



MINUTES

HOUSE GOVERNMENT OPERATIONS STANDING COMMITTEE

Tuesday, February 20, 2024 | 8:00 a.m. | 30 House Building

Members Present:

Rep. Calvin R. Musselman, Chair
Rep. Michael J. Petersen, Vice Chair
Rep. Brady Brammer
Rep. Jennifer Dailey-Provost
Rep. Stephanie Gricius
Rep. Sahara Hayes
Rep. A. Cory Maloy
Rep. Val L. Peterson
Rep. Candice B. Pierucci

Rep. Andrew Stoddard
Rep. Norman K Thurston
Rep. Douglas R. Welton

Members Absent:

Speaker Mike Schultz

Staff Present:

Adam J. Sweet, Policy Analyst
Karen C. Allred, Committee Secretary

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

Chair Musselman called the meeting to order at 8:08 a.m.

MOTION: Rep. Petersen moved to approve the minutes of the February 13 and 14, 2024, meetings. The motion passed with a vote of 6 - 0 - 7.

Yeas - 6

Rep. J. Dailey-Provost
Rep. S. Hayes
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. N. Thurston

Nays - 0

Absent - 7

Rep. B. Brammer
Rep. S. Gricius
Rep. V. Peterson
Rep. C. Pierucci
Rep. M. Schultz
Rep. A. Stoddard
Rep. D. Welton

1. H.B. 494 Funds Administration Modifications (*Moss, J.*)

Rep. Jefferson Moss presented the bill with the assistance of Marlo Oaks, State Treasurer, Utah Office of State Treasurer.

MOTION: Rep. Dailey-Provost moved to pass H.B. 494 out favorably. The motion passed with a vote of 6 - 0 - 7.

Yeas - 6

Rep. J. Dailey-Provost
Rep. S. Hayes
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. N. Thurston

Nays - 0

Absent - 7

Rep. B. Brammer
Rep. S. Gricius
Rep. V. Peterson
Rep. C. Pierucci
Rep. M. Schultz
Rep. A. Stoddard
Rep. D. Welton

2. H.B. 491 Data Privacy Amendments (*Moss, J.*)

[Government Data Privacy Act](#)

Rep. Jefferson Moss, had a handout distributed, and presented the bill with the assistance of Chris Bramwell, Chief Privacy Officer, State of Utah.

Rep. Judy Weeks Roaner, Utah State Representative, spoke in favor of the bill.

Amelia Powers Gardner, Utah County Commissioner, spoke in favor of the bill.

Dr. Ronald Mortensen spoke in favor of the bill.

Denise Farnsworth, Commissioner, Personal Privacy Oversight Commission, spoke in favor of the bill.

Mike Melendez, Vice President, Libertas Institute, spoke in favor of the bill.

Abby Hunsaker, Unified Economic Opportunity Commission, spoke in favor of the bill.

Leah Hansen, Saratoga Springs, Utah, spoke in favor of the bill.

MOTION: Rep. Maloy moved to replace H.B. 491 with 2nd Substitute H.B. 491. The motion passed with a vote of 8 - 0 - 5.

Yeas - 8

Rep. S. Hayes
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. C. Pierucci
Rep. A. Stoddard
Rep. N. Thurston
Rep. D. Welton

Nays - 0

Absent - 5

Rep. B. Brammer
Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. V. Peterson
Rep. M. Schultz

MOTION: Rep. Maloy moved to pass 2nd Substitute H.B. 491 out favorably. The motion passed with a vote of 8 - 0 - 5.

Yeas - 8

Rep. S. Hayes
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. C. Pierucci
Rep. A. Stoddard
Rep. N. Thurston
Rep. D. Welton

Nays - 0

Absent - 5

Rep. B. Brammer
Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. V. Peterson
Rep. M. Schultz

3. H.B. 516 State Land Purchase Amendments (*Pierucci, C.*)

Rep. Candice Pierucci presented the bill.

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

Steve Tingey, Founder, Bailey Farms, spoke in favor of the bill.

Brian Cavanaugh, Laurel, Maryland, Former Senior Director, National Security Council, spoke in favor of the bill.

Michael Lucci, Founder and Chief Executive Officer, State Farmer Action, Austin Texas, spoke in favor of the bill.

