



# MINUTES

## SENATE BUSINESS AND LABOR STANDING COMMITTEE

Tuesday, January 31, 2023 | 3:40 p.m. | 220 Senate Building

**Members Present:**

Sen. Curtis S. Bramble, Chair  
Sen. Nate Blouin  
Sen. Kirk A. Cullimore  
Sen. Don L. Ipson  
Sen. Karen Kwan

Sen. Daniel McCay  
Sen. Scott D. Sandall  
Sen. Todd D. Weiler

**Staff Present:**

Adam J. Sweet, Policy Analyst  
Nancy Skidmore, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Bramble called the meeting to order at 3:50 p.m.

**MOTION:** Sen. Weiler moved to approve the minutes of the January 26, 2023, meeting. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5

Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Kwan  
Sen. S. Sandall  
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore  
Sen. D. Ipson  
Sen. D. McCay

**1. S.B. 111 Cosmetologist/barber Licensing Amendments (Grover, K.)**

Sen. Grover presented the bill with the assistance of Jamie Snelson, Licensed Cosmetologist and Trichologist.

Abbey Evans, lobbyist, Utah Body School Owners Association, spoke in opposition to the bill.

Natalie Parkin, School Director, Skin Works, spoke in opposition to the bill.

Matt Brinton, Owner, National Institute of Medical Aesthetics and Elase Spas, spoke in opposition to the bill.

Brenda Sharman, Owner, Cameo College of Essential Beauty, spoke in opposition to the bill,

Michelle McOmber, Executive Director, Utah Medical Association, spoke in opposition to the bill.

**MOTION:** Sen. Sandall moved to hold S.B. 111. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6

Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. S. Sandall  
Sen. T. Weiler

Nays - 0

Absent - 2

Sen. D. Ipson  
Sen. D. McCay

**2. 3rd Sub. S.B. 123 Boards and Commissions Modifications (Harper, W.)**

**MOTION:** Sen. Cullimore moved to replace 3rd Substitute S.B. 123 with 4th Substitute S.B. 123. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5

Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. D. Ipson  
Sen. D. McCay  
Sen. S. Sandall

Sen. Harper presented the bill.

Kory Holdaway, Lobbyist, Utah Private Childcare Association, spoke in favor of the bill.

Bryce Ward, American Society of Landscape Architects, Utah Chapter, spoke in favor of the bill.

**MOTION:** Sen. Cullimore moved to pass 4th Substitute S.B. 123 out favorably. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5

Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. D. Ipson  
Sen. D. McCay  
Sen. S. Sandall

**3. S.B. 132 Driving Privilege Card Fingerprinting Requirements (Weiler, T.)**

Sen. Weiler presented the bill.

Adam Crayk, Attorney, Stowell Crayk, spoke in favor of the bill.

**MOTION:** Sen. Weiler moved to replace S.B. 132 with 1st Substitute S.B. 132. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6

Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. S. Sandall  
Sen. T. Weiler

Nays - 0

Absent - 2

Sen. D. Ipson  
Sen. D. McCay

Maridee Killein, Business Owner, Fingerprinting Utah, spoke in favor of the bill.

Jehicob Torres, BYU Law Student, spoke in favor of the bill.

Chris Caras, Director, Driver License Bureau, spoke in favor of the bill.

**MOTION:** Sen. Kwan moved to pass 1st Substitute S.B. 132 out favorably. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6  
Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. S. Sandall  
Sen. T. Weiler

Nays - 0

Absent - 2  
Sen. D. Ipson  
Sen. D. McCay

**4. 1st Sub. H.B. 152 Online Prescribing, Dispensing, and Facilitation Licensing Act Repealer (Dunnigan, J.)**

Rep. Dunnigan presented the bill.

**MOTION:** Sen. Sandall moved to pass 1st Substitute H.B. 152 out favorably. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5  
Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. S. Sandall

Nays - 0

Absent - 3  
Sen. D. Ipson  
Sen. D. McCay  
Sen. T. Weiler

**MOTION:** Sen. Sandall moved to place 1st Substitute H.B. 152 on the Consent Calendar. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5  
Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. S. Sandall

Nays - 0

Absent - 3  
Sen. D. Ipson  
Sen. D. McCay  
Sen. T. Weiler

**5. S.B. 151 Food Preparation Amendments (Anderegg, J.)**

Sen. Anderegg presented the bill.

