



MINUTES

SENATE REVENUE AND TAXATION STANDING COMMITTEE

Tuesday, March 2, 2021 | 2:20 p.m. | 210 Senate Building

Members Present:

Sen. Daniel McCay, Chair
Sen. Curtis S. Bramble
Sen. Gene Davis
Sen. Luz Escamilla
Sen. Lincoln Fillmore
Sen. Wayne A. Harper
Sen. Don L. Ipson

Sen. Chris H. Wilson

Members Absent:

Sen. Kirk A. Cullimore

Staff Present:

Julie Humberstone, Policy Analyst
Rachel Boe, Committee Secretary

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

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

MOTION: Sen. Fillmore moved to approve the minutes from March 1, 2021. The motion passed with a vote of 7 - 0 - 2.

Yeas - 7

Sen. G. Davis
Sen. L. Escamilla
Sen. L. Fillmore
Sen. W. Harper
Sen. D. Ipson
Sen. D. McCay
Sen. C. Wilson

Nays - 0

Absent - 2

Sen. C. Bramble
Sen. K. Cullimore

1. S.B. 248 Skill-based Games Registration Requirements (Grover, K.)

Sen. Keith Grover explained the bill with the assistance Spencer Stokes, Lobbyist.

Gary Crane, Layton City, spoke in opposition to the bill.

Karson Eilers, Legislative Research Analyst, Utah League of Cities and Towns, spoke in opposition to the bill.

Greg Schulz, City Manager, Magna Metro Township, spoke in opposition to the bill.

Steve Garside, Statewide Association of Prosecutors, spoke in opposition to the bill.

Heather Anderson, Utah Association of Special Districts, spoke in opposition to the bill.

MOTION: Sen. Bramble moved to hold S.B. 248. The motion passed with a vote of 8 - 0 - 1.

Yeas - 8

Nays - 0

Absent - 1

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. L. Fillmore
Sen. W. Harper
Sen. D. Ipson
Sen. D. McCay
Sen. C. Wilson

Sen. K. Cullimore

2. S.B. 247 Property Tax Appeals Process Amendments (*Millner, A.*)

Sen. Ann Millner explained the bill.

MOTION: Sen. Bramble moved to replace S.B. 247 with 1st Substitute S.B. 247. The motion passed with a vote of 7 - 0 - 2.

Yeas - 7

Nays - 0

Absent - 2

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. L. Fillmore
Sen. D. Ipson
Sen. D. McCay
Sen. C. Wilson

Sen. K. Cullimore
Sen. W. Harper

Rusty Cannon, Vice President, Utah Taxpayers Association, spoke in favor of the bill.

MOTION: Sen. Bramble moved to pass 1st Substitute S.B. 247 out favorably. The motion passed with a vote of 7 - 0 - 2.

Yeas - 7

Nays - 0

Absent - 2

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. L. Fillmore
Sen. D. Ipson
Sen. D. McCay
Sen. C. Wilson

Sen. K. Cullimore
Sen. W. Harper

3. 2nd Sub. H.B. 243 Privacy Protection Amendments (*Gibson, F.*)

Rep. Francis Gibson explained the bill with the assistance of John Dougall, Utah State Auditor.

MOTION: Sen. Bramble moved to replace 2nd Substitute H.B. 243 with 3rd Substitute H.B. 243. The motion passed with a vote of 7 - 0 - 2.

Yeas - 7

Nays - 0

Absent - 2

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. L. Fillmore
Sen. D. Ipson
Sen. D. McCay
Sen. C. Wilson

Sen. K. Cullimore
Sen. W. Harper

James Czerniawski, Tech and Innovation Policy Analyst, Libertas Institute, spoke in favor of the bill.

MOTION: Sen. Bramble moved to pass 3rd Substitute H.B. 243 out favorably. The motion passed with a vote of 5 - 0 - 4.

Yeas - 5

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. D. McCay
Sen. C. Wilson

Nays - 0

Absent - 4

Sen. K. Cullimore
Sen. L. Fillmore
Sen. W. Harper
Sen. D. Ipson

MOTION: Sen. Bramble moved to place 3rd Substitute H.B. 243 on the Consent Calendar. The motion passed with a vote of 5 - 0 - 4.

Yeas - 5

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. D. McCay
Sen. C. Wilson

Nays - 0

Absent - 4

Sen. K. Cullimore
Sen. L. Fillmore
Sen. W. Harper
Sen. D. Ipson

4. 4th Sub. H.B. 82 Single-family Housing Modifications (Ward, R.)

Rep. Raymond Ward explained the bill.

MOTION: Sen. Bramble moved to replace 4th Substitute H.B. 82 with 5th Substitute H.B. 82. The motion passed with a vote of 5 - 0 - 4.

Yeas - 5

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. D. McCay
Sen. C. Wilson

Nays - 0

Absent - 4

Sen. K. Cullimore
Sen. L. Fillmore
Sen. W. Harper
Sen. D. Ipson

MOTION: Sen. Bramble moved to amend 5th Substitute H.B. 82 with Amendment #1. The motion passed with a vote of 5 - 0 - 4.

