STATE OF UTAH

SENATE JOURNAL

FIRST EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Wednesday, April 23, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the First Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the First Extraordinary Session convening on Wednesday, April 23, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

FIRST EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the First Extraordinary Session at 12:00 noon on Wednesday, April 23, 1997.

The Senate was called to order with President R. Lane Beattie presiding.

Prayer - Senator Howard Nielson.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1997 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a First Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 23rd day of April, 1997 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1997 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 8th day of April, 1997.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of April 8, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-second Legislature of the State of Utah into a First Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 23rd day of April, 1997, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 8th day of April, 1997.

Olene S. Walker,
Lieutenant Governor

Roll call – All Senators present, except Senators Tanner, Buhler, Wharton, Dmitrich, and Montgomery, excused.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1997 General Session of the Fifty-Second Legislature as the rules for the First Extraordinary Session.

President Beattie appointed a committee comprised of Senators Stephenson, Mayne, Nielson, and Suazo to notify Governor Michael O. Leavitt that the Senate is convened in the First Extraordinary Session in accordance with his proclamation.

Senator Stephenson advised the Senate that the Governor has been notified of the convening of the First Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: April 11, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

DRINKING WATER BOARD

Steve J. Jenkins reappointed as the member from a local health department on the Drinking Water Board for a term to expire May 8, 2001. Section 19-4-103, Utah Code Annotated 1953, as amended.

Linda M. Kruse reappointed as a representative of the public on the Drinking Water Board for a term to expire May 8, 2001. Section 19-4-103, Utah Code Annotated 1953, as amended.

William A. Luce reappointed as the registered professional engineer on the Drinking Water Board for a term to expire May 8, 2001. Section 19-4-103, Utah Code Annotated 1953, as amended.

Daniel D. McArthur reappointed as an elected official of municipal government on the Drinking Water Board for a term to expire May 8, 2001. Section 19-4-103, Utah Code Annotated 1953, as amended.

Chris Webb appointed as an elected official of municipal government on the Drinking Water Board for a term to expire May 8, 2001. Section 19-4-103, Utah Code Annotated 1953, as amended.

Patrick Schlight appointed as a representative of the public on the Drinking Water Board for a term to expire May 8, 2001. Section 19-4-103, Utah Code Annotated 1953, an amended.

BOARD OF BUSINESS AND ECONOMIC DEVELOPMENT

Timothy Anderson reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2001. Section 9-2-203, Utah Code Annotated 1953, as amended.

Gerald Day reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2001. Section 9-2-203, Utah Code Annotated 1953, as amended.

Ted Jacobsen reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2001. Section 9-2-203, Utah Code Annotated 1953, as amended.

Louise Liston reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2001. Section 9-2-203, Utah Code Annotated 1953, as amended.

Robert W. Mendenhall reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2001. Section 9-2-203, Utah Code Annotated 1953, as amended.

Jerry H. Petersen reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2001. Section 9-2-203, Utah Code Annotated 1953, as amended.

Barbara Zimonja reappointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2001. Section 9-2-203, Utah Code Annotated 1953, as amended.

TRANSPORTATION COMMISSION

Glen E. Brown reappointed as a representative of the state at large on the Transportation Commission for a term to expire April 1, 2003. Section 63-49-10, Utah Code Annotated 1953, as amended.

Stephen M. Bodily appointed as a representative of Box Elder, Cache and Rich counties on the Transportation Commission for a term to expire April 1, 2003. Section 63-49-10, Utah Code Annotated 1953, as amended.

SOIL CONSERVATION COMMISSION

Randy A. Greenhalgh reappointed as a member of the Soil Conservation Commission for a term to expire May 8, 2000. Section 4-18-4, Utah Code Annotated 1953, as amended.

Larry Johnson reappointed as a member of the Soil Conservation Commission for a term to expire May 8, 2000. Section 4-18-4, Utah Code Annotated 1953, as amended.

BOARD OF THE UTAH GEOLOGICAL SURVEY

C.W. Berge reappointed as a representative of the Industrial Minerals Industry on the Board of the Utah Geological Survey for a term to expire March 1, 2001. Section 63-73-2, Utah Code Annotated 1953, as amended.

Cary Smith reappointed as representative of the Metals Industry on the Board of the Utah Geological Survey for a term to expire March 1, 2001. Section 63-73-2, Utah Code Annotated 1953, as amended.

Richard Kennedy reappointed as a representative of the Hydrocarbons Industry on the Utah Geological Survey for a term to expire March 1, 2001. Section 63-73-2, Utah Code Annotated 1953, as amended.

Craig V. Nelson appointed as a member knowledgeable in geology as applied to civil engineering on the Board of the Utah Geological Survey for a term to expire March 1, 2001. Section 63-73-2, Utah Code Annotated 1953, as amended.

BOARD OF AGING AND ADULT SERVICES

Vern Kupfer reappointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2001. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Donald R. LeBaron reappointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2001. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Norma W. Matheson reappointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2001. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Elizabeth P. Robertson appointed as a member of the Board of Aging and Adult Services for a term to expire April 1, 2001. Section 62A-1-105, Utah Code Annotated 1953, as amended.

STATE MONEY MANAGEMENT COUNCIL

David R. Wilson reappointed as a member experienced in the banking business on the State Money Management Council for a term to expire March 1, 2001. Section 51-7-16, Utah Code Annotated 1953, as amended.

Nila Dayton appointed as an elected treasurer on the State Money Management Council for a term to expire March 1, 2001. Section 51-7-16, Utah Code Annotated 1953, as amended.

David Zobell appointed as an appointed treasurer filling the unexpired term of Dean R. Nickels on the State Money Management Council for a term to expire March 1, 1999. Section 51-7-16, Utah Code Annotated 1953, as amended.

UTAH DINEH COMMITTEE

Maryleen Tahy appointed to represent the Blue Mountain Dine Chapter and fill the unexpired term of Karolyn Romero on the Utah Dineh Committee for a term to expire June 30, 1998. Section 63-88-107, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt, Governor

Communication filed. Senator Myrin moved to consent to the appointments as read by Sandy D. Tenney. Senators Holmgren, Mayne, C. Peterson, and Hillyard commented. Senator C. Peterson declared a conflict of interest. The motion passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Hillyard	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Buhler	Dmitrich	Evans	Montgomery
Tanner	Taylor	Wharton	

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Stephenson reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:25 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SECOND EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Wednesday, May 21, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Second Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Second Extraordinary Session convening on Wednesday, May 21, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

SECOND EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Second Extraordinary Session at 12:00 noon on Wednesday, May 21, 1997.

The Senate was called to order with President R. Lane Beattie presiding.

Prayer - Senator David Buhler

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1997 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a Second Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 21st day of May, 1997 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1997 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 6th day of May, 1997.
Michael O. Leavitt,
Governor
Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of April 8, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Second Legislature of the State of Utah into a Second Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 21st day of May, 1997, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 6th day of May, 1997.
Olene S. Walker,
Lieutenant Governor

Roll call - All Senators present, except Senators Poulton, Dmitrich, and Wharton excused.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1997 General Session of the Fifty-Second Legislature as the rules for the Second Extraordinary Session.

President Beattie appointed a committee comprised of Senators Montgomery, Taylor and Suazo to notify Governor Michael O. Leavitt that the

Senate is convened in the Second Extraordinary Session in accordance with his proclamation.

Senator Montgomery advised the Senate that the Governor has been notified of the convening of the Second Extraordinary Session.

Annette B. Moore read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: May 5, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

COMMISSION ON CRIMINAL AND JUVENILE JUSTICE

Representative Afton Bradshaw reappointed as a member of the Commission on Criminal and Juvenile Justice for a term to expire January 4, 1999. Section 63-25a-101, Utah Code Annotated 1953, as amended.

LABOR COMMISSION

R. Lee Ellertson appointed as the Commissioner of the Labor Commission for a term to begin on July 1, 1997. Section 34A-1-201, Utah Code Annotated 1953, as amended.

DEPARTMENT OF WORKFORCE SERVICES

Robert Gross appointed as the executive director of the Department of Workforce Services for a term to begin on July 1, 1997. Section 35A-1-201. Utah Code Annotated 1953, as amended.

THIRD DISTRICT COURT

Matthew B. Durrant appointed as a Judge of the District Court of the Third District. Utah Constitution Article VIII, Section 8 and Section 78-3-3, Utah Code Annotated 1953, as amended.

REAL ESTATE APPRAISER REGISTRATION AND CERTIFICATION BOARD

Michael H. Christensen appointed to fill the unexpired term of LeRoy J. Pia, a term to expire July 1, 2000. Section 61-2b-7, Utah Code Annotated 1953, as amended.

BOARD OF SUBSTANCE ABUSE

Julie Day reappointed as a member of the Board of Substance Abuse for a term to expire April 1, 2001. Section 62A-8-108, Utah Code Annotated 1953, as amended.

Richard A. Graves reappointed as a member of the Board of Substance Abuse for a term to expire April 1, 2001. Section 62A-8-108, Utah Code Annotated 1953, as amended.

Kelly Hansen reappointed as a member of the Board of Substance Abuse for a term to expire April 1, 2001. Section 62A-8-108, Utah Code Annotated 1953, as amended.

Stuart D. Wilkinson reappointed as a member of the Board of Substance Abuse for a term to expire April 1, 2001. Section 62A-8-108, Utah Code Annotated 1953, as amended.

UTAH COMPREHENSIVE HEALTH INSURANCE POOL BOARD OF DIRECTORS

Lloyd Carr reappointed as a representative of employers on the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2001. Section 31A-29-104, Utah Code Annotated 1953, as amended.

Dolores Rowland reappointed as a representative of the general public on the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2001. Section 31A-29-104, Utah Code Annotated 1953, as amended.

Mark L. Jensen appointed as a representative of Health Maintenance Organizations on the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2001. Section 31A-29-104, Utah Code Annotated 1953, as amended.

Randy Smart appointed to fill the unexpired term of Trisha Beck for a term to expire June 30, 1999. Section 31A-29-104, Utah Code Annotated 1953, as amended.

Gerald W. Tedrow appointed to fill the unexpired term of Sharon Behunin for a term to expire June 30, 2000. Section 31A-29-104, Utah Code Annotated 1953, as amended.

SOLID AND HAZARDOUS WASTE CONTROL BOARD

Michael A. Faucett, Sr. reappointed as a representative of the private solid waste disposal or recovery industry on the Solid and Hazardous Waste Control Board for a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

Tom R. Hardy reappointed as a representative of municipal government on the Solid and Hazardous Waste Control Board for a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

Charles Judd reappointed as a representative of the hazardous waste disposal industry on the Solid and Hazardous Waste Control Board for a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

Thomas Probert reappointed as a representative of the mining industry on the Solid and Hazardous Waste Control Board for a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

Gayle A. Stevenson reappointed as a representative of county government on the Solid and Hazardous Waste Control Board for a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

Judy Lever appointed as a representative of the general public on the Solid and Hazardous Waste Control Board for a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

Frankie Wood-Black appointed as a representative of the fuel industry on the Solid and Hazardous Waste Control Board for a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt, Governor

Communication filed. Senator Myrin moved that the Senate consent to the appointments as read by Annette B. Moore. Senator Taylor commented. The motion passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Hull	Jones	Mansell

Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Howell	Poulton	Wharton

On motion of Senator C. Peterson, Judge Matthew B. Durrant spoke in Committee of the Whole.