MOTION: Rep. Thurston moved to amend H.B. 516 with Amendment #1. The motion passed with a vote of 9 - 0 - 4.

Amendment 1

H.B. 0516

1. Page 4, Line 118:
118 (c) an affiliate, subsidiary, or holding company of ~~{-a company}~~ an entity described in Subsection

2. Page 6, Lines 167 through 169:
167 (a) is not liable for ~~{ recording }~~ a conveyance to a restricted foreign entity ~~{ , if an entity~~
168 does not appear on the department's list described in Subsection (4)(a) }; and
169 (b) shall, upon notice from the department under Subsection (4)(e)(ii), create a public record

3. Page 7, Lines 195 through 196:
195 (iii) any other person known to have an interest in the land.
(4) After the sale of the interest in land described in Subsection (3), the Division of Facilities Construction and Management shall submit to the county recorder for recording notice of a sale described in this section.
196 ~~{(4)}~~ (5) Proceeds from a sale under Subsection (3) shall:

Yeas - 9

- Rep. S. Gricius
- Rep. S. Hayes
- Rep. A. Maloy
- Rep. C. Musselman
- Rep. M. Petersen
- Rep. C. Pierucci
- Rep. A. Stoddard
- Rep. N. Thurston
- Rep. D. Welton

Nays - 0

Absent - 4

- Rep. B. Brammer
- Rep. J. Dailey-Provost
- Rep. V. Peterson
- Rep. M. Schultz

MOTION: Rep. Thurston moved to pass H.B. 516 out favorably. The motion passed with a vote of 9 - 0 - 4.

Yeas - 9

- Rep. S. Gricius
- Rep. S. Hayes
- Rep. A. Maloy
- Rep. C. Musselman
- Rep. M. Petersen
- Rep. C. Pierucci
- Rep. A. Stoddard
- Rep. N. Thurston
- Rep. D. Welton

Nays - 0

Absent - 4

- Rep. B. Brammer
- Rep. J. Dailey-Provost
- Rep. V. Peterson
- Rep. M. Schultz

4. 2nd Sub. S.B. 113 Disposition of State Property Amendments (Buxton, D. G.)

Sen. David G. Buxton presented the bill.

Jim Russell, Director, Division of Facilities, Construction, and Management, spoke to the bill.

MOTION: Rep. Thurston moved to pass 2nd Substitute S.B. 113 out favorably. The motion passed with a vote of 7 - 0 - 6.

Yeas - 7

- Rep. S. Gricius
- Rep. S. Hayes
- Rep. A. Maloy
- Rep. C. Musselman
- Rep. M. Petersen
- Rep. N. Thurston
- Rep. D. Welton

Nays - 0

Absent - 6

- Rep. B. Brammer
- Rep. J. Dailey-Provost
- Rep. V. Peterson
- Rep. C. Pierucci
- Rep. M. Schultz
- Rep. A. Stoddard

MOTION: Rep. Michael Petersen moved to saunter. The motion passed with a vote of 7 - 0 - 6.

Yeas - 7

Rep. S. Gricius
Rep. S. Hayes
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. N. Thurston
Rep. D. Welton

Nays - 0

Absent - 6

Rep. B. Brammer
Rep. J. Dailey-Provost
Rep. V. Peterson
Rep. C. Pierucci
Rep. M. Schultz
Rep. A. Stoddard

Chair Musselman reconvened the meeting.

Rep. Michael Petersen assumed the chair.

5. H.B. 532 State Boards and Commissions Modifications (*Musselman, C.R.*)

Rep. Calvin R. Musselman presented the bill.

Tom Ross, Executive Director, Utah Commission on Criminal and Juvenile Justice, spoke to the bill.

Rabbi Avremi Zippel, Chair, Utah Crime Victims Council, spoke in opposition to the bill.

Craig Peterson, Utah Medical Association, spoke in opposition to the bill.

Brad Asay, Vice President, Utah American Federation of Labor and Congress of Industrial Organizations (AFL-CIO), spoke in opposition to the bill.

Erin Jemison, Public Policy Director, Utah Domestic Violence Coalition, spoke in opposition to the bill.

Daniel Strong, Director, Utah Sentencing Commission, spoke to the bill.

