taxpayers Association, spoke to the bill.

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

Yeas - 9

Rep. G. Bennion
Rep. J. Burton
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Nays - 1

Rep. S. Christiansen

Absent - 0

3. 2nd Sub. S.B. 52 Property Tax Deferral Modifications (Fillmore, L.)

Sen. Lincoln Fillmore presented the bill.

Rep. Musselman assumed the chair.

MOTION: Rep. Dunnigan moved to amend 2nd Substitute S.B. 52 with Amendment #2. The motion passed with a vote of 9 - 0 - 1.

Amendment 2
2nd Sub. S.B. 52

1. Page 2, Line 36:

36 (a) who is(~~§~~ → ~~[75]~~ ~~70~~ ← ~~§~~) 75 years old or older on or before December 31 of the year for

2. Page 4, Lines 95 through 95a:

95 (ii) the eligible owner has owned the single-family residence for a continuous(~~§~~ → ~~[20]~~ ~~15~~
95a ← ~~§~~) 20-year

Yeas - 9

Rep. G. Bennion
Rep. S. Christiansen
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Nays - 0

Absent - 1

Rep. J. Burton

Chair Dunnigan assumed the chair.

Michael Melandez, Libertas Institute, spoke to the bill.

Burt Harvey, Property Tax Commissioner, Utah County, spoke in favor of the bill.

Rusty Cannon, Vice President, Utah Taxpayers Association, spoke to the bill.

Wayne Cushing, Treasurer, Salt Lake County, spoke to the bill.

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

Tara Rollins, Utah Housing Coalition, spoke in favor of the bill.

David Whitehead, Treasurer, Washington County, spoke to the bill.

MOTION: Rep. Teuscher moved to pass 2nd Substitute S.B. 52 out favorably as amended. The motion passed with a vote of 8 - 1 - 1.

Yeas - 8

Rep. S. Christiansen
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Nays - 1

Rep. G. Bennion

Absent - 1

Rep. J. Burton

SUBSTITUTE MOTION: Rep. Gwynn moved to amend 2nd Substitute S.B. 52 striking lines 84 and 85. The substitute motion failed with a vote of 4 - 5 - 1.

Yeas - 4

Rep. G. Bennion
Rep. S. Christiansen
Rep. M. Gwynn
Rep. M. Kohler

Nays - 5

Rep. J. Dunnigan
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Absent - 1

Rep. J. Burton

SUBSTITUTE MOTION: Rep. Christiansen moved to amend 2nd Substitute S.B. 52 striking lines 84 and 85 and adding a sunset period of three years. The substitute motion failed with a vote of 4 - 5 - 1.

Yeas - 4

Rep. G. Bennion
Rep. S. Christiansen
Rep. M. Gwynn
Rep. M. Kohler

Nays - 5

Rep. J. Dunnigan
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Absent - 1

Rep. J. Burton

MOTION: Rep. Lesser moved to adjourn. The motion passed with a vote of 9 - 0 - 1.

Yeas - 9

Rep. G. Bennion
Rep. S. Christiansen
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. R. Lesser
Rep. C. Musselman
Rep. J. Teuscher
Rep. E. Weight

Nays - 0

Absent - 1

Rep. J. Burton

Chair Dunnigan adjourned the meeting at 5:34 p.m.