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Montgomery reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:35 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

THIRD EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Wednesday, June 18, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Third Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Third Extraordinary Session convening on Wednesday, June 18, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

THIRD EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Third Extraordinary Session at 12:00 noon on Wednesday, June 18, 1997.

The Senate was called to order with President R. Lane Beattie presiding.

Prayer - Senator Lorin Jones.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1997 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a Third Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 18th day of June, 1997 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1997 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 30th day of May, 1997.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of May 30, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-second Legislature of the State of Utah into a Third Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 18th day of June, 1997, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 30th day of May, 1997.

Olene S. Walker,
Lieutenant Governor

Roll call - All Senators present, except Senators Hillyard and Wharton excused.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1997 General Session of the Fifty-Second Legislature as the rules for the Third Extraordinary Session.

President Beattie appointed a committee comprised of Senators Mansell, Steele, and Dmitrich to notify Governor Michael O. Leavitt that the Senate is convened in the Third Extraordinary Session in accordance with his proclamation.

Senator Mansell advised the Senate that the Governor has been notified of the convening of the Third Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: June 3, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

DEPARTMENT OF PUBLIC SAFETY

Craig L. Dearden reappointed as the Commissioner of Public Safety for a term to expire June 30, 2001. Section 53-1-107, Utah Code Annotated 1953, as amended.

STATE TAX COMMISSION

Pam Hendrickson appointed as a State Tax Commissioner for a term to expire June 30, 2001. Section 59-1-201, Utah Code Annotated 1953, as amended.

REAL ESTATE COMMISSION

Tom Calder appointed as a Real Estate Commissioner for a term to expire June 30, 2001. Section 61-2-5.5, Utah Code Annotated 1953, as amended.

UTAH HOUSING FINANCE AGENCY

Ronald Davis reappointed as a member of the Utah Housing Finance Agency for a term to expire June 1, 2001. Section 9-4-904, Utah Code Annotated 1953, as amended.

Kathy Hale reappointed as a member of the Utah Housing Finance Agency for a term to expire June 1, 2001. Section 9-4-904, Utah Code Annotated 1953, as amended.

Roger C. Reese reappointed as a member of the Utah Housing Finance Agency for a term to expire June 1, 2001. Section 9-4-904, Utah Code Annotated 1953, as amended.

COLLEGE OF EASTERN UTAH BOARD OF TRUSTEES

Mackae Potter reappointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Camille Jensen reappointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

James Banasky reappointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Dan Scartezina appointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

DIXIE COLLEGE BOARD OF TRUSTEES

Marilyn Arnold reappointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Lisa Michelle Church reappointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Robert Linford reappointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

M. Royce Jones appointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Jeannine Holt appointed to fill the unexpired term of Neil Richardson on the Dixie College Board of Trustees for a term to expire June 30, 1999. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SALT LAKE COMMUNITY COLLEGE BOARD OF TRUSTEES

Mary Bangerter reappointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Bonnie Jean Beasley reappointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Thomas Forsgren reappointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Harris Simmons reappointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SNOW COLLEGE BOARD OF TRUSTEES

Gwen McGarry reappointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Robyn E. Kremer reappointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Mark R. Stoddard reappointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Scott Wyatt reappointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SOUTHERN UTAH UNIVERSITY BOARD OF TRUSTEES

Jeff Hatch reappointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

John Yardley reappointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Alice Burns appointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Henry Eyring appointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

UNIVERSITY OF UTAH BOARD OF TRUSTEES

Kenneth P. Burbidge reappointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Claudia S. Luttrell appointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Shelley Thomas appointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Gary Crocker appointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

UTAH STATE UNIVERSITY BOARD OF TRUSTEES

Claudette Eastman reappointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Gayle F. McKeachnie reappointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Lowell S. Peterson reappointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Sara Sinclair appointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

UTAH VALLEY STATE COLLEGE BOARD OF TRUSTEES

Douglas Morrison reappointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Paul K. Sybrowsky reappointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Jack Zenger appointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

David Bradford appointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

WEBER STATE UNIVERSITY BOARD OF TRUSTEES

Diana R. Cortez reappointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Seldon Young reappointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Dan James appointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Jane Brewer appointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

BOARD OF STATE HISTORY

Lori Hunsaker reappointed as a member of the Board of State History for a term to expire April 1, 2001. Section 9-8-204, Utah Code Annotated 1953, as amended.

Carol Cornwall Madsen reappointed as a member of the Board of State History for a term to expire April 1, 2001. Section 9-8-204, Utah Code Annotated 1953, as amended.

Christie Needham reappointed as a member of the Board of State History for a term to expire April 1, 2001. Section 9-8-204, Utah Code Annotated 1953, as amended.

Kim Hyatt appointed as the architect on the Board of State History for a term to expire April 1, 2001. Section 9-8-204, Utah Code Annotated 1953, as amended.

Joel Janetski appointed as the prehistoric archaeologist on the Board of State History for a term to expire April 1, 2001. Section 9-8-204, Utah Code Annotated 1953, as amended.

Mike Homer appointed as a representative of the general public on the Board of State History for a term to expire April 1, 2001. Section 9-8-204, Utah Code Annotated 1953, as amended.

UTAH STATE RETIREMENT BOARD

Mary Ann Garner reappointed as a member of the Utah State Retirement Board for a term to expire July 1, 2001. Section 49-1-202, Utah Code Annotated 1953, as amended.

Marvin Hammond reappointed as a member of the Utah State Retirement Board for a term to expire July 1, 2001. Section 49-1-202, Utah Code Annotated 1953, as amended.

BOARD OF YOUTH CORRECTIONS

Carlie Christensen reappointed as a member of the Board of Youth Corrections for a term to expire April 1, 2001. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

Theresa A. Martinez reappointed as a member of the Board of Youth Corrections for a term to expire April 1, 2001. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

Eldon Money appointed as a member of the Board of Youth Corrections for a term to expire April 1, 2001. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

BOARD OF PARKS AND RECREATION

Bruce L. King reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2001. Section 63-11-14, Utah Code Annotated 1953, as amended.

Jeffrey S. Packer reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2001. Section 63-11-14, Utah Code Annotated 1953, as amended.

Scott Truman reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2001. Section 63-11-14, Utah Code Annotated 1953, as amended.

Lucille Tuttle reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2001. Section 63-11-14, Utah Code Annotated 1953, as amended.

WATER QUALITY BOARD

Ronald C. Sims appointed to fill the unexpired term of David S. Bowles, a term to expire March 1, 1999. Section 19-5-103, Utah Code Annotated 1953, as amended.

William R. Williams appointed to fill the unexpired term of Richard D. Atkinson, a term to expire March 1, 2001. Section 19-5-103, Utah Code Annotated 1953, as amended.

UTAH ARTS COUNCIL BOARD OF DIRECTORS

Douglas D. Alder reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

Sara Lee Gibb reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

Neila Seshachari reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

Helen Wells appointed as a citizen member of the Utah Arts Council Board of Directors for a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

Kathleen Peterson appointed as a citizen member of the Utah Arts Council Board of Directors for a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

Jerald Holyoak appointed as a citizen member of the Utah Arts Council Board of Directors for a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

Neal Hadlock appointed as a sculptor on the Utah Arts Council Board of Directors for a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

UTAH TECHNOLOGY FINANCE CORPORATION BOARD OF TRUSTEES

Larry Holmstrom reappointed as a member of the Utah Technology Finance Corporation board of Trustees for a term to expire June 30, 2000. Section 9-2-704, Utah Code Annotated 1953, as amended.

Michael L. Tullis reappointed as a member of the Utah Technology Finance Corporation Board of Trustees for a term to expire June 30, 2000. Section 9-2-704, Utah Code Annotated 1953, as amended.

WEBER BASIN WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

Wayne Gibson reappointed as a member of the Weber Basin Water Conservancy District Board for a term to expire June 30, 2001. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Stephen Osguthorpe reappointed as a member of the Weber Basin Water Conservancy District Board for a term to expire June 30, 2001. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

SALT LAKE COUNTY WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

Thomas Forsgren reappointed as a member of the Salt Lake County Water Conservancy District Board of Directors for a term to expire May 19, 2001. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Gerald Maloney reappointed as a member of the Salt Lake County Water Conservancy District Board of Directors for a term to expire May 19, 2001. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Dale Gardiner appointed as a member of the Salt Lake County Water Conservancy District Board of Directors for a term to expire May 19, 2001. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

BOARD OF MENTAL HEALTH

Richard C. Ferre reappointed as a member of the Board of Mental Health for a term to expire April 1, 2001. Sections 62A-12-104 and 62A-1-107, Utah Code Annotated 1953, as amended.

Carvel Magleby appointed as a member of the Board of Mental Health for a term to expire April 1, 2001. Sections 62A-12-104 and 62A-1-107, Utah Code Annotated 1953, as amended.

O. William Farley appointed as a member of the Board of Mental Health for a term to expire April 1, 2001. Sections 62A-12-104 and 62A-1-107, Utah Code Annotated 1953, as amended.

Diane Phillips appointed as a member of the Board of Mental Health for a term to expire April 1, 2001. Sections 62A-12-104 and 62A-1-107, Utah Code Annotated 1953, as amended.

YOUTH PAROLE AUTHORITY

Tyrone J. Aranda reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Joel Millard reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Uinise R. Uipi reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Sal Jansson appointed as a member of the Youth Parole Authority for a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

J. Peter Hansen appointed as a member of the Youth Parole Authority for a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

HEALTH DATA COMMITTEE

Eugene W. Chapman reappointed as a member of the Health Data Committee for a term to expire June 30, 2001. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Sandra Lee Peck reappointed as a member of the Health Data Committee for a term to expire June 30, 2001. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Gary Pehrson reappointed as a member of the Health Data Committee for a term to expire June 30, 2001. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Michael J. Stapley reappointed as a member of the Health Data Committee for a term to expire June 30, 2001. Section 26-33a-103, Utah Code Annotated 1953, as amended.

COMMITTEE OF CONSUMER SERVICES

Bette Arial reappointed as a member of the Committee of Consumer Services for a term to expire July 1, 2000. Section 54-10-2, Utah Code Annotated 1953, as amended.

Kent Bateman appointed to fill the unexpired term of Calvin Funk on the Committee of Consumer Services, a term to expire July 1, 1998. Section 54-10-2, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt,
Governor

COMMUNICATION FROM APPOINTMENTS COMMITTEE

Dear President Beattie: June 9, 1997

The Senate Revenue and Taxation Appointments Committee met today to review the appointment by the governor of Pam Hendrickson to the Utah State Tax Commission. Our committee voted unanimously to recommended that Ms. Hendrickson's appointment be confirmed by the Senate.

Thank you for your consideration in this matter.

Senator Howard C. Nielson
Chair

Communication filed. Senator Myrin moved that the Senate consent to the appointments as read by Sandy D. Tenney. Senator Howell commented. The motion passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Hillyard	Wharton

On motion of Senator C. Peterson, Tax Commissioner Pam Hendrickson spoke in Committee of the Whole. Senators Nielson, Buhler, Mantes, Stephenson, and Blackham commented.

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Mansell reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:40 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

FIRST SPECIAL SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened
Wednesday, June 18, 1997

Adjourned Sine Die
Wednesday, June 18, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the First Special Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the First Special Session convening on Wednesday, June 18, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

FIRST SPECIAL SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation by His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in First Special Session at 4:00 p.m. on June 18, 1997.

The Senate was called to order at 4:00 p.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senator Wharton, excused.
Prayer - Senator Lyle W. Hillyard

Annette B. Moore read the following Proclamation and Certification.