Cort Ashton, Utah Land Title Association, spoke in favor of the bill.

Terry McBride, Chair, State Plumbing Licensing Board, spoke in opposition to the bill.

David Hill, Executive Director, Utah Plumbing and Heating Contractors Association, spoke in opposition to the bill.

Rikki Hrenko-Browning, President, Utah Petroleum Association, spoke to the bill.

Justin May, Electrical Contractor, and Chair, State Electrical Board, spoke in opposition to the bill.

Tom Ross, Executive Director, Utah Commission on Criminal and Juvenile Justice, spoke to the bill.

Kory Holdaway, Utah Public Employees Association, spoke to the bill.

Ken Adams, Independent Electrical Contractors in Utah, spoke in opposition to the bill.

Chris Gamvroulas, President, Utah Property Rights Coalition, spoke to the bill.

Gage Zobell, Partner, Dorsey and Witney LLP, and Member, Council Standards Board representing Petroleum Association and Mining Association, spoke to the bill.

Michelle Palmer, President, Private Investigators Association, spoke to the bill.

MOTION: Rep. Stoddard moved to replace H.B. 532 with 1st Substitute H.B. 532. The motion passed with a vote of 11 - 0 - 2.

Yeas - 11

Nays - 0

Absent - 2

Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. S. Hayes
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. V. Peterson
Rep. C. Pierucci
Rep. A. Stoddard
Rep. N. Thurston
Rep. D. Welton

Rep. B. Brammer
Rep. M. Schultz

MOTION: Rep. Dailey-Provost moved to amend 1st Substitute H.B. 532 with Amendment #1.
Amendment 1
1st Sub. H.B. 532

1. Page 2, Lines 45 through 49:

- 45 ▶ modifies the Utah Victim Services Commission and repeals the commission with
- 46 review on July 1, 2029;
- 47 ▶ repeals the Crime Victim Reparations Assistance Board on October 1, ~~{2024}~~ 2026;
- 48 ▶ repeals the Utah Council on Victims of Crime on October 1, ~~{2024}~~ 2026;
- 49 ▶ repeals the Rural Online Working Hubs Grant Advisory Committee;

2. Page 75, Lines 2314 through 2319:

- 2314 (ii) the following as constituted on or after October 1, 2024:
- 2315 (A) the Employment Advisory Council created in Subsection 35A-4-302(5); and
- 2316 (B) the Emergency Management Administration Council created in Section 53-2a-105{;
- 2317 and
- 2318 ~~—(C) the Utah Victim Services Commission created in Section 63M-7-902~~};
- 2319 (b) "Expired committee" means:

3. Page 76, Lines 2336 through 2344:

- 2336 (F) the Stroke Registry Advisory Committee created in Sections 26B-1-407 and
- 2337 53-2d-903;
- 2338 (G) the Employment Advisory Council created in Subsection 35A-4-302(5); and
- 2339 (H) the Emergency Management Administration Council created in Section 53-2a-105{;
- 2340 and
- 2341 ~~—(I) the Utah Victim Services Commission created in Section 63M-7-902~~};
- (c) "Utah Victim Services Commission enacted" means the Utah Victim Services Commission created in Section 63M-7-902 as constituted on or after October 1, 2026.
- (d) "Utah Victim Services Commission expired" means the Utah Victim Services Commission as constituted before October 1, 2026.
- 2342 (2) An individual who is appointed as a member of :
- (a) an expired committee is removed
- 2343 from the expired committee after September 30, 2024{.} ; and
- (b) the Utah Victim Services Commission expired, is removed from the commission after September 30, 2026.
- 2344 (3) (a) On or after May 1, 2024, but before October 1, 2024, the appointing authority of

4. Page 77, Lines 2357 through 2359:

- 2357 limited terms an individual may serve, the appointment under Subsection (3)(a) does not count
- 2358 as an additional term.
- (5)(a) On or after May 1, 2026, but before October 1, 2026, the appointing authority of the Utah Victim Services Commission enacted may appoint a member to the Utah Victim Services Commission enacted in accordance with Section 63M-7-902.
- (b) A member described in Subsection (5)(a) may not begin the individual's term of service before October 1, 2026.

