



# MINUTES

## HOUSE BUSINESS AND LABOR STANDING COMMITTEE

LEGISLATURE

Tuesday, February 13, 2024 | 4:00 p.m. | 445 State Capitol

**Members Present:**

Rep. A. Cory Maloy, Chair  
Rep. Stephen L. Whyte, Vice Chair  
Rep. Carl R. Albrecht  
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. Jordan D. Teuscher  
Rep. Norman K Thurston  
Rep. Ryan D. Wilcox

**Members Absent:**

Speaker 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 4:12 p.m.

**MOTION:** Rep. King moved to approve the minutes of February 12, 2024. The motion passed with a vote of 10 - 0 - 6.

Yeas - 10

Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. J. Teuscher  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 6

Rep. C. Albrecht  
Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Burton  
Rep. J. Hawkins  
Rep. M. Schultz

**1. 1st Sub. H.B. 189 Contact Lens Purchase Amendments (Teuscher, J.)**

[Contact Lens Purchase Amendments](#)

Rep. Teuscher presented the bill and provided a handout.

Mark Taylor, optometrist and representing Utah Optometric Association, spoke to the bill.

Craig Poulter, optometrist, spoke in opposition to the bill.

Kenyon Anderson, optometrist, spoke in opposition to the bill.

**MOTION:** Rep. Thurston moved to amend 1st Substitute H.B. 189 with Amendment #1. The motion passed with a vote of 14 - 0 - 2.

Amendment 1  
1st Sub. H.B. 189

1. Page 2, Lines 32 through 39:  
32 (e) in the confirmation of prescription release, as described in 16 C.F.R. Sec. 315.3:



33 (i) include a statement that there is a possibility that multiple brands of contact lenses  
 34 may be medically appropriate for the patient's eye and that the patient may{request to}discuss  
 35 with an optometrist or physician whether an alternative brand would be medically appropriate;  
 36 and  
 37 (ii) {if the prescriber sells the brand of contact lens in the prescription,} include a  
 38 statement that the prescriber may directly or indirectly profit from the sale of contact lenses.  
 39 (2) An optometrist or physician may not be held liable as a result of providing a

Yeas - 14

- Rep. C. Albrecht
- Rep. B. Brammer
- Rep. W. Brooks
- Rep. J. Burton
- Rep. J. Dunnigan
- Rep. B. King
- Rep. A. Maloy
- Rep. A. Matthews
- Rep. C. Musselman
- Rep. T. Peterson
- Rep. J. Teuscher
- Rep. N. Thurston
- Rep. S. Whyte
- Rep. R. Wilcox

Nays - 0

Absent - 2

- Rep. J. Hawkins
- Rep. M. Schultz

**MOTION:** Rep. Thurston moved to pass 1st Substitute H.B. 189 out favorably as amended. The motion failed with a vote of 6 - 8 - 2.

Yeas - 6

- Rep. B. Brammer
- Rep. W. Brooks
- Rep. J. Burton
- Rep. T. Peterson
- Rep. J. Teuscher
- Rep. N. Thurston

Nays - 8

- Rep. C. Albrecht
- Rep. J. Dunnigan
- Rep. B. King
- Rep. A. Maloy
- Rep. A. Matthews
- Rep. C. Musselman
- Rep. S. Whyte
- Rep. R. Wilcox

Absent - 2

- Rep. J. Hawkins
- Rep. M. Schultz

**2. H.B. 399 Insurance Department Complaint Amendments (Birkeland, K.)**

Rep. Kera Birkeland presented the bill.

Mike Sonntag, American Property Casualty Insurance Association, spoke in support of the bill.

Cort Ashton, Legislative Chair, Utah Land and Title Association, spoke in support of the bill.

John Pike, State Insurance Commissioner, spoke in support of the bill.

Rachael Ortiz, President, Utah Land and Title Association, spoke in support of the bill.

**MOTION:** Rep. Burton moved to replace H.B. 399 with 1st Substitute H.B. 399. The motion passed with a vote of 14 - 0 - 2.