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of June 12, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the First-Second Legislature of the State of Utah into a First Special Session at the State Capitol at Salt Lake City, Utah on the 18th day of June, 1997, at 4:00 p.m., for the purposes named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 12th day of June, 1997.

Olene S. Walker,
Lieutenant Governor

PROCLAMATION

WHEREAS, since the adjournment of the 1997 General Session of the Fifty-Second Legislature of the State of Utah, matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6, of the Constitution of the State of Utah, provides that the Governor may, by proclamation, convene the Legislature into a Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, do by this Proclamation call the Fifty-Second Legislature of the State of Utah into the First Special Session at the State Capitol at Salt Lake City, Utah, on the 18th day of June, 1997, at 4:00 p.m., for the following purposes:

1. To clarify the grounds for eviction of mobile home tenants.
2. To consider a concurrent resolution honoring the 1997 Utah JAZZ Basketball Team.
3. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah, done at the State Capitol in Salt Lake City, Utah, this 12th day of June, 1997.

Michael O. Leavitt,
Governor
Olene S. Walker,
Lieutenant Governor

* * *

On motion of Senator Holmgren, the Senate Rules and Joint Rules of the 1997 General Session of the Fifty-Second Legislature were adopted for the First Special Session.

President Beattie appointed a committee comprised of Senators Mansell, Stephenson, and M. Peterson to notify the Governor that the Senate is gathered in

the First Special Session in accordance with his proclamation and that the Senate is organized and ready to do business.

President Beattie appointed a committee comprised of Senators Buhler, Muhlestein, and Steiner to notify the House of Representatives that the Senate is organized and ready to do business.

President Beattie appointed Senators Tanner, Evans, and Mayne to read and revise the Senate Journal for the First Special Session.

Senator Mansell reported that Governor Michael O. Leavitt has been notified the Senate is organized and ready to do business.

Senator Buhler reported that the House had been notified that the Senate is organized and ready to do business.

Representatives Bowman, Beck, and Bigelow notified the Senate that the House is organized and ready to do business.

READING OF TITLES OF BILLS AND RESOLUTIONS

On motion of Senator John P. Holmgren, and as provided by the Utah State Constitution, the Senate voted to suspend the reading of the full titles of all bills and resolutions on the Senate Calendar as they are read the first time and introduced, and as all bills and resolutions are considered on Second Reading, Third Reading and on Consent Calendar. The motion is to apply to all bills and resolutions introduced and read for the remainder of this legislative session, except as an individual senator may request the reading of the full title of any House or Senate bill or resolution.

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Myrin
Nielson	C. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Waddoups
Beattie			

Absent or not voting was: Senator

Buhler	Howell	Mansell	Muhlestein
M. Peterson	Steiner	Taylor	Wharton

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: June 18, 1997

Pursuant to Paragraph 3, Item 3, of the Executive Proclamation calling the 1997 Fifty-Second Legislature into the First Special Session, I am adding the following item to the call:

1. To re-authorize administrative rules and clarify the re-authorization process; and

Mr. President: June 18, 1997

Pursuant to Paragraph 3, Item 3, of the Executive Proclamation calling the 1997 Fifty-Second Legislature into the First Special Session, I am adding the following item to the call:

1. To make certain exemptions from or authorize refunds of the tax on diesel fuel and clarify the process for collection of that tax.

Michael O. Leavitt
Governor

Communications filed.

INTRODUCTION OF BILLS

ADMINISTRATIVE RULES AMENDMENTS

S.B. 1001 *LeRay McAllister*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; CHANGING THE TIME PERIOD FOR THE REAUTHORIZATION OF ADMINISTRATIVE RULES BY THE GOVERNOR; REAUTHORIZING RULES OF STATE AGENCIES; LISTING THOSE RULES NOT TO BE REAUTHORIZED; AND PROVIDING RETROSPECTIVE OPERATION, was read the first time.

COLLECTION OF FUEL TAX AMENDMENTS

S.B. 1002 *Howard A. Stephenson*

AN ACT RELATING TO REVENUE AND TAXATION; AMENDING PROVISIONS FOR THE TAXATION OF DIESEL FUEL; AND PROVIDING AN EFFECTIVE DATE, was read the first time.

RESOLUTION HONORING UTAH JAZZ

S.C.R. 101 *Craig L. Taylor, et al*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR HONORING THE NATIONAL BASKETBALL ASSOCIATION

UTAH JAZZ FOR ITS EXEMPLARY ACCOMPLISHMENTS IN THE 1996-97 SEASON; COMMENDING THE OUTSTANDING SUPPORT OF THE ORGANIZATION AND FANS; AND RECOGNIZING THE SELFLESS DEDICATION OF THE TEAM MEMBERS TO THE STATE AND ITS COMMUNITIES, was read the first time.

On motion of Senator C. Peterson, under suspension of the rules, **S.B. 1001, S.B. 1002,** and **S.C.R. 101** were placed on the Second Reading Calendar.

SECOND READING CALENDAR

S.B. 1001, ADMINISTRATIVE RULES AMENDMENTS, was read the second time. On motion of Senator McAllister, the bill was circled.

* * *

On motion of Senator McAllister, the circle was removed from **S.B. 1001,** ADMINISTRATIVE RULES AMENDMENTS, and it was before the Senate.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 3, Line 18:
   After line 18 insert: "If approved by two-thirds of all members elected to each house, this act takes effect upon approval by the Governor on the day following the constitutional time limit of Utah Constitution Article 7, Section 8 without the Governor's signature or, in case of a veto, the day of veto override."

On motion of Senator McAllister, under suspension of the rules, **S.B. 1001** was read the third time and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting was: Senator
Wharton

S.B. 1001, as amended, was transmitted to the House.

* * *

On motion of Senator Stephenson, under suspension of the rules, **S.B. 1002**, COLLECTION OF FUEL TAX AMENDMENTS, was read the second and third times. Senator Stephenson explained the bill. Senators C. Peterson and Waddoups commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Hillyard	Wharton

S.B. 1002 was transmitted to the House.

* * *

On motion of Senator C. Peterson, and at 4:55 p.m., the Senate sauntered.

The Senate was called to order at 5:55 p.m., with President Beattie presiding.

SECOND READING CALENDAR

On motion of Senator Taylor, under suspension of the rules, **S.C.R. 101**, RESOLUTION HONORING UTAH JAZZ, was read the second and third times. Senator Taylor explained the bill.

On motion of Senator Taylor, the bill was amended as follows:

1. Page 2, Line 13:
   After line 13, insert: "WHEREAS Governor Michael O. Leavitt changed the date of his annual gala and declared Friday, June 6 as "Support Utah Jazz Day;""

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Howell	Wharton

S.C.R. 101, as amended, was transmitted to the House.

* * *

On motion of Senator Taylor, Larry Miller, Utah Jazz owner, spoke in Committee of the Whole. Senators Taylor, Hillyard, Nielsen, Jones, Stephenson, Mayne, Howell, Holmgren, C. Peterson, Dmitrich, and President Beattie commented.

COMMUNICATION FROM THE HOUSE

Mr. President: June 18, 1997

The House passed, as amended, **S.B. 1001,** ADMINISTRATIVE RULES AMENDMENTS, by Representative L. McAllister, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator McAllister, the Senate refused to concur in the House amendments. **S.B. 1001** was returned to the House.

* * *

On motion of Senator Waddoups, under suspension of the rules, the Senate discussed **H.B. 1001,** MOBILE HOME RESIDENT AMENDMENTS. Senator Waddoups explained the bill and Senator Mayne commented.

COMMUNICATION FROM THE HOUSE

Mr. President: June 18, 1997

The House passed, as amended, **H.B. 1001**, MOBILE HOME RESIDENT AMENDMENTS, by Representative L. Frandsen, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 1001** was read the first time. On motion of Senator Hillyard, under suspension of the rules, **H.B. 1001** was placed on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Waddoups, under suspension of the rules, **H.B. 1001**, MOBILE HOME RESIDENT AMENDMENTS, was read the second and third times. Senator Waddoups explained the bill. Senators Hillyard and Mansell commented.

Senator Mansell moved the following amendment:

1. Page 3, Line 2:
   After Line 2 insert: "(8) Beginning July 1, 2001, notwithstanding Subsection (1), a lease may be terminated without cause by a mobile home park or its agents after ten years, or if the lease provides a longer term, at the end of that term, by giving no less than 120 days written notice to the resident of the mobile home park of the mobile home park's intention not to renew the resident's lease. If at the end of the 120 days the resident has not returned the mobile home space to the mobile home park, eviction proceedings may be initiated immediately."

Senators Montgomery, Mayne, and C. Peterson commented.

Senator Myrin made a substitute motion to delete the amendments made in the House and return the bill to its original format. Senators Hillyard and Waddoups commented. The motion passed on a voice vote.

The bill passed on the following roll call:

Yeas, 21; Nays, 6; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull

Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steiner	Suazo	Waddoups
Beattie			

Voting in the negative were: Senators

Mansell	Myrin	Poulton	Stephenson
Tanner	Taylor		

Absent or not voting were: Senators

Steele	Wharton

H.B. 1001, as amended, was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: June 18, 1997

The House passed, **S.B. 1002**, COLLECTION OF FUEL TAX AMENDMENTS, by Senator H. Stephenson, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 1002 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: June 18, 1997

The House passed, **S.C.R. 101**, RESOLUTION HONORING UTAH JAZZ, by Senator C. Taylor, et al, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.C.R. 101 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

On motion of Senator C. Peterson, and at 7:40 p.m., the Senate sauntered.

The Senate was called to order at 8:15 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: June 18, 1997

The House passed, upon further consideration, as amended, **S.B. 1001**, ADMINISTRATIVE RULES AMENDMENTS, by Senator L. McAllister, and it is transmitted for further consideration.

The amendments include Page 2, Lines 26 and 27, reinstate "on or before April 15", and delete "April 15" and insert "June 15" and include the Senate amendments on Page 3, Lines 18a through 18d, and all of the other amendments contained in the original bill.

Carole E. Peterson, Chief Clerk

On motion of Senator McAllister, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steiner	Stephenson	Suazo	Tanner
Taylor	Beattie		

Absent or not voting were: Senators

Steele	Waddoups	Wharton

S.B. 1001 was returned to the House.

* * *

Mr. President: June 18, 1997

The House concurred in the Senate amendments and passed **H.B. 1001**, MOBILE HOME RESIDENT AMENDMENTS, by Representative L. Frandsen, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 1001 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: June 18, 1997

The Speaker of the House has signed **S.B. 1001**, ADMINISTRATIVE RULES AMENDMENTS, by Senator L. McAllister, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 1001 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

President Beattie appointed Senators Nielson, Poulton, and Suazo to wait upon the Governor and ask if he has any further business to bring before the Senate.

President Beattie appointed Senators Myrin, Montgomery, and Mayne to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

Representatives Short, Murray, and Anderson notified the Senate that the House has concluded its business and is ready to adjourn sine die.