(6)(a) Nothing in this section prevents an appointing authority from appointing an individual who is removed from the Utah Victim Services Commission expired in accordance with Subsection (2)(b) to the Utah Victim Services Commission enacted if the individual's appointment meets the requirements of Section 63M-7-902.
(b) If an individual is removed from the Utah Victim Services Commission expired under Subsection (2)(b) and is then appointed to the Utah Victim Services Commission enacted under Subsection (5)(a), and the appointed position has limited terms an individual may serve, the appointment under Subsection (5)(a) does not count as an additional term.

2359 Section 36. Section 63I-1-209 is amended to read:

5. Page 95, Line 2938 through Page 96, Line 2955:

- 2938 (2) Section 63A-17-303 is repealed July 1, 2023.
- 2939 (3) Section 63A-17-806 is repealed June 30, 2026.
- 2940 (4) Section 63C-1-103 is repealed January 1, ~~{2025}~~ 2027.
- 2941 ~~[(4)]~~ (5) Title 63C, Chapter 22, Digital Wellness, Citizenship, and Safe Technology
- 2942 Commission is repealed July 1, 2023.
- 2943 (6) Title 63C, Chapter 29, Domestic Violence Data Task Force, is repealed October 1,
- 2944 2024.
- 2945 ~~[(5)]~~ (7) Section 63H-7a-303 is repealed July 1, 2024.
- 2946 ~~[(6)]~~ (8) Subsection 63H-7a-403(2)(b), regarding the charge to maintain the public
- 2947 safety communications network, is repealed July 1, 2033.
- 2948 ~~[(7)]~~ (9) Subsection 63J-1-602.2(45), which lists appropriations to the State Tax
- 2949 Commission for property tax deferral reimbursements, is repealed July 1, 2027.
- 2950 (10) Sections 63M-7-504 and 63M-7-505, which create and establish the duties of the
- 2951 Crime Victim Reparations and Assistance Board, are repealed October 1, ~~{2024}~~ 2026.
- 2952 (11) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed
- 2953 October 1, {2024} 2026.
- 2954 ~~[(8)]~~ (12) Subsection 63N-2-213(12)(a), relating to claiming a tax credit in the same
- 2955 taxable year as the targeted business income tax credit, is repealed December 31, 2024.

6. Page 115, Line 3556 through Page 116, Line 3567:

- 3556 ~~[(o)]~~ (m) a criminal defense attorney, appointed by the governor with the advice and
- 3557 consent of the Senate;
- 3558 ~~[(p)]~~ (n) a law enforcement representative from the Utah Sheriffs Association or Utah
- 3559 Chiefs of Police Association, appointed by the governor with the advice and consent of the
- 3560 Senate; ~~{and}~~
- 3561 ~~{+}{(q)}~~ (o) an individual who is a victim of crime, appointed by the governor with the advice
- 3562 and consent of the Senate; ~~{+}~~ and
- 3563 ~~[(r)]~~ ~~{(o)}~~ (p) an individual who is a current [or former representative from the House of
- 3564 Representatives or has experience or expertise with the legislative process, appointed by the
- 3565 speaker of the House of Representatives; and] representative from the House of
- 3566 Representatives or senator from the Senate, appointed jointly by the speaker of the House of
- 3567 Representatives and president of the Senate.

7. Page 126, Lines 3870 through 3873:

- 3870 Membership – Duties – Expenses.
- 3871 Section 73. Effective date.
- 3872 (1) Except as provided in Subsections (2) through ~~{(4)}~~ (5), this bill takes effect on October
- 3873 1, 2024.

8. Page 127, Lines 3905 through 3906:

- 3905 (4) The actions affecting Section 63I-1-253 (Contingently Effective 01/01/25)
- 3906 contingently take effect on January 1, 2025.

