



MINUTES

HOUSE POLITICAL SUBDIVISIONS STANDING COMMITTEE

Tuesday, February 21, 2023 | 8:00 a.m. | 120 Senate Building

Members Present:

Rep. James A. Dunnigan, Chair
Rep. Michael L. Kohler, Vice Chair
Rep. Gay Lynn Bennion
Rep. Paul A. Cutler
Rep. Matthew H. Gwynn
Rep. Jason B. Kyle
Rep. Trevor Lee

Rep. Rosemary T. Lesser
Rep. Anthony E. Loubet
Rep. Jordan D. Teuscher
Rep. R. Neil Walter

Staff Present:

Nathan W. Brady, Policy Analyst
Linda Service, 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 8:05 a.m.

MOTION: Rep. Lesser moved to approve the minutes of the February 15, 2023 meeting. The motion passed with a vote of 8 - 0 - 3.

Yeas - 8

Rep. G. Bennion
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Walter

Nays - 0

Absent - 3

Rep. P. Cutler
Rep. M. Kohler
Rep. J. Teuscher

1. 2nd Sub. S.B. 37 Municipality Incorporation Amendments (Vickers, E.)

Sen. Vickers presented the bill assisted by Stephanie Elliott, Local Entity Specialist, Lt. Governor's Office.

MOTION: Rep. Walter moved to pass 2nd Substitute S.B. 37 out favorably. The motion passed with a vote of 9 - 0 - 2.

Yeas - 9

Rep. G. Bennion
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Walter

Nays - 0

Absent - 2

Rep. P. Cutler
Rep. J. Teuscher

2. H.B. 396 City Property Ownership Amendments (Elison, J.)

Rep. Elison presented the bill assisted by Shawn Guzman, Government Affairs Director, City of St. George, and Jeremy Roberts, member of the Society of Vertebrate Paleontology,

Michele Randall, Mayor, City of St. George, spoke in support of the bill.

Darcy Stewart, citizen, spoke in support of the bill.

Dr. Jason Cryan, Executive Director, Natural History Museum of Utah, spoke in support of the bill.

Kurt Ivie, Washington City Councilman, spoke in support of the bill.

Diana Call, Executive Director, St. George Dinosaur Discovery Site at Johnson Farm, spoke in support of the bill.

Kenyon Roberts, high school student, spoke to the bill.

Tani Downing, St. George City Attorney, spoke in support of the bill.

MOTION: Rep. Walter moved to replace H.B. 396 with 1st Substitute H.B. 396. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. G. Bennion
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Walter

Nays - 0

Absent - 1

Rep. J. Teuscher

MOTION: Rep. Kyle moved to pass 1st Substitute H.B. 396 out favorably. The motion passed with a vote of 8 - 2 - 1.

Yeas - 8

Rep. P. Cutler
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Walter

Nays - 2

Rep. G. Bennion
Rep. J. Dunnigan

Absent - 1

Rep. J. Teuscher

Rep. Kohler assumed the chair.

3. H.B. 312 Patient Medical Record Access Amendments (*Dunnigan, J.*)

Rep. Dunnigan presented the bill assisted by Jake Lee, board member, Utah Association for Justice.

Gary Thorup, attorney, 3rd party service providers, spoke to the bill.

Russ Hymas, Utah Association of Justice, spoke in support of the bill.

MOTION: Rep. Bennion moved to replace H.B. 312 with 1st Substitute H.B. 312. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. G. Bennion
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Walter

Nays - 0

Absent - 1

Rep. J. Teuscher

MOTION: Rep. Lesser moved to pass 1st Substitute H.B. 312 out favorably. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. G. Bennion
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Walter

Nays - 0

Absent - 1

Rep. J. Teuscher

MOTION: Rep. Cutler moved to place 1st Substitute H.B. 312 on the Consent Calendar. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. G. Bennion
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. R. Walter

Nays - 0

Absent - 1

Rep. J. Teuscher

Rep. Dunnigan resumed the chair.

4. H.B. 329 Adult Event Permit Amendments (Jack, C.)

Rep. Jack presented the bill.

Nichole Mason, President, Utah Parents United, spoke in support of the bill.

Justin Lee, Director of Government Relations, League of Cities and Towns, spoke to the bill.

Bill Hoster, Mayor, Leeds, Utah, spoke in support of the bill.

Marina Lowe, Policy Director, Equality Utah, spoke in opposition to the bill.

Alexis Ence, southern Utah citizen, spoke in support of the bill.

Brian Allen, Cottonwood Heights City Council, spoke in opposition to the bill.

Mary Ann Christensen, Utah Eagle Forum, spoke in support of the bill.

Rep. Kohler assumed the chair.

MOTION: Rep. Teuscher moved to replace H.B. 329 with 1st Substitute H.B. 329. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. P. Cutler
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. J. Teuscher
Rep. R. Walter

Rep. J. Dunnigan

MOTION: Rep. Kyle moved to amend 1st Substitute H.B. 329 with Amendment #1. The motion passed with a vote of 10 - 0 - 1.

Amendment 1
1st Sub. H.B. 329

- 1. Page 3, Lines 60 through 63:
- 60 being exposed to the event with an adult theme; and
- 61 (ii) be posted near all **main** entrances to the event with an adult theme or otherwise be
- 62 designed to provide adequate notice to members of the public who may view or otherwise be
- 63 exposed to the event with an adult theme.

Yeas - 10

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. P. Cutler
Rep. M. Gwynn
Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. R. Lesser
Rep. A. Loubet
Rep. J. Teuscher
Rep. R. Walter

Rep. J. Dunnigan

MOTION: Rep. Walter moved to pass 1st Substitute H.B. 329 out favorably as amended. The motion passed with a vote of 6 - 5 - 0.

Yeas - 6

Nays - 5

Absent - 0

Rep. M. Kohler
Rep. J. Kyle
Rep. T. Lee
Rep. A. Loubet
Rep. J. Teuscher
Rep. R. Walter

Rep. G. Bennion
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. R. Lesser

Rep. Dunnigan resumed the chair.

5. H.B. 173 Government Attorney Fees Amendments (*Birkeland, K.*)

Rep. Birkeland presented the bill.

MOTION: Rep. Lesser moved to adjourn. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

- Rep. G. Bennion
- Rep. P. Cutler
- Rep. M. Gwynn
- Rep. M. Kohler
- Rep. J. Kyle
- Rep. T. Lee
- Rep. R. Lesser
- Rep. A. Loubet
- Rep. J. Teuscher
- Rep. R. Walter

Nays - 0

Absent - 1

- Rep. J. Dunnigan

Chair Dunnigan adjourned the meeting at 9:58 a.m.