



MINUTES

HOUSE POLITICAL SUBDIVISIONS STANDING COMMITTEE

Thursday, January 25, 2024 | 2:00 p.m. | 120 Senate Building

Members Present:

Rep. James A. Dunnigan, Chair
Rep. Michael L. Kohler, Vice Chair
Rep. Gay Lynn Bennion
Rep. James Cobb
Rep. Paul A. Cutler
Rep. Matthew H. Gwynn
Rep. Marsha Judkins

Rep. Trevor Lee
Rep. Rosemary T. Lesser
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 2:14 p.m.

MOTION: Rep. Lesser moved to approve the minutes of January 22, 2024 meeting. The motion passed with a vote of 7 - 0 - 4.

Yeas - 7

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Kohler
Rep. R. Lesser
Rep. J. Teuscher

Nays - 0

Absent - 4

Rep. M. Gwynn
Rep. M. Judkins
Rep. T. Lee
Rep. R. Walter

1. H.B. 228 Public Employee Leave Amendments (*Thurston, N.*)

Rep. Thurston introduced the bill.

Todd Losser, Executive Director, Utah Public Employees Association, spoke in support of the bill.

MOTION: Rep. Judkins moved to pass H.B. 228 out favorably. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Nays - 0

Absent - 1

Rep. M. Gwynn

2. H.B. 333 Fireworks Modifications (*Dunnigan, J.*)

Rep. Teuscher assumed the chair.

Rep. Dunnigan introduced the bill assisted by Ted Black, Utah State Fire Marshall.

MOTION: Rep. Judkins moved to amend H.B. 333 with Amendment #2. The motion passed with a vote of 10 - 0 - 1.

Amendment 2
H.B. 333

1. Page 2, Lines 34 through 36:
34 (1) (a) A municipality or county may require a retail seller to obtain a license and pay a
35 reasonable fee before selling ~~{class-C}~~ a division 1.4G common state-approved ~~{-explosives}~~ explosive, as
defined in Section 53-7-202, within the jurisdiction
36 of that municipality or county.
2. Page 2, Lines 51 through 52:
51 Board shall adopt standards by rule for the retail sales of consumer fireworks, and in doing so,
52 shall consider the applicable provisions of the ~~{-most recent}~~ 2013 edition of NFPA 1124, Chapter 7,
3. Page 7, Line 186:
186 ~~{(19)}~~ (20) "Retail seller" means a person who sells ~~{class-C}~~ division ~~{-1.1G}~~ 1.4G common
4. Page 9, Lines 262 through 263:
262 (5) engages in the sale, storage, or handling of ~~{class-C fireworks}~~ division 1.4G
263 ~~{-explosive}~~ common state approved explosives, without a permit where a local government requires a permit;

Yeas - 10

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Nays - 0

Absent - 1

Rep. M. Gwynn

MOTION: Rep. Judkins moved to pass H.B. 333 out favorably as amended. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Nays - 0

Absent - 1

Rep. M. Gwynn

MOTION: Rep. Walter moved to place H.B. 333 on the Consent Calendar. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Rep. M. Gwynn

3. H.B. 36 Open and Public Meetings Act Amendments (*Dunnigan, J.*)

Rep. Dunnigan introduced the bill assisted by Robert Rees, Legislative Research and General Counsel.

Michael Clara, former board member of the Salt Lake City School District, spoke in support of the bill.

Jeff Hunt, Utah Media Coalition, spoke to the bill.

Dr. Ronald Mortensen, citizen, spoke to the bill.

Jesse Riddle, attorney, City of Orem, spoke in support of the bill.

MOTION: Rep. Judkins moved to replace H.B. 36 with 1st Substitute H.B. 36. The motion passed with a vote of 11 - 0 - 0.

Yeas - 11

Nays - 0

Absent - 0

Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

MOTION: Rep. Cutler moved to pass 1st Substitute H.B. 36 out favorably. The motion passed with a vote of 10 - 1 - 0.

Yeas - 10

Nays - 1

Absent - 0

Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. T. Lee
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Rep. G. Bennion

4. H.B. 13 Infrastructure Financing Districts (*Dunnigan, J.*)

Rep. Dunnigan introduced the bill assisted by Brennen Brown, D. A. Davidson and Company.

Justin Lee, Deputy Director, Utah League of Cities and Towns, spoke in support of the bill.

Angela Price, Director, Legislative Affairs, Salt Lake City, spoke in opposition to the bill.

Steve Waldrup, Governor Cox's Sr. Policy Advisor on Housing, Strategy and Innovation, spoke in support of the bill.

Kory Holdaway, Habitat for Humanity, spoke in support of the bill.