On motion of Senator C. Peterson, and at 8:40 p.m., the First Special Session of the Fifty-Second Legislature adjourned sine die

INDEX

S.B. 1001 -- ADMINISTRATIVE RULES AMENDMENTS *(L. McAllister)*
Read the first time 22
Placed on calendar 23
Read the second time 23
Amendments 23
Read the third time 23
Transmitted to the House 24
Refused to Concur 25
Concurrence 28
Signed by the President and transmitted to the Governor 28

S.B. 1002 -- COLLECTION OF FUEL TAX AMENDMENTS *(H. Stephenson)*
Read the first time 22
Placed on calendar 23
Read the second and third times 24
Transmitted to the House 24
Signed by the President and transmitted to the Governor 27

S.C.R 101 -- RESOLUTION HONORING UTAH JAZZ *(C. Taylor, et al)*
Read the first time 23
Placed on calendar 23
Read the second and third times 24
Amendments 24
Transmitted to the House 25
Signed by the President and transmitted to the Governor 27

H.B. 1001 -- MOBILE HOME RESIDENT AMENDMENTS *(L. Frandsen)*
Read the first time and placed on calendar 26
Read the second and third times 26
Amendments 26
Transmitted to the House 27
Signed by the President and returned to the House 28

STATE OF UTAH

SENATE JOURNAL

FOURTH EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened and Adjourned on
Wednesday, July 16, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fourth Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Fourth Extraordinary Session convening on Wednesday, July 16, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

FOURTH EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Fourth Extraordinary Session at 12:40 p.m. on Wednesday, July 16, 1997.

The Senate was called to order with President R. Lane Beattie presiding.
Prayer - Senator Nathan Tanner.
Annette B. Moore read the following Proclamation and Certification:

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of July 1, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-second Legislature of the State of Utah into a Fourth Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 16th day of July, 1997, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 1st day of July, 1997.

Olene S. Walker,
Lieutenant Governor

PROCLAMATION

WHEREAS, since the close of the 1997 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a Fourth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 16th day of July, 1997 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1997 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 1st day of July, 1997.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

* * *

Roll call – All Senators present, except Senators Steiner, Suazo, and Wharton excused.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1997 General Session of the Fifty-Second Legislature as the rules for the Fourth Extraordinary Session.

President Beattie appointed a committee comprised of Senators Jones, Holmgren, and M. Peterson to notify Governor Michael O. Leavitt that the Senate is convened in the Fourth Extraordinary Session in accordance with his proclamation.

Senator Jones advised the Senate that the Governor has been notified of the convening of the Fourth Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: June 3, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

SNOW COLLEGE BOARD OF TRUSTEES

Carl Albrecht appointed to fill the unexpired term of Pam Hendrickson on the Snow College Board of Trustees, a term to expire June 30, 1999. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SCHOOL AND INSTITUTIONAL TRUST LANDS BOARD OF TRUSTEES

Lonnie M. Bullard appointed as a member of the School and Institutional Trust Lands Board of Trustees for a term to expire July 1, 2003. Section 53C-1-202, Utah Code Annotated 1953, as amended.

WILDLIFE BOARD

Rick E. Danvir reappointed as a member of the Wildlife Board for a term to expire August 15, 2003. Section 23-14-2, Utah Code Annotated 1953, as amended.

Brenda Freeman reappointed as a member of the Wildlife Board for a term to expire August 15, 1999. Section 23-14-2, Utah Code Annotated 1953, as amended.

BOARD OF TRAVEL DEVELOPMENT

Kirk Green reappointed as a member of the Board of Travel Development for a term to expire July 1, 2001. Section 9-3-202, Utah Code Annotated 1953, as amended.

Jessica L. Stabrylla reappointed as a member of the Board of Travel Development for a term to expire July 1, 2001. Section 9-3-202, Utah Code Annotated 1953, as amended.

Randall G. Harmsen appointed as a member of the Board of Travel Development for a term to expire July 1, 2001. Section 9-3-202, Utah Code Annotated 1953, as amended.

BOARD OF SERVICES FOR PEOPLE WITH DISABILITIES

Terry Buckner reappointed as a member of the Board of Services for People with Disabilities for a term to expire April 1, 2001. Section 62A-1-105 & 62A-5-105, Utah Code Annotated 1953, as amended.

Earl Jay Peck reappointed as a member of the Board of Services for People with Disabilities for a term to expire April 1, 2001. Section 62A-1-105 & 62A-5-105, Utah Code Annotated 1953, as amended.

Mary Paulsen appointed as a member of the Board of Services for People with Disabilities for a term to expire April 1, 2001. Section 62A-1-105 & 62A-5-105, Utah Code Annotated 1953, as amended.

REAL ESTATE APPRAISER REGISTRATION AND CERTIFICATION BOARD

Dorothy M. Burnham reappointed as a member of the Real Estate Appraiser Registration and Certification Board for a term to expire July 1, 2001. Section 61-2b-7, Utah Code Annotated 1953, as amended.

Ervin R. Holmes appointed as a member of the Real Estate Appraiser Registration and Certification Board for a term to expire July 1, 2001. Section 61-2b-7, Utah Code Annotated 1953, as amended.

STATE MONEY MANAGEMENT COUNCIL

Larry Richardson appointed as an elected treasurer on the State Money Management Council for a term to expire March 1, 2001. Section 51-7-16, Utah Code Annotated 1953, as amended.

STATE BOARD OF FINANCIAL INSTITUTIONS

Scott G. Earl reappointed as a member of the State Board of Financial Institutions for a term to expire July 1, 2001. Section 7-1-203, Utah Code Annotated 1953, as amended.

Dan P. Mercer reappointed as a member of the State Board of Financial Institutions for a term to expire July 1, 2001. Section 7-1-203, Utah Code Annotated 1953, as amended.

Alta Earl appointed as a member of the State Board of Financial Institutions for a term to expire July 1, 2001. Section 7-1-203, Utah Code Annotated 1953, as amended.

UTAH INDIAN COOPERATIVE COUNCIL

Milton Hooper reappointed as a member of the Ibapah Goshute tribe on the Utah Indian Cooperative Council for a term to expire July 1, 2001. Section 9-9-109, Utah Code Annotated 1953, as amended.

Mae T. Parry reappointed as a member of the Northwestern Shoshoni Tribe on the Utah Indian Cooperative Council for a term to expire July 1, 2001. Section 9-9-109, Utah Code Annotated 1953, as amended.

Mary Jane Yazzie reappointed as a member of the Ute Mountain Ute Tribe on the Utah Indian Cooperative Council for a term to expire July 1, 2001. Section 9-9-109, Utah Code Annotated 1953, as amended.

O. Roland McCook appointed as a member of the Ute Tribe, filling the unexpired term of Curtis Cesspooch, on the Utah Indian Cooperative Council for a term to expire November 1, 1997. Section 9-9-109, Utah Code Annotated 1953, as amended.

Robert Billie Whitehorse appointed as a member of the Navajo Nation, filling the unexpired term of Andrew Tso, on the Utah Indian Cooperative Council for a term to expire September 1, 1999. Section 9-9-109, Utah Code Annotated 1953, as amended.

Mary J. Allen appointed as a member of the Skull Valley Goshute Tribe on the Utah Indian Cooperative Council for a term to expire July 1, 1999. Section 9-9-109, Utah Code Annotated 1953, as amended.

RADIATION CONTROL BOARD

James J. Thompson appointed to fill the unexpired term of Khosrow Semnani on the Radiation Control Board, a term to expire July 1, 2000. Section 19-3-103, Utah Code Annotated 1953, as amended.

SALT LAKE COUNTY WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

Denis R. Morrill appointed to fill the unexpired term of Gary Swensen on the Salt Lake County Water Conservancy District Board of Directors, a term to expire May 30, 2000. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt,
Governor

Communication filed. Senator Myrin moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Steiner	Suazo	Wharton

* * *

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Jones reported that the committee has notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:55 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SECOND SPECIAL SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened
Wednesday, July 16, 1997

Adjourned Sine Die
Wednesday, July 16, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Second Special Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Secpmd Special Session convening on Wednesday, July 16, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

SECOND SPECIAL SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation by His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in Second Special Session at 12:55 p.m. on July 16, 1997.

The Senate was called to order at 12:55 p.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Suazo and Steiner, excused.

Annette B. Moore read the following Proclamation and Certification.

OFFICE OF THE LIEUTENANT GOVERNOR CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of July 16, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Fifty-second Legislature of the State of Utah into a Second Special Session at the State Capitol at Salt Lake City, Utah on the 16th day of July, 1997, at 12:30 p.m., for the purposes named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 16th day of July, 1997.

Olene S. Walker,
Lieutenant Governor

PROCLAMATION

WHEREAS, since the adjournment of the 1997 General Session of the Fifty-Second Legislature of the State of Utah, matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6, of the Constitution of the State of Utah, provides that the Governor may, by proclamation, convene the Legislature into a Special Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, do by this Proclamation call the Fifty-Second Legislature of the State of Utah into the Second Special Session at the State Capitol at Salt Lake City, Utah, on the 16th day of July, 1997, at 12:30 p.m., for the following purposes:

1. To provide for the treatment of disputed property taxes.
2. To modify certain provisions of local government law.
3. To authorize compensation for the Blue Ribbon Commission on the Workers' Compensation Fund of Utah.
4. And, to consider such other measures as may be brought to the attention of the Legislature by supplemental communication from the Governor before or during the Special Session hereby called.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah, done at the State Capitol in Salt Lake City, Utah, this 16th day of July, 1997.

Michael O. Leavitt,
Governor
Olene S. Walker,
Lieutenant Governor

* * *

President Beattie appointed a committee comprised of Senators Steele, Muhlestein, and Dmitrich to notify the Governor that the Senate is gathered in the Second Special Session in accordance with his proclamation and that the Senate is organized and ready to do business.

President Beattie appointed a committee comprised of Senators Taylor, Poulton, and Mayne to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Hatch, Iverson, and King notified the Senate that the House is organized and ready to do business.

On motion of Senator Holmgren, the Senate Rules and Joint Rules of the 1997 General Session of the Fifty-Second Legislature were adopted for the Second Special Session.

President Beattie appointed Senators Buhler, Montgomery, and Hull to read and revise the Senate Journal for the Second Special Session.

READING OF TITLES OF BILLS AND RESOLUTIONS

On motion of Senator John P. Holmgren, and as provided by the Utah State Constitution, the Senate voted to suspend the reading of the full titles of all bills and resolutions on the Senate Calendar as they are read the first time and introduced, and as all bills and resolutions are considered on Second Reading, Third Reading, and on Consent Calendar. The motion is to apply to all bills and resolutions introduced and read for the remainder of this legislative session, except as an individual senator may request the reading of the full title of any House or Senate bill or resolution.

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Stephenson	Tanner	Waddoups	Beattie

Absent or not voting were: Senators

Poulton	Steiner	Suazo	Taylor
Wharton			

Senator Steele reported that Governor Michael O. Leavitt has been notified the Senate is organized and ready to do business.

Senator Taylor reported that the House has been notified that the Senate is organized and ready to do business.

INTRODUCTION OF BILL

BLUE RIBBON COMMISSION ON WORKERS' COMPENSATION FUND OF UTAH - LEGISLATIVE MEMBER COMPENSATION

S.B. 2001 *Senator Craig Peterson*

AN ACT RELATING TO LABOR; PROVIDING COMPENSATION FOR LEGISLATIVE MEMBERS OF THE BLUE RIBBON COMMISSION ON THE WORKERS' COMPENSATION FUND OF UTAH; APPROPRIATING $6,250 TO THE SENATE AND HOUSE OF REPRESENTATIVES TO PAY FOR COMPENSATION AND EXPENSES; PROVIDING RETROSPECTIVE OPERATION; AND PROVIDING AN EFFECTIVE DATE, was read the first time.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **S.B. 2001** was placed at the top of the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator C. Peterson, under suspension of the rules, **S.B. 2001,** BLUE RIBBON COMMISSION ON WORKERS' COMPENSATION FUND OF UTAH - LEGISLATIVE MEMBER COMPENSATION, was read the second and third times. Senator C. Peterson explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Steiner	Suazo	Wharton

S.B. 2001 was transmitted to the House.