(5) The actions affecting the following sections take effect on October 1, 2026:

- (a) Section 53B-28-402
- (b) Section 63M-7-202;
- (c) Section 63M-7-204;
- (d) Section 63M-7-502;
- (e) Section 63M-7-506;
- (f) Section 63M-7-507;
- (g) Section 63M-7-508;
- (h) Section 63M-7-511;

- [\(i\) Section 63M-7-516;](#)
- [\(j\) Section 63M-7-517;](#)
- [\(k\) Section 63M-7-519;](#)
- [\(l\) Section 63M-7-521.5;](#)
- [\(m\) Section 63M-7-522;](#)
- [\(n\) Section 63M-7-525;](#)
- [\(o\) Section 63M-7-902;](#)
- [\(p\) Section 63M-7-904; and](#)
- [\(q\) Section 77-37-5.](#)

SUBSTITUTE MOTION: Rep. Thurston moved to pass 1st Substitute H.B. 532 out favorably. The substitute motion passed with a vote of 8 - 4 - 1.

<p><u>Yeas - 8</u></p> <p>Rep. B. Brammer Rep. S. Gricius Rep. A. Maloy Rep. C. Musselman Rep. M. Petersen Rep. V. Peterson Rep. N. Thurston Rep. D. Welton</p>	<p><u>Nays - 4</u></p> <p>Rep. J. Dailey-Provost Rep. S. Hayes Rep. C. Pierucci Rep. A. Stoddard</p>	<p><u>Absent - 1</u></p> <p>Rep. M. Schultz</p>
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6. H.B. 534 Boards and Commissions Modifications (*Musselman, C.R.*)

Rep. Calvin Musselman presented the bill.

MOTION: Rep. Dailey-Provost moved to amend H.B. 534 with Amendment #3. The motion failed with a vote of 4 - 8 - 1.

Amendment 3
H.B. 534

1. Page 1, Line 23:
23 { ~~● Labor Relations Board;~~ }
2. Page 4, Line 120 through Page 5, Line 123:
120 { ~~34-20-2, as last amended by Laws of Utah 2016, Chapter 370~~ }
121 { ~~34-20-8, as last amended by Laws of Utah 2016, Chapter 348~~ }
122 { ~~34-20-9, as last amended by Laws of Utah 1987, Chapter 161~~ }
123 { ~~34A-1-202, as last amended by Laws of Utah 2013, Chapter 413~~ }
3. Page 8, Lines 236 through 242:
236 { ~~34-20-3, as last amended by Laws of Utah 2020, Chapters 352, 373~~ }
237 { ~~34-20-4, as last amended by Laws of Utah 1997, Chapter 375~~ }
238 { ~~34-20-5, as last amended by Laws of Utah 2011, Chapter 297~~ }
239 { ~~34-20-6, as enacted by Laws of Utah 1969, Chapter 85~~ }
240 { ~~34-20-10, as last amended by Laws of Utah 2008, Chapter 382~~ }
241 { ~~34-20-11, as last amended by Laws of Utah 1997, Chapter 296~~ }
242 { ~~34-20-12, as enacted by Laws of Utah 1969, Chapter 85~~ }
4. Page 87, Line 2693 through Page 92, Line 2832:
2693 { ~~Section 39. Section 34-20-2 is amended to read:~~
-2694 ~~—34-20-2. Definitions.~~
2695 ~~—As used in this chapter:~~
2696 ~~—(1) "Affecting commerce" means in commerce, or burdening or obstructing commerce~~
2697 ~~or the free flow of commerce, or having led or tending to lead to a labor dispute burdening or~~
2698 ~~obstructing commerce or the free flow of commerce within the state.~~
2699 ~~—(2) "Commerce" means trade, traffic, commerce, transportation, or communication~~

2700 within the state.

2701 —(3) "Election" means a proceeding in which the employees in a collective bargaining

2702 unit cast a secret ballot for collective bargaining representatives or for any other purpose

2703 specified in this chapter and includes elections conducted by the board or by any tribunal

2704 having competent jurisdiction or whose jurisdiction was accepted by the parties.

2705 —(4) (a) "Employee" includes any employee unless this chapter explicitly states

2706 otherwise, and includes an individual whose work has ceased as a consequence of, or in

2707 connection with, any current labor dispute or because of any unfair labor practice, and who has

2708 not obtained any other regular and substantially equivalent employment.

2709 —(b) "Employee" does not include an individual employed as an agricultural laborer, or

2710 in the domestic service of a family or person at his home, or an individual employed by his

2711 parent or spouse.

