



# MINUTES

## HOUSE BUSINESS AND LABOR STANDING COMMITTEE

Friday, February 24, 2023 | 4:00 p.m. | 445 State Capitol

**Members Present:**

Rep. A. Cory Maloy, Chair  
Rep. Stephen L. Whyte, Vice Chair  
Rep. Brady Brammer  
Rep. Walt Brooks  
Rep. Jefferson S. Burton  
Rep. James A. Dunnigan  
Rep. Jon Hawkins  
Rep. Brian S. King  
Rep. Ashlee Matthews  
Rep. Calvin R. Musselman

Rep. Thomas W. Peterson  
Rep. Norman K Thurston  
Rep. Ryan D. Wilcox

**Members Absent:**

Rep. Carl R. Albrecht  
Rep. Mike Schultz

**Staff Present:**

Rohnin Randles, Policy Analyst  
An Bradshaw, 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 Whyte called the meeting to order at 4:17 p.m.

**MOTION:** Rep. Thurston moved to approve the minutes of February 23, 2023. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. W. Brooks  
Rep. J. Hawkins  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. B. Brammer  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. M. Schultz  
Rep. R. Wilcox

**1. H.B. 510 Requirements for Supported Decision-making Agreements (*Judkins, M.*)**

H.B. 510 was not heard at the request of the sponsor.

**2. 1st Sub. S.B. 172 Vehicle Sales Amendments (*Ipson, D.*)**

Sen. Don Ipson presented the bill.

**MOTION:** Rep. Hawkins moved to pass 1st Substitute S.B. 172 out favorably. The motion passed with a vote of 11 - 0 - 4.

Yeas - 11

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Burton  
Rep. J. Hawkins  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 4

Rep. C. Albrecht  
Rep. J. Dunnigan  
Rep. M. Schultz  
Rep. R. Wilcox

**MOTION:**

Rep. Thurston moved to place 1st Substitute S.B. 172 on the Consent Calendar. The motion passed with a vote of 11 - 0 - 4.

Yeas - 11

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Burton  
Rep. J. Hawkins  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 4

Rep. C. Albrecht  
Rep. J. Dunnigan  
Rep. M. Schultz  
Rep. R. Wilcox

**3. H.B. 499 Homeless Services Amendments (*Eliason, S.*)**

Rep. Eliason presented the bill with the assistance of Wayne Niederhauser, State Homeless Services Coordinator. A handout was provided.

[Homeless Service Amendments](#)

Laurie Karlik, Pioneer Park Coalition, spoke in support of the bill.

Markus Stevenson, Mayor, Midvale City, spoke in support of the bill.

Cherie Wood, Mayor, South Salt Lake City, spoke in support of the bill.

Jeff Silvestrini, Mayor, Millcreek, spoke in support of the bill.

Wendy Garvin, 2nd & 2nd Coalition, spoke in support of the bill.

Steve Hunter, Utah Association of Counties, spoke to the bill.

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

**MOTION:**

Chair Maloy moved to replace H.B. 499 with 1st Substitute H.B. 499. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. B. Brammer  
Rep. J. Burton  
Rep. J. Hawkins  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. N. Thurston  
Rep. S. Whyte

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. T. Peterson  
Rep. M. Schultz  
Rep. R. Wilcox

**MOTION:** Rep. Musselman moved to pass 1st Substitute H.B. 499 out favorably.

The motion passed with a vote of 8 - 2 - 5.

Yeas - 8

Rep. J. Burton  
Rep. J. Dunnigan  
Rep. J. Hawkins  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. S. Whyte

Nays - 2

Rep. B. Brammer  
Rep. N. Thurston

Absent - 5

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. T. Peterson  
Rep. M. Schultz  
Rep. R. Wilcox

**4. H.B. 529 Food Shopping History Requirements (*Chew, S.*)**

Rep. Scott Chew presented the bill with the assistance of Officer William Lanier, United States Public Health Service, and Paul Ray, Utah Department of Health and Human Services.

Dave Davis, Utah Food Industry Association, spoke in support of the bill.

Ronald Mortensen, citizen, spoke in opposition to the bill.

Leah Hansen, citizen, spoke in opposition to the bill.

Kristen Chevrier, citizen, spoke in opposition to the bill.

**MOTION:** Rep. Matthews moved to replace H.B. 529 with 1st Substitute H.B. 529. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. B. Brammer  
Rep. J. Burton  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Dunnigan  
Rep. J. Hawkins  
Rep. T. Peterson  
Rep. M. Schultz

**MOTION:** Rep. Matthews moved to pass 1st Substitute H.B. 529 out favorably. The motion passed with a vote of 6 - 4 - 5.

Yeas - 6

Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. N. Thurston

Nays - 4

Rep. B. Brammer  
Rep. J. Burton  
Rep. S. Whyte  
Rep. R. Wilcox

Absent - 5

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. T. Peterson  
Rep. M. Schultz

**5. 1st Sub. S.B. 237 Dental Hygienist Amendments (*McKell, M.*)**

Sen. Mike McKell presented the bill.

Alicia Vance, student, spoke in support of the bill.