• • •

On motion of Senator Blackham and at 1:20 p.m., the Senate voted to saunter.

The Senate was called to order at 1:45 p.m., with President Beattie presiding.

INTRODUCTION OF BILL

TREATMENT OF DISPUTED PROPERTY TAXES

S.B. 2002 *Howard C. Nielson*

AN ACT RELATING TO THE PROPERTY TAX ACT; REPEALING THE REQUIREMENT THAT COUNTY TREASURERS ESCROW DISPUTED PROPERTY TAX AMOUNTS; INCLUDING DISPUTED PROPERTY VALUES IN THE CALCULATION OF AGGREGATE TAXABLE VALUE; REPEALING THE PROVISIONS LIMITING ADJUSTMENTS TO AN ASSESSMENT ROLL FOR COUNTIES AND SCHOOL DISTRICTS; REPEALING THE PROVISIONS LIMITING AMOUNTS A COUNTY OR SCHOOL DISTRICT IS REQUIRED TO ESCROW; REPEALING PROVISIONS REQUIRING THE STATE AND TAXING ENTITIES TO INCLUDE AMOUNTS RELEASED FROM ESCROW AS PROPERTY TAX REVENUES; REPEALING PROVISIONS DEFINING AD VALOREM PROPERTY TAX REVENUES TO INCLUDE PROPERTY TAXES OR ACCRUED INTEREST RELEASED FROM ESCROW; REPEALING THE REQUIREMENT THAT DISPUTED VALUES BE CONTAINED ON PROPERTY TAX NOTICES; REPEALING THE REQUIREMENT THAT PROPERTY OWNERS DESIGNATE WITH DISPUTED PROPERTY TAXES THE AMOUNT OF DISPUTED VALUE AND THE AMOUNT OF TAXES LEVIED ON THE DISPUTED VALUE; REPEALING THE REQUIREMENT THAT COUNTY TREASURERS REFUND AMOUNTS DUE TO A PROPERTY OWNER WITHIN 45 DAYS AFTER AN APPEAL IS RESOLVED; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read the first time and placed on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Nielson, under suspension of the rules, **S.B. 2002**, TREATMENT OF DISPUTED PROPERTY TAXES, was read the second and third times. Senator Nielson explained the bill. Senators Taylor, Hillyard, and Mayne commented. The bill passed on the following roll call:

Yeas, 22; Nays, 4; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative were: Senators

Dmitrich	Howell	Hull	Wharton

Absent or not voting were: Senators

Buhler	Steiner	Suazo

S.B. 2002 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: July 16, 1997

The House passed, **S.B. 2001**, BLUE RIBBON COMMISSION ON WORKERS' COMPENSATION FUND OF UTAH - LEGISLATIVE MEMBER COMPENSATION, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 2001 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: July 16, 1997

The House passed **H.B. 2001**, LOCAL GOVERNMENT LAW AMENDMENTS, by Representative M. Brown, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 2001** was read the first time and under suspension of the rules was placed on the Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator C. Peterson, under suspension of the rules, **H.B. 2001**, LOCAL GOVERNMENT LAW AMENDMENTS, was read the second and third times. Senator C. Peterson explained the bill. Senators Nielson and Mayne commented. The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	M. Peterson
Poulton	Steele	Stephenson	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Mansell	Nielson

Absent or not voting were: Senators

Buhler	Steiner	Suazo

H.B. 2001 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham and at 2:15 p.m., the Senate voted to saunter.

The Senate was called to order at 2:45 p.m., with President Beattie presiding.

COMMUNICATION FROM THE HOUSE

Mr. President: July 16, 1997

The House passed, **S.B. 2002**, TREATMENT OF DISPUTED PROPERTY TAXES, by Senator H. Nielson, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 2002 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

President Beattie appointed Senators Mansell, Stephenson, and Wharton to wait upon the Governor and ask if he has any further business to bring before the Senate.

President Beattie appointed Senators Waddoups, Nielson, and M. Peterson to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

Representatives Bradshaw, Davis, and Holladay notified the Senate that the House has concluded its business and is ready to adjourn sine die.

Senator Waddoups reported the House has been notified that the Senate has concluded its business and is ready to adjourn sine die.

Senator Mansell advised members of the Senate that his committee has notified the Governor that the Senate has concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 2:50 p.m., the Second Special Session of the Fifty-Second Legislature adjourned sine die.

PAGE INDEX

S.B. 2001 — BLUE RIBBON COMMISSION ON WORKERS' COMPENSATION FUND OF UTAH - LEGISLATIVE MEMBER COMPENSATION *(C. Peterson)*
Read the first time 44
Read the second time 44
Read the third time 44
Transmitted to the House 44
Signed by the President and transmitted to the Governor 46

S.B. 2002 — TREATMENT OF DISPUTED PROPERTY TAXES *(H. Nielson)*
Read the first time 45
Read the second time 45
Read the third time 45
Signed by the President and transmitted to the Governor 47

H.B. 2001 — LOCAL GOVERNMENT LAW AMENDMENTS *(M. Brown)*
Read for the first time 46
Read the second time 46
Read the third time 46
Signed by the President and returned to the House 47

STATE OF UTAH

SENATE JOURNAL

FIFTH EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened and Adjourned on
Wednesday, August 20, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fifth Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Fifth Extraordinary Session convening on Wednesday, August 20, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Sarah J. Streator
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

FIFTH EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Fifth Extraordinary Session at 2:00 p.m. on Wednesday, August 20, 1997.

The Senate was called to order with Senator Blackham presiding.

Prayer - Senator LeRay McAllister.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1997 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a Fifth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 20th day of August, 1997 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1997 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 4th day of August, 1997.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of August 4, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-second Legislature of the State of Utah into a Fifth Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 20th day of August, 1997, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 4th day of August, 1997.

Olene S. Walker,
Lieutenant Governor

Roll call - All Senators present, except Senators Buhler, Howell, and Wharton, excused.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1997 General Session of the Fifty-Second Legislature as the rules for the Fifth Extraordinary Session.

President Beattie appointed a committee comprised of Senators Evans, Tanner, and Steiner to notify Governor Michael O. Leavitt that the Senate is convened in the Fifth Extraordinary Session in accordance with his proclamation.

Senator Evans advised the Senate that the Governor has been notified of the convening of the Fifth Extraordinary Session.

Annette B. Moore read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: July 1, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

THIRD DISTRICT JUVENILE COURT

Charles D. Behrens, Jr. appointed as a Judge of the Juvenile Court of the third Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3a-107, Utah Code Annotated 1953, as amended; and

Dear President Beattie and Members of the Senate: July 23, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

THIRD DISTRICT COURT

Anthony B. Quinn appointed as a Judge of the District Court of the Third Judicial District. Utah Constitution Arcle VIII, Section 8 and Section 78-3-3, Utah Code Annotated 1953, as amended; and

Dear President Beattie and Members of the Senate: June 3, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

DEPARTMENT OF CORRECTIONS

H.L. "Pete" Haun appointed as the Executive Director of the Department of Corrections. Section 64-13-3, Utah Code Annotated 1953, as amended.

STATE OLYMPIC COORDINATOR

Thomas R. Hardy appointed as the State Olympics Coordinator. Section 63A-9-203, Utah Code Annotated 1953, as amended.

STATE BOARD OF REGENTS

Pamela J. Atkinson reappointed as a member of the State Board of Regents for a term to expire June 30, 2003. Section 53B-1-104, Utah Code Annotated 9153, as amended.

L. Brent Hoggan reappointed as a member of the State Board of Regents for a term to expire June 30, 2003. Section 53B-1-104, Utah Code Annotated 9153, as amended.

Charles E. Johnson appointed as a member of the State Board of Regents for a term to expire June 30, 2003. Section 53B-1-104, Utah Code Annotated 9153, as amended.

David James Jordan appointed as a member of the State Board of Regents for a term to expire June 30, 2003. Section 53B-1-104, Utah Code Annotated 9153, as amended.

Victor L. Lund appointed as a member of the State Board of Regents for a term to expire June 30, 2003. Section 53B-1-104, Utah Code Annotated 9153, as amended.

Andrew Croshaw appointed as the student regent on the State Board of Regents for a term to expire June 30, 1998. Section 53B-1-104, Utah Code Annotated 1953, as amended.

SOUTHERN UTAH UNIVERSITY BOARD OF TRUSTEES

Steven E. Snow appointed to fill the unexpired term of David James Jordan on the Southern Utah University Board of Trustees, a term to expire June 30, 1999. Section 53B-2-104, Utah Code Annotated 1953, as amended.

UTAH VALLEY STATE COLLEGE BOARD OF TRUSTEES

Marlon O. Snow appointed to fill the unexpired term of Linda D. Lund on the Utah Valley State College Board of Trustees, a term to expire June 30, 1999. Section 53B-2-104, Utah Code Annotated 1953, as amended.

BOARD OF PARDONS AND PAROLE

Keith N. Hamilton appointed to fill the unexpired term of H.L. "Pete" Haun on the Board of Pardons and Parole, a term to expire February 28, 1998. Section 77-27-2, Utah Code Annotated 1953, as amended.

UPPER SEVIER
WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

Layne Blood reappointed as a member of the Upper Sevier Water Conservancy District Board of Directors for a term to expire April 1, 1997. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Paul R. Swalburg reappointed as a member of the Upper Sevier Water Conservancy District Board of Directors for a term to expire April 1, 1997. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

UTAH SPORTS AUTHORITY

Heidi Voelker appointed as an athlete member of the Utah Sports Authority for a term to expire January 1, 1998. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Jon Owen appointed as an athlete member of the Utah Sports Authority for a term to expire January 1, 2000. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Jim Holland appointed as an athlete member of the Utah Sports Authority for a term to expire January 1, 1998. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Joan E. Guetschow appointed as an athlete member of the Utah Sports Authority for a term to expire January 1, 2000. Section 63A-7-104, Utah Code Annotated 1953, as amended.

WATER QUALITY BOARD

J. Ann Wechsler reappointed as a member of the Water Quality Board for a term to expire March 1, 2001. Section 19-5-103, Utah Code Annotated 1953, as amended.

PRIVATE ACTIVITY BOND REVIEW BOARD

Gayle M. Aldred reappointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 2001. Section 9-4-503, Utah Code Annotated 1953, as amended.

Mark Altom reappointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 1999. Section 9-4-503, Utah Code Annotated 1953, as amended.

Monte Munns appointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 1999. Section 9-4-503, Utah Code Annotated 1953, as amended.

Phil Goodrich reappointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 2001. Section 9-4-503, Utah Code Annotated 1953, as amended.

Brad Olch reappointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 2001. Section 9-4-503, Utah Code Annotated 1953, as amended.

Harley Hales appointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 1999. Section 9-4-503, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt, Governor

Communications filed. Senator Myrin moved to consent to the appointments as read by Annette B. Moore. Senators Taylor, Evans, and Steiner commented. Senators Evans and Steiner declared a conflict of interest. The motion passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Wharton

On motion of Senator C. Peterson, Judge Anthony B. Quinn, Judge Charles D. Behrens, Jr, and Executive Director of the Department of Corrections, H.L. "Pete" Haun spoke in Committee of the Whole. Senators Hillyard, Beattie, and Myrin commented.