2712 —(5) "Employer" includes a person acting in the interest of an employer, directly or

2713 indirectly, but does not include:

2714 —(a) the United States;

2715 —(b) a state or political subdivision of a state;

2716 —(c) a person subject to the federal Railway Labor Act;

2717 —(d) a labor organization, other than when acting as an employer;

2718 —(e) a corporation or association operating a hospital if no part of the net earnings inures

2719 to the benefit of any private shareholder or individual; or

2720 —(f) anyone acting in the capacity of officer or agent of a labor organization.

2721 —(6) "Federal executive agency" means an executive agency, as defined in 5 U.S.C.

2722 Sec.105, of the federal government.

2723 —(7) "Franchise" means the same as that term is defined in 16 C.F.R. Sec. 436.1.

2724 —(8) "Franchisee" means the same as that term is defined in 16 C.F.R. Sec. 436.1.

2725 —(9) "Franchisor" means the same as that term is defined in 16 C.F.R. Sec. 436.1.

2726 —(10) "Labor dispute" means any controversy between an employer and the majority of

2727 the employer's employees in a collective bargaining unit concerning the right or process or

2728 details of collective bargaining or the designation of representatives.

2729 —(11) "Labor organization" means an organization of any kind or any agency or

2730 employee representation committee or plan in which employees participate that exists for the

2731 purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes,

2732 wages, rates of pay, hours of employment, or conditions of work.

2733 —{(12) "Labor relations board" or "board" means the board created in Section 34-20-3.}

2734 —{(13)} (12) "Person" includes an individual, partnership, association, corporation, legal

2735 representative, trustee, trustee in bankruptcy, or receiver.

2736 —{(14)} (13) "Representative" includes an individual or labor organization.

2737 —{(15)} (14) "Secondary boycott" includes combining or conspiring to cause or threaten

2738 to cause injury to one with whom no labor dispute exists, whether by:

2739 —(a) withholding patronage, labor, or other beneficial business intercourse;

2740 —(b) picketing;

2741 —(c) refusing to handle, install, use, or work on particular materials, equipment, or

2742 supplies; or

2743 —(d) by any other unlawful means, in order to bring him against his will into a concerted

2744 plan to coerce or inflict damage upon another.

2745 —{(16)} (15) "Unfair labor practice" means any unfair labor practice listed in Section

2746 34-20-8.}

2747 {Section 40. Section 34-20-8 is amended to read:

2748 —34-20-8. Unfair labor practices:

2749 —(1) It shall be an unfair labor practice for an employer, individually or in concert with

2750 others:

2751 —(a) To interfere with, restrain or coerce employees in the exercise of the rights

2752 guaranteed in Section 34-20-7.

2753 —(b) To dominate or interfere with the formation or administration of any labor

2754 organization or contribute financial or other support to it; provided, that subject to rules and

2755 regulations made and published by the board pursuant to Section 34-20-6], provided that an

2756 employer is not prohibited from permitting employees to confer with the employer during

2757 working hours without loss of time or pay.

2758 —(c) By discrimination in regard to hire or tenure of employment or any term or

2759 condition of employment to encourage or discourage membership in any labor organization;

2760 provided, that nothing in this act shall preclude an employer from making an agreement with a