Yeas - 14

Rep. C. Albrecht  
Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. J. Teuscher  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 2

Rep. J. Hawkins  
Rep. M. Schultz

**MOTION:** Rep. Burton moved to pass 1st Substitute H.B. 399 out favorably. The motion passed with a vote of 14 - 0 - 2.

Yeas - 14

Rep. C. Albrecht  
Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. J. Teuscher  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 2

Rep. J. Hawkins  
Rep. M. Schultz

**MOTION:** Rep. Dunnigan moved to place 1st Substitute H.B. 399 on the Consent Calendar. The motion passed with a vote of 14 - 0 - 2.

Yeas - 14

Rep. C. Albrecht  
Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. B. King  
Rep. A. Maloy  
Rep. A. Matthews  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. J. Teuscher  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Nays - 0

Absent - 2

Rep. J. Hawkins  
Rep. M. Schultz

**3. H.B. 425 Health Insurance Benefit Amendments (*Thurston, N.*)**

[Bill Summary](#)

Rep. Thurston presented the bill and provided a handout.

Brian Allen, lobbyist, America's Health Insurance Plans, spoke to the bill.

Dave Davis, Utah Retail Merchants Association, spoke in support of the bill.

Frank Pignanelli, Regence BlueCross BlueShield of Utah, spoke to the bill.

Adam Jones, Executive Director, Utah Pharmacy Association, spoke in support of the bill.

**MOTION:** Chair Maloy moved to replace H.B. 425 with 1st Substitute H.B. 425. The motion passed with a vote of 15 - 0 - 1.

Yeas - 15

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

Nays - 0

Absent - 1

Rep. M. Schultz

**MOTION:** Chair Maloy moved to pass 1st Substitute H.B. 425 out favorably.

The motion passed with a vote of 13 - 2 - 1.

Yeas - 13

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

Nays - 2

Rep. C. Musselman  
Rep. R. Wilcox

Absent - 1

Rep. M. Schultz

**4. H.B. 267 Telemedicine Amendments (*Hawkins, J.*)**

Rep. Hawkins presented the bill with the assistance of Brian Shiozawa, physician and associate professor, University of Utah School of Medicine.

Erick Kuhni, National Association of Benefits Professionals, spoke in opposition to the bill.

Mark Wankier, Assistant Vice President, Select Health, spoke in support of the bill.

Brian Allen spoke in opposition to the bill.

Mike Sonntag, representing Utah Health Insurance Association, spoke to the bill.

Michelle McOmber, CEO, Utah Medical Association, spoke in support of the bill.

**MOTION:** Rep. Matthews moved to replace H.B. 267 with 1st Substitute H.B. 267. The motion passed with a vote of 14 - 0 - 2.

Yeas - 14

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

Nays - 0

Absent - 2

Rep. C. Albrecht  
Rep. M. Schultz

**MOTION:** Rep. Matthews moved to pass 1st Substitute H.B. 267 out favorably. The motion failed with a vote of 3 - 11 - 2.

Yeas - 3

Rep. J. Hawkins  
Rep. B. King  
Rep. A. Matthews

Nays - 11

Rep. B. Brammer  
Rep. W. Brooks  
Rep. J. Burton  
Rep. J. Dunnigan  
Rep. A. Maloy  
Rep. C. Musselman  
Rep. T. Peterson  
Rep. J. Teuscher  
Rep. N. Thurston  
Rep. S. Whyte  
Rep. R. Wilcox

Absent - 2

Rep. C. Albrecht  
Rep. M. Schultz

**5. H.B. 463 Medicaid Funding Amendments (*Brammer, B.*)**

H.B. 463 was not heard.

**MOTION:** Rep. Peterson moved to adjourn. The motion passed with a vote of 14 - 0 - 2.

Yeas - 14

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

Nays - 0

Absent - 2

Rep. C. Albrecht  
Rep. M. Schultz

Chair Whyte adjourned the meeting at 6:02 p.m.