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Evans reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 2:50 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SIXTH EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened and Adjourned on
Wednesday, October 22, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Sixth Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Sixth Extraordinary Session convening on Wednesday, October 22, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Sarah J. Streator
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

SIXTH EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Sixth Extraordinary Session at 12:00 p.m. on Wednesday, October 22, 1997.

The Senate was called to order with Senator Beattie presiding.

Prayer - Senator Al Mansell.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1997 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a Sixth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 22th day of October, 1997 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1997 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 10th day of October, 1997.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of October 10, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-second Legislature of the State of Utah into a Sixth Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 22th day of October, 1997, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 10th day of October, 1997.

Olene S. Walker,
Lieutenant Governor

Roll call - All Senators present, except Blackham, Buhler, Dmitrich, Montgomery, and Poulton excused.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1997 General Session of the Fifty-Second Legislature as the rules for the Sixth Extraordinary Session.

President Beattie appointed a committee comprised of Senators Myrin, Jones, and Hull to notify Governor Michael O. Leavitt that the Senate is convened in the Sixth Extraordinary Session in accordance with his proclamation.

Senator Myrin advised the Senate that the Governor has been notified of the convening of the Sixth Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: October 7, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

THIRD DISTRICT COURT

Ann Boyden appointed as a Judge of the District Court of the Third Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3-3, Utah Code Annotated 1953, as amended.

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

DEPARTMENT OF HUMAN SERVICES

Robin Arnold-Williams appointed as the Executive Director of the Department of Human Services. Section 62A-1-108, Utah Code Annotated 1953, as amended.

STATE OLYMPIC COORDINATOR

John E. Fowler appointed as the State Olympic Coordinator. Section 63A-9-203, Utah Code Annotated 1953, as amended.

UTAH COMMISSION ON UNIFORM STATE LAWS

Lyle W. Hillyard reappointed as a member of the Utah Commission on Uniform State Laws for a term to expire June 30, 2001. Section 68-4-5, Utah Code Annotated 1953, as amended.

ALCOHOLIC BEVERAGE CONTROL COMMISSION

Larry Lunt appointed to fill the unexpired term of Jerry D. Fenn on the Alcoholic Beverage Control Commission, a term to expire July 1, 1999. Section 32A-1-106, Utah Code Annotated 1953, as amended.

WORKERS' COMPENSATION FUND BOARD OF DIRECTORS

Howard E. Dransfield appointed as a member of the Workers' Compensation Fund Board of Directors for a term to expire June 30, 2001. Section 35-3-5, Utah Code Annotated 1953, as amended.

CORRECTIONS ADVISORY COUNCIL

Donald L. Harwell reappointed as a member of the Corrections Advisory Council for a term to expire April 1, 2001. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

V. Kim Martinez reappointed as a member of the Corrections Advisory Council for a term to expire April 1, 2001. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Morris R. Sterrett reappointed as a member of the Corrections Advisory Council for a term to expire April 1, 2001. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Frank Wilkins appointed as a member of the Corrections Advisory Council for a term to expire April 1, 2001. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Bruce Blackham appointed as a member of the Corrections Advisory Council for a term to expire April 1, 1999. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

LABOR COMMISSION APPEALS BOARD

Colleen Colton appointed as the chair of the Labor Commission Appeals Board for a term to expire March 1, 2003. Section 34A-1-205, Utah Code Annotated 1953, as amended.

Stephen J. Beeley appointed to represent employers on the Labor Commission Appeals Board for a term to expire March 1, 2001. Section 34A-1-205, Utah Code Annotated 1953, as amended.

L. Zane Gill appointed to represent employees on the Labor Commission Appeals Board for a term to expire March 1, 1999. Section 34A-1-205, Utah Code Annotated 1953, as amended.

SEARCH AND RESCUE ADVISORY BOARD

Deb Spangler appointed as a member of the Search and Rescue Advisory Board for a term to expire July 1, 2001. Section 53-2-108, Utah Code Annotated 1953, as amended.

BOARD OF AGING AND ADULT SERVICES

William M. Harper appointed to fill the unexpired term of Donald R. LeBaron on the board of Aging and Adult Services, a term to expire April 1, 2001. Section 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

UTAH INDIAN COOPERATIVE COUNCIL

O. Roland McCook reappointed as a member of the Utah Indian Cooperative Council for a term to expire July 1, 2001. Section 9-9-109, Utah Code Annotated 1953, as amended.

UTAH DINEH COMMITTEE

Jaime R. Holgate appointed to represent the Navajo Mountain Chapter of the Navajo Tribe and to fill the unexpired term of Edward Luna on the Utah Dineh Committee, a term to expire June 30, 1998. Section 63-88-107, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt, Governor

Communications filed.

COMMUNICATION FROM THE HUMAN SERVICES CONFIRMATION COMMITTEE

Dear President Beattie and Members of the Senate: October 22, 1997

The Human Services Confirmation Committee recommends, upon the vote of 4-0-1, that the Senate confirm the appointment of Ms. Robin Arnold-Williams as the executive director of the Department of Human Services.

Nathan C. Tanner
Committee Chair

Communication filed. Senator Myrin moved that the Senate consent to the appointments as read by Sandy D. Tenney. Senators Taylor and Tanner

commented. Senator Hillyard declared a conflict of interest. The motion passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Evans	Hillyard	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Wharton	Beattie	

Voting in the negative was: Senator
Muhlestein

Absent or not voting were: Senators

Blackham	Buhler	Dmitrich	Montgomery
Waddoups			

On motion of Senator Myrin, Howard E. Dransfield was appointed as a member of the Workers' Compensation Fund Board of Directors for a term to expire June 30, 2000. Section 35-3-5, Utah Code Anotated 1953, as amended. The motion passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Buhler	Dmitrich	Evans
Montgomery	Waddoups		

On motion of Senator C. Peterson, Ann Boyden, Judge of the District Court of the Third Judicial District, spoke in Committee of the Whole. Senators Beattie and C. Peterson commented.

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Myrin reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:45 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SEVENTH EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened and Adjourned on
Wednesday, November 19, 1997

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Seventh Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Seventh Extraordinary Session convening on Wednesday, November 19, 1997 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

SEVENTH EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Seventh Extraordinary Session at 12:10 p.m. on Wednesday, November 19, 1997.

The Senate was called to order with Senator Beattie presiding.

Prayer - Senator Nathan Tanner.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1997 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a Sixth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 19th day of November, 1997 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1997 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 3rd day of November, 1997.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of November 3, 1997, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-second Legislature of the State of Utah into a Sixth Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 19th day of November, 1997, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1997 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 3rd day of November, 1997.

Olene S. Walker,
Lieutenant Governor

Roll call – All Senators present, except Senators R. M. Evans and Mantes excused.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1997 General Session of the Fifty-Second Legislature as the rules for the Seventh Extraordinary Session.

President Beattie appointed a committee comprised of Senators Myrin, Jones, and Hull to notify Governor Michael O. Leavitt that the Senate is convened in the Seventh Extraordinary Session in accordance with his proclamation.

Senator McAllister advised the Senate that the Governor has been notified of the convening of the Seventh Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: November 4, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

BOARD OF CHILD AND FAMILY SERVICES

Scott Clark reappointed as a member of the Board of Child and Family Services for a term to expire July 1, 2000. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

Gladys G. Hale reappointed as a member of the Board of Child and Family Services for a term to expire July 1, 2000. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

Annie Mason reappointed as a member of the Board of Child and Family Services for a term to expire July 1, 2000. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

Elaine Platt reappointed as a member of the Board of Child and Family Services for a term to expire July 1, 1998. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

SECURITIES ADVISORY BOARD

W. Rex Thornton appointed as a member of the Securities Advisory Board for a term to expire July 1, 2000. Section 61-1-18.5, Utah Code Annotated 1953, as amended.

Richard M. Smiley appointed as a citizen member of the Securities Advisory Board for a term to expire July 1, 2000. Section 61-1-18.5, Utah Code Annotated 1953, as amended.

CRIME VICTIMS REPARATIONS BOARD

David A. Tomb appointed as the mental health care provider on the Crime Victims Reparations Board for a term to expire April 15, 1999. Section 63-25a-404, Utah Code Annotated 1953, as amended.

Afton Ririe appointed as a citizen member of the Crime Victims Reparations Board for a term to expire April 15, 1999. Section 63-25a-404, Utah Code Annotated 1953, as amended.

Mark Shurtleff appointed to fill the unexpired term of Jeffrey Gabardi on the Crime Victims Reparations Board, a term to expire April 15, 2001. Section 63-25a-404, Utah Code Annotated 1953, as amended.

UTAH STATE FAIR CORPORATION BOARD OF DIRECTORS

Lynn Runolfson reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2001. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Lillian Taylor reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2000. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Christine Olsen reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 1998. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Paul McPherson appointed to represent agricultural interests on the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2001. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Judith Olson appointed to represent agricultural interests on the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2000. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Bert Smith appointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 1998. Section 9-4-1104, Utah Code Annotated 1953, as amended.

GRAND COUNTY WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

John W. Groo reappointed as a member of the Grand County Water Conservancy District Board of Directors for a term to expire September 30, 2001. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

HEALTH FACILITY COMMITTEE

Robert F. Campbell reappointed as a member of the Health Facility Committee for a term to expire July 1, 2000. Section 26-21-3, Utah Code Annotated 1953, as amended.

Helen Rollins reappointed as a member of the Health Facility Committee for a term to expire July 1, 2000. Section 26-21-3, Utah Code Annotated 1953, as amended.

Kathy Siskin appointed to fill the unexpired term of Steven Hodson on the Health Facility Committee, a term to expire July 1, 1998. Section 26-21-3, Utah Code Annotated 1953, as amended.

J. Stephen Anderson appointed to represent the nursing care facility industry on the Health Facility Committee for a term to expire July 1, 2000. Section 26-21-3, Utah Code Annotated 1953, as amended.

HEALTH DATA COMMITTEE

S. Keith Petersen appointed to fill the unexpired term of Dennis Alan Batey on the Health Data Committee, a term to expire June 30, 1998. Section 26-33a-103, Utah Code Annotated 1953, as amended.

H. Dennis Tolley appointed to fill the unexpired term of Ken Robert Smith on the Health Data Committee, a term to expire June 30, 1998. Section 26-33a-103, Utah Code Annotated 1953, as amended.

AIR QUALITY BOARD

Rayne Mills Beach appointed to fill the unexpired term of Julie Mack on the Air Quality Board, a term to expire March 31, 1999. Section 19-2-103, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt, Governor;
and

Dear President Beattie and Members of the Senate: November 14, 1997

I hereby withdraw the name of Bert Smith previously submitted as a member of the Utah State Fair Corporation Board of Directors.

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

UTAH STATE FAIR CORPORATION BOARD OF DIRECTORS

Douglas S. Peterson appointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 1998. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of this appointment.

Michael O. Leavitt, Governor;
and

Dear President Beattie and Members of the Senate: November 5, 1997

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointment:

SECOND DISTRICT COURT

Darwin C. Hansen appointed as a Judge of the District Court of the Second Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3-3, Utah Code Annotated 1953, as amended.

Mr. Hansen's resume is enclosed. Thank you for your timely consideration and confirmation of the above appointment.

Michael O. Leavitt, Governor

Communications filed.

Senator Myrin moved to consent to the appointments dated November 4, 5, and 14, 1997, as read by Sandy D. Tenney. Senators Taylor, Nielson, Hull, and Hillyard commented. The motion passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Evans Mantes

On motion of Senator C. Peterson, Ann Boyden, Judge of the District Court of the Third Judicial District spoke in Committee of the Whole. Senators Beattie and C. Peterson, commented.