2761 labor organization (not established, maintained or assisted by any action defined in this act as
2762 an unfair labor practice) to require as a condition of employment, membership therein, if such
2763 labor organization is the representative of the employees as provided in Subsection 34-20-9(1)
2764 in the appropriate collective bargaining unit covered by such agreement when made.
2765 —(d) To refuse to bargain collectively with the representative of a majority of the
2766 employer's employees in any collective bargaining unit[; provided, that, when two or more
2767 labor organizations claim to represent a majority of the employees in the bargaining unit, the
2768 employer shall be free to file with the board a petition for investigation of certification of
2769 representatives and during the pendency of the proceedings the employer may not be
2770 considered to have refused to bargain].
2771 —(e) To bargain collectively with the representatives of less than a majority of the
2772 employer's employees in a collective bargaining unit.
2773 —(f) To discharge or otherwise discriminate against an employee because the employee
2774 has filed charges or given testimony under this chapter.
2775 —(2) It shall be an unfair labor practice for an employee individually or in concert with
2776 others:
2777 —(a) To coerce or intimidate an employee in the enjoyment of the employee's legal
2778 rights, including those guaranteed in Section 34-20-7, or to intimidate the employee's family,
2779 picket the employee's domicile, or injure the person or property of the employee or the
2780 employee's family.
2781 —(b) To coerce, intimidate or induce an employer to interfere with any of the employer's
2782 employees in the enjoyment of their legal rights, including those guaranteed in Section 34-20-7,
2783 or to engage in any practice with regard to the employer's employees which would constitute an
2784 unfair labor practice if undertaken by the employer on the employer's own initiative.
2785 —(c) To co-operate in engaging in, promoting, or inducing picketing (not constituting an
2786 exercise of constitutionally guaranteed free speech), boycotting or any other overt concomitant
2787 of a strike unless a majority in a collective bargaining unit of the employees of an employer
2788 against whom such acts are primarily directed have voted by secret ballot to call a strike.
2789 —(d) To hinder or prevent, by mass picketing, threats, intimidation, force, or coercion of
2790 any kind the pursuit of any lawful work or employment, or to obstruct or interfere with
2791 entrance to or egress from any place of employment, or to obstruct or interfere with free and
2792 uninterrupted use of public roads, streets, highways, railways, airports, or other ways of travel
2793 or conveyance.
2794 —(e) To engage in a secondary boycott; or to hinder or prevent, by threats, intimidation,
2795 force, coercion, or sabotage, the obtaining, use or disposition of materials, equipment, or
2796 services; or to combine or conspire to hinder or prevent the obtaining, use or disposition of
2797 materials, equipment or services, provided, however, that nothing herein shall prevent
2798 sympathetic strikes in support of those in similar occupations working for other employers in
2799 the same craft.
2800 —(f) To take unauthorized possession of property of the employer.
2801 —(3) It shall be an unfair labor practice for any person to do or cause to be done on
2802 behalf of or in the interest of employers or employees, or in connection with or to influence the
2803 outcome of any controversy as to employment relations, any act prohibited by Subsections (1)
2804 and (2) of this section. }

2805 { Section 41. Section 34-20-9 is amended to read:
2806 —34-20-9. Collective bargaining—Representatives -
2807 —(1) [(a)] Representatives designated or selected for the purposes of collective
2808 bargaining by the majority of the employees in a unit appropriate for those purposes shall be
2809 the exclusive representatives of all the employees in that unit for the purposes of collective
2810 bargaining in respect to rate of pay, wages, hours of employment, and of other conditions of
2811 employment.
2812 —[(b)] (2) Any individual employee or group of employees may present grievances to
2813 their employer at any time.
2814 —[(2) The board shall decide in each case whether, in order to ensure to employees the
2815 full benefit of their right to self-organization and to collective bargaining, and otherwise to
2816 effectuate the policies of this act, the unit appropriate for the purposes of collective bargaining
2817 shall be the employer unit, craft unit, plant unit, or subdivision of same.]
2818 —[(3) Whenever a question affecting intrastate commerce or the orderly operation of
2819 industry arises concerning the representation of employees, the board may investigate such
2820 controversy and certify to the parties in writing, the name or names of the representatives that
2821 have been designated or selected. In any such investigation, the board shall provide for an

2822 appropriate hearing upon due notice, either in conjunction with a proceeding under Section
 2823 34-20-10, or otherwise, and may take a secret ballot of employees, or utilize any other suitable
 2824 method to ascertain such representatives.}]
 2825 ~~—[(4) (a) Whenever an order of the board made according to Section 34-20-10 is based~~
 2826 ~~in whole or in part upon facts certified following an investigation under Subsection (3), and~~
 2827 ~~there is a petition for the enforcement or review of such order, the certification and the record~~
 2828 ~~of the investigation shall be included in the transcript of the entire record required to be filed~~
 2829 ~~under Section 34-20-10.]~~
 2830 ~~—[(b) The decree of the court enforcing, modifying, or setting aside in whole or in part~~
 2831 ~~the order of the board shall be made and entered upon the pleadings, testimony, and~~
 2832 ~~proceedings set forth in the transcript.}]~~