Ally Isom, Chief Strategy and Marketing Officer, Clyde Companies, spoke in support of the bill.

Abby Hunsaker, Policy Advisor, Unified Economic Opportunity Commission, spoke in support of the bill.

MOTION: Rep. Walter moved to pass H.B. 13 out favorably. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10

Nays - 0

Absent - 1

- Rep. G. Bennion
- Rep. J. Cobb
- Rep. P. Cutler
- Rep. J. Dunnigan
- Rep. M. Gwynn
- Rep. M. Judkins
- Rep. M. Kohler
- Rep. R. Lesser
- Rep. J. Teuscher
- Rep. R. Walter

Rep. T. Lee

Rep. Dunnigan resumed the chair.

5. H.B. 330 Unincorporated Areas Amendments (Teuscher, J.)

Rep. Teuscher introduced the bill and distributed the handout, "H.B.330 Unincorporated Areas Amendments."

[HB 330 Unincorporated Areas](#)

Vaughn Cox, Chair, Granite Community Council, spoke in support of the bill.

Jim Akins, member of the Granite Community Council, spoke in support of the bill.

Bill Clayton, member of the Granite Community Council, spoke in support of the bill.

MOTION: Rep. Walter moved to amend H.B. 330 with Amendment #1. The motion passed with a vote of 10 - 0 - 1.

Amendment 1
H.B. 330

1. Page 6, Line 171:

171 (iv) an automatic annexation that occurs on July 1, 2027 under { [Section 10-2-429](#) } [Subsection 10-2-429\(2\)](#)
[\(a\)](#).

2. Page 7, Lines 186 through 187:

186 meets the requirements of Subsection 67-1a-6.5(3); {~~and~~}
187 (ii) a copy of an approved final local entity plat, as defined in Section 67-1a-6.5; and
(iii) if applicable, a copy of an agreement under Subsection 10-2-429(2)(a)(ii)(B);

- 3. Page 7, Line 201:
201 in Subsection ~~{(1)(b)(ii)(A)}~~ (2)(b)(ii)(A); and
- 4. Page 7, Lines 203 through 204:
203 adjustment to each county described in Subsections ~~{(1)(b)(ii)(A)}~~ (2)(b)(ii)(A) and (B); and
204 (c) concurrently with Subsection ~~{(1)(b)}~~ (2)(b);
- 5. Page 8, Line 230:
230 (B) the requirements of Subsection ~~{(1)}~~ (2) are met before that July 1; or
- 6. Page 8, Line 234:
234 (B) the requirements of Subsection ~~{(1)}~~ (2) are met before that January 1; and
- 7. Page 9, Line 274:
274 (iv) an automatic annexation that occurs on July 1, 2027 under ~~{Section 10-2-429}~~ Subsection 10-2-429(2)(a).
- 8. Page 10, Lines 289 through 290:
289 meets the requirements of Subsection 67-1a-6.5(3); ~~{and}~~
290 (ii) a copy of an approved final local entity plat, as defined in Section 67-1a-6.5; and
(iii) if applicable, a copy of an agreement under Subsection 10-2-429(2)(a)(ii)(B);
- 9. Page 13, Lines 377 through 378:
377 (2) (a) Notwithstanding any other provision of this part, on July 1, 2027 an
378 unincorporated island is automatically annexed to:
(i) the most populous bordering municipality, except as provided in Subsection (2)(a)(ii); or
(ii) a municipality other than the most populous bordering municipality if:
(A) the other municipality shares a common border with the unincorporated island; and
(B) the other municipality and the most populous bordering municipality agree in writing that the unincorporated island should be annexed to the other municipality.

Yeas - 10
Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Nays - 0

Absent - 1
Rep. T. Lee

MOTION: Rep. Walter moved to pass H.B. 330 out favorably as amended. The motion passed with a vote of 10 - 0 - 1.

Yeas - 10
Rep. G. Bennion
Rep. J. Cobb
Rep. P. Cutler
Rep. J. Dunnigan
Rep. M. Gwynn
Rep. M. Judkins
Rep. M. Kohler
Rep. R. Lesser
Rep. J. Teuscher
Rep. R. Walter

Nays - 0

Absent - 1
Rep. T. Lee



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

Yeas - 10

- Rep. G. Bennion
- Rep. J. Cobb
- Rep. P. Cutler
- Rep. J. Dunnigan
- Rep. M. Gwynn
- Rep. M. Judkins
- Rep. M. Kohler
- Rep. R. Lesser
- Rep. J. Teuscher
- Rep. R. Walter

Nays - 0

Absent - 1

- Rep. T. Lee

Chair Dunnigan adjourned the meeting at 4:19 p.m.