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator McAllister reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:45 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

1998 GENERAL SESSION
OF THE
FIFTY-SECOND LEGISLATURE

Convened
Monday, January 19, 1998

Adjourned Sine Die
Wednesday, March 4, 1998

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the 1998 General Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the General Session convening on Monday, January 19, 1998, and adjourning sine die on Wednesday, March 4, 1998.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

PRESIDENT OF THE SENATE

1998 General Session
Fifty-Second Legislature

R. Lane Beattie
President, Utah State Senate

Every legislative session is an invigorating one and 1998 was no exception! The 52nd Legislature dealt with a wide range of issues – from budgets to property taxes. The hallmarks for the 1998 session are the restructuring of property taxes on automobiles, increased funding for public education, providing health care insurance for 36,000 of Utah's children, and continued funding for the massive I-15 reconstruction project.

I am pleased that our continued efforts to fine-tune the legislative process resulted in an extremely efficient session. The legislature introduced fewer bills (total of 754), yet passed more bills (total of 463) in a shorter time period than anyone can remember. For perhaps the first time in Utah's history, the legislature adjourned sine die more than two hours before the constitutionally mandated deadline of midnight on the 45th legislative day. What an accomplishment!

Before the completion of the session, four senators announced their retirements from the legislature. We will miss Senators John Holmgren (13 years in the Senate), LeRay McAllister (24 years – House and Senate), Alarik Myrin (18 years – House and Senate), and Blaze Wharton (17 years – House and Senate). Shortly after the session ended, Senators George Mantes (8 years in the Senate), Robert Steiner (8 years in the Senate), and Senator Craig Taylor (4 years in the Senate) decided not to run for re-election in the fall of 1998. How we will miss these outstanding individuals. They have contributed immensely to the productivity and integrity of the legislature. I consider them life-time friends and wish them well in their endeavors.

The legislature concluded its business on March 4, 1998 after 45 days of well-paced legislative business. I am pleased to have been associated with the good men and women of this 52nd Legislature.

SENATE LEADERSHIP

MAJORITY LEADERSHIP (Republican)

Craig A. Peterson
Majority Leader

Leornard M. Blackham
Majority Whip

MINORITY LEADERSHIP (Democrat)

Scott N. Howell
Minority Leader

George Mantes
Minority Whip

SENATE STAFF

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager Senate Services

Lynette Erickson
Docket Clerk

SENATE LEADERSHIP

President of the Senate (R) ..... R. Lane Beattie
Majority Leader (R) ..... Craig A. Peterson
Majority Whip (R) ..... Leonard M. Blackham
Minority Leader (D) ..... Scott N. Howell
Minority Whip (D) ..... George Mantes

HOUSE LEADERSHIP

Speaker of the House (R) ..... Melvin R. Brown
Majority Leader (R) ..... Christine R. Fox
Majority Whip (R) ..... Kevin S. Garn
Assistant Majority Whip (R) ..... John L. Valentine
Minority Leader (D) ..... David M. Jones
Minority Whip (D) ..... Steve Barth
Assistant Minority Whip (D) ..... Judy Ann Buffmire

STATE OFFICIALS

Governor ..... Michael O. Leavitt
Lieutenant Governor ..... Olene S. Walker
Attorney General ..... Jan Graham
Auditor ..... Auston Johnson
Treasurer ..... Edward T. Alter

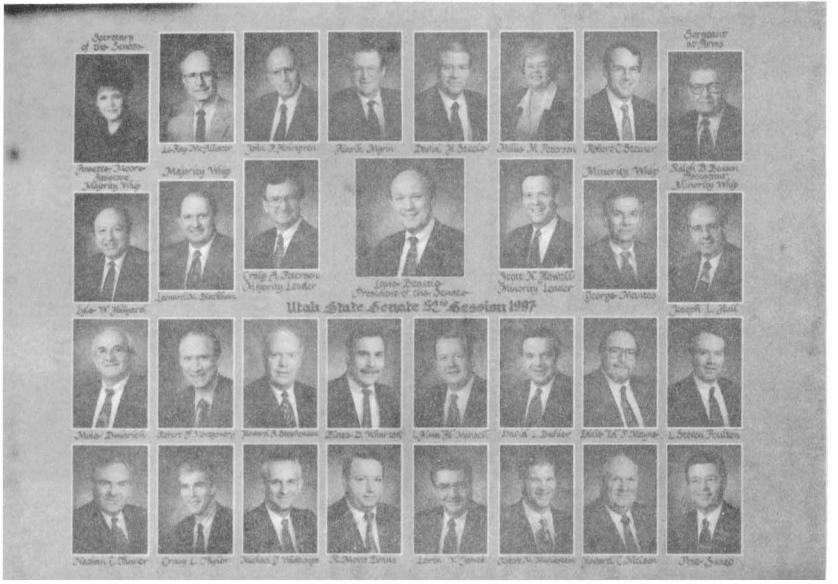
CONGRESSIONAL DELEGATION

Senator ..... Bob Bennett
Senator ..... Orrin G. Hatch
Congressman ..... Merrill Cook
Congressman ..... James V. Hansen
Congressman ..... Chris Cannon

UTAH SUPREME COURT

Chief Justice ..... Michael D. Zimmerman
Justice ..... I. Daniel Stewart
Justice ..... Richard C. Howe
Justice ..... Christine M. Durham
Justice ..... Leonard H. Russon

MEMBERS OF THE SENATE



MEMBERS OF THE SENATE
Fifty-Second Legislature

Senator	District	County(ies)	Party	Address & Telephone No.
Robert C. Steiner	1	Salt Lake	D	80 North Wolcott Salt Lake City, Utah 84103 H-596-1213 O-328-8831
Pete Suazo	2	Salt Lake	D	1307 North Garnette Street Salt Lake City, Utah 84116 H-521-3751 O-364-9777
Blaze D. Wharton	13	Salt Lake	D	5322 South Lucky Clover Ln. Murray, Utah 84123 H-261-2412 O-359-6604
Howard A. Stephenson	14	Salt Lake, Utah	R	1038 East 13590 South Draper, Utah 84020 H-576-1022 O-972-8814
R. Mont Evans	5	Salt Lake	R	12867 South 2200 West Riverton, Utah 84065 H-254-2655
Michael G. Waddoups	56	Salt Lake	R	2005 West 5620 South Salt Lake City, Utah 84118 H-967-0225 O-355-1136
David L. Buhler	7	Salt Lake	R	1436 South Yuma Street Salt Lake City, Utah 84108 H-583-2115 O-355-5009
Scott N. Howell Minority Leader	8	Salt Lake	D	9711 South 3725 East Sandy, Utah 84092 H-943-0360 O-538-1406
L. Steven Poulton	9	Salt Lake	R	4524 Briarcreek Dr. Salt Lake City, Utah 84117 H-272-4338 O-484-4477
L. Alma "Al" Mansell	10	Salt Lake	R	6995 Union Park Ctr. #100 Midvale, Utah 84047 H-942-6019 O-567-4200
Eddie "Ed" P. Mayne	11	Salt Lake	D	5044 West Bannock Circle West Valley City, Utah 84120 H-968-7756 O-972-2771

Millie M. Peterson	12	Salt Lake	D	7131 West 3800 South West Valley City, Utah 84128 H-250-5944 O-581-7203
George Mantes Minority Whip	13	Salt Lake, Tooele	D	185 North Main, #201 Tooele, Utah 84074 H-882-4856 SLC-531-8157
Craig A. Peterson Majority Whip	14	Utah	R	1687 North 200 West Orem, Utah 84057 H-226-3236 O-262-3735
LeRay McAllister	15	Utah	R	296 East 1864 South Orem, Utah 84058 H-225-5455
Howard C. Nielson	16	Utah	R	580 Sagewood Ave Provo, Utah 84604 H-374-5411
Robert M. Muhlestein	17	Utah	R	590 East Maple Street Mapleton, Utah 84664 H-491-9472
Nathan C. Tanner	18	Davis Weber	R	6225 Woodland Drive Ogden, Utah 84403 H-479-6442
Robert F. Montgomery	19	Weber, Morgan	R	1825 North Mountain Road North Ogden, Utah 84414 H-782-1694
Joseph L. Hull Assistant Minority Whip	20	Weber	D	5250 West 4000 South Hooper, Utah 84315 H-731-3705 O-732-6012
David H. Steele	21	Davis	R	3376 West 400 North West Point, Utah 84015 H-825-3033 O-546-7347
Craig L. Taylor	22	Davis	R	312 Oak Lane Kaysville, Utah 84037 H-544-5909
Lane Beattie President	23	Davis	R	1313 North 1100 West West Bountiful, Utah 84087 H-292-7406 O-298-7000

John P. Holmgren	24	Box Elder, Cache	R	4570 West 5400 North P.O. Box 208 Bear River City, Utah 84301 H-279-8679
Lyle W. Hillyard Assistant Majority Whip	25	Cache, Rich, Summit	R	175 East First North Logan, Utah 84321 H-753-0043 O-752-2610
Alarik Myrin	26	Carbon, Daggett, Duchesne, Summit, Uintah, Wasatch	R	HC 65, Box 30 Altamont, Utah 84001-9703 H-454-3484
Mike Dmitrich	27	Carbon, San Juan, Grand, Emery, Kane, Washington	D	566 North Dover Circle Price, Utah 84501 H-637-0426 O-636-2210
Leonard M. Blackham	28	Juab, Sanpete, Sevier, Millard, Piute, Wayne, Beaver, Garfield	R	P.O. Box 337 Moroni, Utah 84646 H-436-8489 O-436-8125
Lorin V. Jones	29	Washington, Iron	R	177 East Center Street Veyo, Utah 84782 H-574-2961 O-673-1522

***UTAH STATE CONSTITUTION**
LEGISLATIVE DEPARTMENT
ARTICLE VI

*Copies of the Utah State Constitution, with amendments, are available in the Office of Legislative Research and General Counsel and in the Lieutenant Governor's office.

****"Rules of the Fifty-First Legislature 1996"**

Constitutional Provisions, Impeachment Provisions, Joint Rules of the Senate and the House of Representatives, Senate Rules, House Rules, Veto Sessions, and **Interim Study Committee Rules.**

*Copies available in the Senate Office and in the Office of Legislative Research and General Counsel.

STATE OF UTAH

SENATE JOURNAL
1998 GENERAL SESSION
of the
FIFTY-SECOND LEGISLATURE

FIRST DAY

MORNING SESSION

Pursuant to the provisions of the Constitution of the State of Utah, the Senators of the Fifty-Second Legislature of the State of Utah convened in General Session in the Senate Chamber on Monday, January 19, 1998 at 10:00 a.m.

President of the Senate, Lane Beattie, called the Senate to order.

Prayer - Elder Jeffrey R. Holland, a member of the Quorum of Twelve Apostles from the Church of Jesus Christ of Latter-Day Saints.

On motion of Senator C. Peterson, the Senate thanked Elder Jeffrey R. Holland for delivering the invocation and ordered it printed upon the pages of the Senate Journal.