5. Page 245, Lines 7579 through 7588:

7579 {~~Section 34-20-3, Labor relations board.~~}
 7580 {~~Section 34-20-4, Labor relations board -- Employees -- Agencies -- Expenses.~~}
 7581 {~~Section 34-20-5, Labor relations board -- Offices -- Jurisdiction -- Member's~~
 7582 ~~participation in case.~~}
 7583 {~~Section 34-20-6, Labor relations board -- Rules and regulations.~~}
 7584 {~~Section 34-20-10, Unfair labor practices -- Powers of board to prevent --~~
 7585 ~~Procedure.~~}
 7586 {~~Section 34-20-11, Hearings and investigations -- Power of board -- Witnesses --~~
 7587 ~~Procedure.~~}
 7588 {~~Section 34-20-12, Willful interference -- Penalty.~~}

Yeas - 4

Rep. J. Dailey-Provost
 Rep. S. Hayes
 Rep. A. Stoddard
 Rep. D. Welton

Nays - 8

Rep. B. Brammer
 Rep. S. Gricius
 Rep. A. Maloy
 Rep. C. Musselman
 Rep. M. Petersen
 Rep. V. Peterson
 Rep. C. Pierucci
 Rep. N. Thurston

Absent - 1

Rep. M. Schultz

MOTION: Rep. Pierucci moved to amend H.B. 534 with Amendment #2. The motion failed with a vote of 6 - 6 - 1.

Amendment 2
H.B. 534

1. Page 1, Line 17:

17 • {~~County Recorder Standards Board;~~}

2. Page 9, Lines 252 through 253:

252 {~~63C-30-101, as enacted by Laws of Utah 2023, Chapter 413~~}
 253 {~~63C-30-201, as enacted by Laws of Utah 2023, Chapter 413~~}

3. Page 75, Lines 2294 through 2309:

2294 {~~and~~}
 2295 {+}(2) shall comply with rules made by the County Recorder Standards Board under
 2296 Section 63C-30-202, including rules that govern:{+}
 2297 {+}(a) the protection of recorded documents and records in the county recorder's
 2298 custody;{+}
 2299 {+}(b) the electronic submission of plats, records, and other documents to the county
 2300 recorder's office;{+}
 2301 {+}(c) the protection of privacy interests in the case of documents and records in the
 2302 county recorder's custody; and{+}
 2303 {+}(d) the formatting, recording, and redaction of documents and records in the county
 2304 recorder's custody;{+}
 2305 {+}(3) shall comply with the appeal authority established by the county legislative body in
 2306 accordance with Section 17-50-340; and{+}

2307 {+}(4){+}{(2)} may adopt policies and procedures governing the office of the county recorder
2308 that do not conflict with this chapter {+}or rules made by the County Recorder Standards Board
2309 under Section 63C-30-202{+}.

4 . Page 246, Lines 7601 through 7602:

7601 {[Section 63C-30-101, Definitions.](#)}
7602 {[Section 63C-30-201, County Recorder Standards Board created.](#)}

Yeas - 6

Rep. J. Dailey-Provost
Rep. S. Hayes
Rep. C. Pierucci
Rep. A. Stoddard
Rep. N. Thurston
Rep. D. Welton

Nays - 6

Rep. B. Brammer
Rep. S. Gricius
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. V. Peterson

Absent - 1

Rep. M. Schultz

MOTION: Rep. Brammer moved to pass H.B. 534 out favorably. The motion passed with a vote of 10 - 2 - 1.

Yeas - 10

Rep. B. Brammer
Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. V. Peterson
Rep. C. Pierucci
Rep. N. Thurston
Rep. D. Welton

Nays - 2

Rep. S. Hayes
Rep. A. Stoddard

Absent - 1

Rep. M. Schultz

MOTION: Rep. Brammer moved to adjourn. The motion passed with a vote of 12 - 0 - 1.

Yeas - 12

Rep. B. Brammer
Rep. J. Dailey-Provost
Rep. S. Gricius
Rep. S. Hayes
Rep. A. Maloy
Rep. C. Musselman
Rep. M. Petersen
Rep. V. Peterson
Rep. C. Pierucci
Rep. A. Stoddard
Rep. N. Thurston
Rep. D. Welton

Nays - 0

Absent - 1

Rep. M. Schultz

Chair Petersen adjourned the meeting at 10:14 a.m.