Amendment 1
5th Sub. H.B. 82

1. Page 6, Lines 151 through 152:

151 (b) except as provided in {Subsection} Subsections (3) and (4), a municipality may not establish any
152 restrictions or requirements for the construction or use of one internal accessory dwelling unit

2. Page 9, Lines 260 through 264:

260 (6) (a) A municipality that issues , on or after October 1, 2021, a permit or license to {the} an owner of {an
internal
261 accessory dwelling unit} a primary dwelling to rent {the} an internal accessory dwelling unit, or {issues} a
building permit
262 to {the} an owner of {an internal accessory dwelling unit} a primary dwelling to create {the} an internal
accessory dwelling
263 unit, may record a notice in the office of the recorder of the county in which the {property} primary dwelling
is
264 located.

3. Page 19, Lines 560 through 561:

560 (b) except as provided in {Subsection} Subsections (3) and (4), a county may not establish any restrictions
or
561 requirements for the construction or use of one internal accessory dwelling unit within a

4. Page 20, Lines 583 through 589:
 583 covering an area that is equivalent to~~{:}~~ 25% or less of the total unincorporated area in the county that is zoned primarily for residential use;
 584 ~~{(i) 25% or less of the total unincorporated area in the municipality that is zoned~~
 585 ~~primarily for residential use; or~~
 586 ~~—(ii) 67% or less of the total unincorporated area in the county that is zoned primarily~~
 587 ~~for residential use, if the main campus of a state or private university with a student population~~
 588 ~~of 10,000 or more is located within the unincorporated area of the county;}~~
 589 (g) prohibit the creation of an internal accessory dwelling unit if the primary dwelling

5. Page 23, Lines 667 through 671:
 667 (6) (a) A county that issues , on or after October 1, 2021, a permit or license to ~~{the}~~ an owner of ~~{an~~
 668 ~~internal accessory~~
 668 ~~dwelling unit}~~ a primary dwelling to rent ~~{the}~~ an internal accessory dwelling unit, or ~~{issues}~~ a building
 669 permit to ~~{the}~~ an
 669 owner of ~~{an internal accessory dwelling unit}~~ a primary dwelling to create ~~{the}~~ an internal accessory
 670 dwelling unit, may
 670 record a notice in the office of the recorder of the county in which the ~~{property}~~ primary dwelling is located.
 671 (b) The notice described in Subsection (6)(a) shall include:

6. Page 34, Line 1023 through Page 35, Line 1027:
 1023 (2) The actions affecting the following sections take effect on October 1, 2021:
(a) Section 10-8-85.4;
 1024 ~~{(a)}~~ (b) Section 10-9a-530;
 1025 ~~{(b)}~~ (c) Section 17-27a-526;
(d) Section 17-50-338;
 1026 ~~{(c)}~~ (e) Section 57-8a-209; and
 1027 ~~{(d)}~~ (f) Section 57-8a-218.

Yeas - 5	Nays - 0	Absent - 4
Sen. C. Bramble		Sen. K. Cullimore
Sen. G. Davis		Sen. L. Fillmore
Sen. L. Escamilla		Sen. W. Harper
Sen. D. McCay		Sen. D. Ipson
Sen. C. Wilson		

Cameron Diehl, Executive Director, Utah League of Cities and Towns, spoke to the bill.

Scott Sabey, citizen, spoke in opposition to the bill.

Soren Simonson, citizen, spoke in favor of the bill.

Chris Sloan, citizen, spoke in favor of the bill.

Chris Brown, citizen, spoke in favor of the bill.

MOTION: Sen. Bramble moved to pass 5th Substitute H.B. 82 out favorably as amended. The motion passed with a vote of 5 - 1 - 3.

Yeas - 5	Nays - 1	Absent - 3
Sen. C. Bramble	Sen. W. Harper	Sen. K. Cullimore
Sen. G. Davis		Sen. L. Fillmore
Sen. L. Escamilla		Sen. D. Ipson
Sen. D. McCay		
Sen. C. Wilson		

5. 1st Sub. H.B. 425 Education Monitoring and Funds Management Amendments (Snow, V. L.)

Rep. V. Lowry Snow explained the bill with the assistance of Mark Huntsman, Utah State Board of Education, and Angie Stallings, Deputy Superintendent of Policy, State Board of Education.

Cynthia Phillips, Chair, Legislative Committee, State Charter School Board, spoke in favor of the bill.

Royce Van Tassel, Utah Association of Charter Schools, spoke to the bill.

MOTION: Sen. Bramble moved to pass 1st Substitute H.B. 425 out favorably. The motion passed with a vote of 5 - 0 - 4.

Yeas - 5

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. D. McCay
Sen. C. Wilson

Nays - 0

Absent - 4

Sen. K. Cullimore
Sen. L. Fillmore
Sen. W. Harper
Sen. D. Ipson

MOTION: Sen. Davis moved to adjourn at 3:56 p.m. The motion passed with a vote of 5 - 0 - 4.

Yeas - 5

Sen. C. Bramble
Sen. G. Davis
Sen. L. Escamilla
Sen. D. McCay
Sen. C. Wilson

Nays - 0

Absent - 4

Sen. K. Cullimore
Sen. L. Fillmore
Sen. W. Harper
Sen. D. Ipson