**MOTION:** Rep. Thurston moved to pass 1st Substitute S.B. 237 out favorably. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. B. Brammer  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. C. Musselman  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. A. Matthews  
Rep. T. Peterson  
Rep. M. Schultz

**6. H.B. 519 Consumer Credit Protection Amendments (*Birkeland, K.*)**

Sen. Dan McKay presented the bill.

**MOTION:** Rep. Burton moved to pass H.B. 519 out favorably. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. B. Brammer  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. C. Musselman  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. A. Matthews  
Rep. T. Peterson  
Rep. M. Schultz

**7. H.B. 525 Eyewear Sales Tax Amendments (*Maloy, A. Cory*)**

Rep. Maloy presented the bill with the assistance of Collin Gray and Mark Taylor, Utah Optometrist Association.

Malah Armstrong, Utah Taxpayers Association, spoke in opposition to the bill.

**MOTION:** Rep. Thurston moved to go to the next item on the agenda.

**SUBSTITUTE MOTION:** Rep. Dunnigan moved to pass H.B. 525 out favorably. The substitute motion failed with a vote of 4 - 6 - 5.

Yeas - 4

Rep. J. Dunnigan  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. S. Whyte

Nays - 6

Rep. B. Brammer  
Rep. J. Burton  
Rep. B. King  
Rep. C. Musselman  
Rep. N. Thurston  
Rep. R. Wilcox

Absent - 5

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. T. Peterson  
Rep. M. Schultz

Rep. Thurston's underlying motion passed with a vote of 6 - 3 - 6.

Yeas - 6

Rep. B. Brammer  
Rep. J. Burton  
Rep. B. King  
Rep. A. Matthews  
Rep. N. Thurston  
Rep. R. Wilcox

Nays - 3

Rep. J. Dunnigan  
Rep. A. Maloy  
Rep. S. Whyte

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. M. Schultz

**8. 3rd Sub. S.B. 191 Condominium and Community Association Amendments (Harper, W.)**

Rep. Wayne Harper presented the bill.

Michael Johnson, HOALiving Network, spoke in support of the bill.

**MOTION:** Rep. Dunnigan moved to amend 3rd Substitute S.B. 191 with Amendment #1. The motion passed with a vote of 9 - 0 - 6.

Amendment 1  
3rd Sub. S.B. 191

1. Page 27, Lines 818 through 831:

818 (9) (a) A unit owner who owns a rental unit shall give an association of unit owners the  
819 documents described in Subsection (8)(b) if the unit owner is required to provide the  
820 documents by court order or as part of discovery under the Utah Rules of Civil Procedure.  
821 (b) If an association of unit owners' declaration lawfully prohibits or restricts  
822 occupancy of the units by a certain class of individuals, the association of unit owners may  
823 require a unit owner who owns a rental unit to give the association of unit owners the  
824 information described in Subsection (8)(b), if:  
825 (i) the information helps the association of unit owners determine whether the renter's  
826 occupancy of the unit complies with the association of unit owners' declaration; and  
827 (ii) the association of unit owners uses the information to determine whether the  
828 renter's occupancy of the unit complies with the association of unit owners' declaration.  
829 (c) An association that permits at least 35% of the units in the association to be rental  
830 units may charge a unit owner who owns a rental unit an annual fee of up to ~~up to~~ ~~{-\$250}~~ \$200 to defray the  
831 association's additional administrative expenses directly related to a unit that is a rental unit~~{-}~~, as detailed  
in an accounting provided to the unit owner.

2. Page 37, Lines 1117 through 1131:

1117 (9) (a) A lot owner who owns a rental lot shall give an association the documents  
1118 described in Subsection (8)(b) if the lot owner is required to provide the documents by court  
1119 order or as part of discovery under the Utah Rules of Civil Procedure.  
1120 (b) If an association's declaration of covenants, conditions, and restrictions lawfully  
1121 prohibits or restricts occupancy of the lots by a certain class of individuals, the association may  
1122 require a lot owner who owns a rental lot to give the association the information described in  
1123 Subsection (8)(b), if:  
1124 (i) the information helps the association determine whether the renter's occupancy of  
1125 the lot complies with the association's declaration of covenants, conditions, and restrictions;  
1126 and  
1127 (ii) the association uses the information to determine whether the renter's occupancy of  
1128 the lot complies with the association's declaration of covenants, conditions, and restrictions.  
1129 (c) An association that permits at least 35% of the lots in the association to be rental

1130 lots may charge a lot owner who owns a rental lot an annual fee of up to ~~(\$250)~~ \$200 to defray the  
1131 association's additional administrative expenses directly related to a lot that is a rental lot~~(-)~~, as detailed in  
an accounting provided to the unit owner.

Yeas - 9

Rep. B. Brammer  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. M. Schultz

**MOTION:** Rep. Brammer moved to pass 3rd Substitute S.B. 191 out favorably as amended. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. B. Brammer  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. M. Schultz

**MOTION:** Rep. Wilcox moved to adjourn. The motion passed with a vote of 9 - 0 - 6.

Yeas - 9

Rep. B. Brammer  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. W. Brooks  
Rep. J. Hawkins  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. M. Schultz

Chair Whyte adjourned the meeting at 6:06 p.m.