



MINUTES

SENATE GOVERNMENT OPERATIONS AND POLITICAL SUBDIVISIONS STANDING COMMITTEE

LEGISLATURE

Monday, February 12, 2024 | 4:00 p.m. | 220 Senate Building

Members Present:

Sen. Daniel W. Thatcher, Chair
Sen. Ronald M. Winterton, Vice Chair
Sen. John D. Johnson
Sen. Stephanie Pitcher
Sen. Jen Plumb
Sen. Evan J. Vickers

Members Absent:

President J. Stuart Adams
Sen. David G. Buxton

Staff Present:

Nathan W. Brady, Policy Analyst
Lorna Wells, Committee Secretary

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

Chair Thatcher called the meeting to order at 4:01 p.m.

1. S.B. 214 Community Renewable Energy Amendments (Hinkins, D.)

Sen. David Hinkins presented the bill.

MOTION: Sen. Winterton moved to pass S.B. 214 out favorably. The motion passed with a vote of 2 - 0 - 6.

Yeas - 2

Sen. D. Thatcher
Sen. R. Winterton

Nays - 0

Absent - 6

Sen. J. Adams
Sen. D. Buxton
Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. E. Vickers

2. H.B. 35 Metro Township Modifications (Teuscher, J.)

Rep. Jordan Teuscher presented the bill.

MOTION: Sen. Winterton moved to amend H.B. 35 with Amendment #1. The motion passed with a vote of 2 - 0 - 6.

Amendment 1
H.B. 35

1. Page 8, Lines 239 through 241:

239 (b) Subsection (4)(a) does not limit a converted municipality's ability to change the
240 converted municipality's form of government, as provided in Chapter 3b, Part 6, Changing to
241 Another Form of Municipal Government.

(c)(i) Notwithstanding Chapter 3b, Part 6, Changing to Another Form of Municipal Government, the council of a converted municipality may, by a resolution adopted before July 1, 2024 by two-thirds of all council members, change the converted municipality's form of government to another form listed in Subsection 10-3b-601(1).

(ii) If a converted municipality's form of government is changed under Subsection (4)(c)(i), the election of municipal officers under the new form of government is governed by Section 10-3b-606.

2. Page 9, Lines 246 through 247:

246 (b) (i) Subject to Subsection (4)(c), if applicable, and to Subsection (5)(b)(ii), the term of office of a member
of the converted
247 municipality's council on May 1, 2024 is the same as the term of office that would have applied

Yeas - 2
Sen. D. Thatcher
Sen. R. Winterton

Nays - 0

Absent - 6
Sen. J. Adams
Sen. D. Buxton
Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. E. Vickers

MOTION: Sen. Winterton moved to pass H.B. 35 as amended out favorably. The motion passed with a vote of 2 - 0 - 6.

Yeas - 2
Sen. D. Thatcher
Sen. R. Winterton

Nays - 0

Absent - 6
Sen. J. Adams
Sen. D. Buxton
Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. E. Vickers

3. 1st Sub. H.B. 125 Procurement Code Amendments (*Loubet, A.*)

Rep. Anthony Loubet presented the bill.

Tyson Plastow, State Auditor's Office, spoke to the bill.

MOTION: Sen. Vickers moved to pass 1st Substitute H.B. 125 out favorably. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5
Sen. J. Johnson
Sen. J. Plumb
Sen. D. Thatcher
Sen. E. Vickers
Sen. R. Winterton

Nays - 0

Absent - 3
Sen. J. Adams
Sen. D. Buxton
Sen. S. Pitcher

4. S.B. 185 Residential Building Inspection Amendments (*Vickers, E.*)

Sen. Vickers presented the bill.

Stacy Young, Southern Utah Homebuilders Association, spoke in favor of the bill.

MOTION: Sen. Vickers moved to pass S.B. 185 out favorably. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6
Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. D. Thatcher
Sen. E. Vickers
Sen. R. Winterton

Nays - 0

Absent - 2
Sen. J. Adams
Sen. D. Buxton

5. 2nd Sub. H.B. 36 Open and Public Meetings Act Amendments (*Dunnigan, J.*)

Rep. James Dunnigan presented the bill.

MOTION: Sen. Vickers moved to replace 2nd Substitute H.B. 36 with 3rd Substitute H.B. 36. The motion passed with a vote of 6 - 0 - 2.

Yeas - 6

Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. D. Thatcher
Sen. E. Vickers
Sen. R. Winterton

Nays - 0

Absent - 2

Sen. J. Adams
Sen. D. Buxton

Johnnie Miller, CEO, Utah Counties Indemnity Pool, spoke in favor of the bill.

Joan Gregory, spoke in opposition to the bill.

Robert Van Dyke, Kane County Attorney spoke in favor of the bill.

MOTION: Sen. Winterton moved to pass 3rd Substitute H.B. 36 out favorably. The motion passed with a vote of 5 - 1 - 2.

Yeas - 5

Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. D. Thatcher
Sen. R. Winterton

Nays - 1

Sen. E. Vickers

Absent - 2

Sen. J. Adams
Sen. D. Buxton

MOTION: Sen. Pitcher moved to approve the minutes of the February 7, 2024 meeting. The motion passed with a vote of 5 - 0 - 3.

Yeas - 5

Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. D. Thatcher
Sen. R. Winterton

Nays - 0

Absent - 3

Sen. J. Adams
Sen. D. Buxton
Sen. E. Vickers

6. S.B. 209 Election Provisions (McCay, D.)

Sen. Daniel McCay presented the bill.

Brian McKenzie, Davis County Clerk and UAAC spoke to the bill.

MOTION: Sen. Johnson moved to pass S.B. 209 out favorably.

SUBSTITUTE MOTION: Sen. Pitcher moved move to the next item on the agenda. The substitute motion passed with a vote of 3 - 2 - 3.

Yeas - 3

Sen. S. Pitcher
Sen. J. Plumb
Sen. R. Winterton

Nays - 2

Sen. J. Johnson
Sen. D. Thatcher

Absent - 3

Sen. J. Adams
Sen. D. Buxton
Sen. E. Vickers

MOTION: Sen. Plumb moved to adjourn. The motion passed with a vote of 5 - 0 - 3.



Yeas - 5

Sen. J. Johnson
Sen. S. Pitcher
Sen. J. Plumb
Sen. D. Thatcher
Sen. R. Winterton

Nays - 0

Absent - 3

Sen. J. Adams
Sen. D. Buxton
Sen. E. Vickers

Chair Thatcher adjourned the meeting at 4:44 p.m.

NOTE: S.B. 0178 was not discussed in the meeting.