**MOTION:** Sen. Sandall moved to pass S.B. 151 out favorably. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6  
Sen. N. Blouin  
Sen. C. Bramble  
Sen. K. Cullimore  
Sen. K. Kwan  
Sen. S. Sandall  
Sen. T. Weiler

Nays - 0

Absent - 2  
Sen. D. Ipson  
Sen. D. McCay

**6. S.B. 152 Social Media Regulation Amendments (McKell, M.)**

**MOTION:** Sen. Cullimore moved to amend S.B. 152 with Amendment #1. The motion passed with a vote of 6 - 0 - 2.

Amendment 1  
S.B. 152

- 1. Page 6, Line 166 through Page 7, Line 201:
- 166 (10) (a) "Social media platform" means an online forum that a social media company
- 167 makes available for an account holder to:
- 168 (i) create a profile;
- 169 (ii) upload posts;

170 (iii) view the posts of other account holders; and  
 171 (iv) interact with other account holders or users.  
 172 (b) "Social media platform" does not include an online service, website, or application:  
 173 (i) where the predominant or exclusive function is:  
 174 (A) electronic mail;  
 175 (B) direct messaging consisting of messages, photos, or videos that are sent from one device to another  
through electronic means ;  
 176 (C) a streaming service that:  
 177 (I) provides only licensed media in a continuous flow from the service, website, or  
 178 application to the end user; and  
 179 (II) does not obtain a license to the media from a user by agreement to its terms of  
 180 service;  
 (D) news, sports, entertainment, or other content that is is preselected by the provider and not user generated, if  
any chat, comment, or interactive functionality that is also provided is incidental to, directly related to, or dependent  
upon provision of the content;  
 181 ~~{(D)}~~ (E) online shopping or e-commerce, if the interaction with other users or account  
 182 holders is generally limited to:  
 183 (I) the ability to post and comment on reviews;  
 184 (II) the ability to display lists or collections of goods for sale or wish lists; and  
 185 (III) other functions that are focused on online shopping or e-commerce rather than  
 186 interaction between users or account holders;  
 187 ~~{(E)}~~ (F) business to business software that is not accessible to the general public;  
 188 ~~{(F)}~~ (G) cloud storage or shared document collaboration;  
 189 ~~{(G)}~~ (H) providing access to or interacting with data visualization platforms, libraries, or  
 190 hubs;  
 191 ~~{(H)}~~ (I) to permit comments on a digital news website, if the news content is posted only  
 192 by the provider of the digital news website; ~~{or}~~  
 193 ~~{(I)}~~ (J) for the purpose of providing or obtaining technical support for the social media  
 194 company's platform , products, or services ; or  
(K) academic or scholarly research;  
 195 (ii) where:  
 196 (A) the majority of the content that is posted or created is posted or created by the  
 197 provider of the online service, website, or application; and  
 198 (B) the ability to chat, comment, or interact with other account holders is directly  
 199 related to the provider's content; or  
 200 (iii) that is a classified ad service that only permits the sale of goods and prohibits the  
 201 solicitation of personal services.

Yeas - 6

Nays - 0

Absent - 2

Sen. N. Blouin  
 Sen. C. Bramble  
 Sen. K. Cullimore  
 Sen. K. Kwan  
 Sen. S. Sandall  
 Sen. T. Weiler

Sen. D. Ipson  
 Sen. D. McCay

Sen. McKell presented the bill with the assistance of Amy Winder Newton, Senior Advisor to Governor Cox.

Daniel Burton, General Counsel, Attorney General's Office, spoke in favor of the bill.

Maryann Christensen, Executive Director, Utah Eagle Forum, spoke in favor of the bill.

Emilie Daly, Legislative Director, Utah Parents United, spoke in favor of the bill.

Lucy Loewen, 13 year old student, spoke in opposition to the bill.

Ben Horsley, Director, Communications and Community Outreach, Granite School District, spoke in favor of the bill.

Cristy Bokely, citizen, spoke in opposition to the bill.

Carl Szaba, Vice President & General Counsel, NetChoice, spoke in opposition to the bill.

Khara Boender, State Policy Director, Computer and Communication Industry Association, spoke in opposition to the bill.

Dr. Daniel Reidenberg, Executive Director, SAVE.org. (Suicide Awareness Voices of Education), spoke in opposition to the bill.

Dylan Hoffman, Executive Director, TechNet in California and Southwest, spoke in opposition to the bill.

Caden Rosenbaum, Labertas Institute, spoke in opposition of the bill.

**MOTION:** Sen. Kwan moved to pass S.B. 152 out favorably. The motion passed with a vote of 8 - 0 - 0.

<u>Yeas - 8</u>	<u>Nays - 0</u>	<u>Absent - 0</u>
Sen. N. Blouin		
Sen. C. Bramble		
Sen. K. Cullimore		
Sen. D. Ipson		
Sen. K. Kwan		
Sen. D. McCay		
Sen. S. Sandall		
Sen. T. Weiler		

**MOTION:** Sen. Weiler moved to adjourn. The motion passed with a vote of 8 - 0 - 0.

<u>Yeas - 8</u>	<u>Nays - 0</u>	<u>Absent - 0</u>
Sen. N. Blouin		
Sen. C. Bramble		
Sen. K. Cullimore		
Sen. D. Ipson		
Sen. K. Kwan		
Sen. D. McCay		
Sen. S. Sandall		
Sen. T. Weiler		

Chair Bramble adjourned the meeting at 5:36 p.m.