PRAYER BY ELDER JEFFREY R. HOLLAND

Our loving and beloved Father in Heaven, we are grateful and honored to meet in these venerated Senate chambers to open again another important, stimulating, and exciting legislative session in the state of Utah. We do so, we gather with responsibility and care for every citizen in this State, whatever his or her political, economic, cultural or religious background. We are honored and privileged and sense the responsibility, and pray for these senators, the leadership of the state in general, that all that needs to be done can be done and will be done. We have so much to be grateful for in this State and in this nation, we are so blessed in such an abundant time. We pray that those blessings might continue to be extended to more and more of our citizens in this State and in our communities. Bless us to be respectful of and mindful of, to honor in practice and in policy the principles and the democratic traditions that have made this State and the nation what it is and to always remain true to that task- that heritage that is ours, that allows the privilege of so serving here today. Father, there is an important agenda

ahead in this legislative session on this first day and in the forty- five days to come. We pray that in every instance, in all activity, formal and informal, that principle will always obtain and prevail over partisanship, or certainly beyond their political expediency, that from both sides of the aisle and in the great, good circle of love and friendship in this body and in this State, that that which should be done will be done and that each man and woman participating at any level, in any service, might be rewarded for that contribution and in many ways that sacrifice that is made for the service given here. We are mindful that we meet on Civil Rights Day in Utah, a day with special memory for the work of Rev. Martin Luther King nationally. We pray that we will cherish that tradition of civility and of rights and honor, and cherish what that means in our own personal lives and to extend this broadly, the freedoms that we cherish and which such a day honors. Bless all who now participate, Father in Heaven. Help us to be the best we can be, or as one of our greatest of all leaders said once "to be touched by the better angels of our nature" that may be obtained today, tomorrow, and forever here and always we pray, in the name of Jesus Christ Amen.

POSTING OF COLORS & PLEDGE OF ALLEGIANCE

Utah National Guard

SPECIAL MUSICAL PRESENTATION

Hillcrest High School Vocal Ensemble, Dr. Brian Bentley, Director

• • •

Annette B. Moore read the following Certification of Membership of the 1998 General Session of the Utah State Senate.

CERTIFICATE OF MEMBERSHIP OF THE 1998 GENERAL SESSION OF THE UTAH STATE SENATE 52ND LEGISLATURE

I, OLENE S. WALKER, Lieutenant Governor of the State of Utah, do hereby certify that at a General Election held within and for the State of Utah on Tuesday, November 8, 1994, the following named persons were chosen by the electors as members of the Legislature of the State of Utah, to serve in the Senate, each for the term of four years, beginning January 1, 1995, to-wit:

FIRST DISTRICT: County of Salt Lake
Robert C. Steiner
THIRD DISTRICT: County of Salt Lake
Blaze D. Wharton

FOURTH DISTRICT: Counties of Salt Lake, Utah
Howard A. Stephenson
SEVENTH DISTRICT: County of Salt Lake
David L. Buhler
NINTH DISTRICT: County of Salt Lake
L. Steven Poulton
TENTH DISTRICT: County of Salt Lake
L. Alma "Al" Mansell
ELEVENTH DISTRICT: County of Salt Lake
Eddie "Ed" P. Mayne
TWELFTH DISTRICT: County of Salt Lake
Millie M. Peterson
THIRTEENTH DISTRICT: Counties of Salt Lake, Tooele
George Mantes
FIFTEENTH DISTRICT: County of Utah
LeRay McAllister
EIGHTEENTH DISTRICT: Counties of Davis, Weber
Nathan C. Tanner
TWENTY-FIRST DISTRICT: County of Davis
David H. Steele
TWENTY-SECOND DISTRICT: County of Davis
Craig L. Taylor
TWENTY-FOURTH DISTRICT: Counties of Box Elder, Cache
John P. Holmgren
TWENTY-SIXTH DISTRICT: Counties of Carbon, Daggett
Duchesne, Summit, Uintah, Wasatch
Alarik Myrin

I FURTHER CERTIFY that at a General Election held within and for the State of Utah on November 8, 1994, the following named person was chosen by the electors as a member of the Legislature of the State of Utah, to serve in the Senate for a two-year term, in accordance with Utah Code 20A-1-503(3)(a), to fill the unexpired term in District Twenty-Eight:

TWENTY-EIGHTH DISTRICT: Counties of Juab, Sanpete, Sevier
Millard, Piute, Wayne, Beaver, Garfield
Leonard M. Blackham

I FURTHER CERTIFY that at a General Election held within and for the State of Utah on Tuesday, November 5, 1996, the following named persons were chosen

by the electors as members of the Legislature of the State of Utah, to serve in the Senate, each for the term of four years, beginning January 1, 1997, to-wit:

SECOND DISTRICT: County of Salt Lake
Pete Suazo
FIFTH DISTRICT: County of Salt Lake
R. Mont Evans
SIXTH DISTRICT: County of Salt Lake
Michael G. Waddoups
EIGHTH DISTRICT: County of Salt Lake
Scott N. Howell
FOURTEENTH DISTRICT: County of Utah
Craig A. Peterson
SIXTEENTH DISTRICT: County of Utah
Howard C. Nielson
SEVENTEENTH DISTRICT: County of Utah
Robert M. Muhlestein
NINETEENTH DISTRICT: Counties of Weber, Morgan
Robert F. Montgomery
TWENTIETH DISTRICT: County of Weber
Joseph L. Hull
TWENTY-THIRD DISTRICT: County of Davis
R. Lane Beattie
TWENTY-FIFTH DISTRICT: Counties of Cache, Rich, Summit
Lyle W. Hillyard
TWENTY-SEVENTH DISTRICT: Counties of Carbon, San Juan, Grand, Emery, Kane, Washington
Mike Dmitrich
TWENTY-EIGHTH DISTRICT: Counties of Juab, Sanpete, Sevier Millard, Piute, Wayne, Beaver, Garfield
Leonard M. Blackham
TWENTY-NINTH DISTRICT: Counties of Iron, Washington
Lorin V. Jones

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah at Salt Lake City, this Twelfth Day of January, 1998.

OLENE S. WALKER
Lieutenant Governor

Roll Call - All senators present, except Senator Mantes, excused

* * *

On motion of Senator C. Peterson, President Beattie directed that the following be recorded in the Senate Journal as leaders for the 52nd Legislature 1998 General Session.

President - R. Lane Beattie
Majority Leader - Craig A. Peterson
Majority Whip - Leonard M. Blackham
Assistant Majority Whip - Lyle W. Hillyard
Minority Leader - Scott N. Howell
Minority Whip - E. George Mantes
Assistant Minority Whip - Joseph L. Hull

* * *

President Beattie appointed a Senate Rules Committee comprised of Senator Holmgren, Chairman, and Senators Blackham, Mansell, Buhler, Muhlestein, Wharton, and Steiner to formulate the Senate Rules and work with the House of Representatives in formulating Joint Rules.

President Beattie appointed Senators Tanner, Muhlestein, and M. Peterson as a committee to read and revise the Daily Senate Journal.

President Beattie appointed Senator Montgomery as chair of the Senate Employees Committee.

On motion of Senator Holmgren, the Senate Rules and Joint Rules of the 1997 General Session of the Fifty-Second Legislature were adopted with the understanding that changes to these Rules for the Fifty-Second Legislature will be considered and adopted as soon as possible.

President Beattie appointed Senators Stephenson, Waddoups, and Suazo as a committee to notify the House of Representatives that the Senate is organized and ready to do business.

President Beattie appointed a committee comprised of Senators Nielson, Jones, and Dmitrich to notify Governor Leavitt that the 1998 General Session of the Fifty-Second Legislature is organized and ready to do business, and to ascertain the time the Governor will deliver his message.

Senator Stephenson, Chair of the Committee to Notify the House, reported that the House had been notified that the Senate is organized and ready to do business.

Senator Nielson, Chair of the Committee to Notify the Governor, reported that His Excellency Governor Michael O. Leavitt had been notified and that he will be ready to deliver his message at a Joint Convention in the Chamber of the House of Representatives at 6:30 p.m. this evening.

READING OF TITLES OF BILLS AND RESOLUTIONS

On motion of Senator Holmgren, and as provided by the Utah State Constitution, the Senate voted to suspend the reading of the full titles of all bills and resolutions on the Senate Calendar as they are read the first time and introduced, and as all bills and resolutions are considered on Second Reading, Third Reading and on Consent Calendar. The motion is to apply to all bills and resolutions introduced and read for the remainder of this legislative session, except as an individual senator may request the reading of the full title of any House or Senate bill or resolution.

The motion to suspend the reading of the titles of all bills and resolutions passed by the required constitutional two-thirds majority.

* * *

At the direction of President Beattie, the following information is to be recorded in the Senate Journal.

STANDING COMMITTEES

Business, Labor and Economic Development - Steven Poulton, Chair. David Buhler, Al Mansell, Howard Nielson, Ed Mayne, and Blaze Wharton, committee members.

Education - Lorin Jones, Chair. Leonard Blackham, Craig Peterson, David Steele, Howard Stephenson, Scott N. Howell, and Joseph L. Hull, committee members.

Energy, Natural Resources and Agriculture - Alarik Myrin, Chair. John Holmgren, Lorin Jones, Mont Evans, Joseph L. Hull, and Pete Suazo, committee members.

Health and Environment - Robert Muhlestein, Chair. John Holmgren, LeRay McAllister, Robert Montgomery, Millie Peterson, and Robert C. Steiner, committee members.

Human Services - Nathan Tanner, Chair. Craig Taylor, Alarik Myrin, and Pete Suazo, committee members.

Judiciary - Craig Taylor, Chair. Lane Beattie, Lyle Hillyard, David Buhler, Mike Dmitrich, and Robert Steiner, committee members.

Retirement - Robert Montomery, Chair. Lane Beattie, Steven Poulton, and Millie Peterson, committee members.

Revenue and Taxation - Howard Nielson, Chair. Howard Stephenson, Michael Waddoups, Robert Montgomery, Steven Poulton, Lyle Hillyard, Leonard Blackham, Mike Dmitrich, and George Mantes, committee members.

Rules - John Holmgren, Chair. Leonard Blackham, Al Mansell, David Buhler, Robert Muhlestein, Blaze Wharton, and Robert Steiner, committee members.

State and Local Affairs - Mont Evans, Chair. Craig A. Peterson, LeRay McAllister, Robert Muhlestein, Millie Peterson, and Blaze Wharton, committee members.

Transportation and Public Safety - Al Mansell, Chair. David Steele, Nathan Tanner, Michael Waddoups, George Mantes, and Ed Mayne, committee members.

EXECUTIVE APPROPRIATIONS AND SUBCOMMITTEE ASSIGNMENTS

Executive Appropriations Committee - Sen. LeRay McAllister, Chair. David Buhler, Vice Chair. Lane Beattie, Craig Peterson, Leonard Blackham, Lyle Hillyard, Scott Howell, George Mantes, Joseph Hull, and Robert Steiner, committee members.

Commerce and Revenue - Al Mansell, Chair. Lorin Jones, and Ed Mayne, committee members.

Economic Development and Human Resources - Steve Poulton, Chair. Blaze Wharton, committee member.

Executive Offices, Criminal Justice and Legislature - Michael Waddoups, Chair. Robert Muhlestein, and Robert Steiner, committee members.

Capital Facilities and Administrative Services - David Buhler, Chair. Leonard Blackham, and Mike Dmitrich, committee members.

Higher Education - David Steele, Chair. Lyle Hillyard, Nathan Tanner, and George Mantes, committee members.

Public Education - Robert Montgomery, Chair. Craig Taylor, LeRay McAllister, and Millie Peterson, committee members.

Health and Human Services - Howard Stephenson, Chair. Howard Nielson and Scott Howell, committee members.

Transportation and Environmental Quality - John Holmgren, Chair. Lane Beattie, Mont Evans, and Pete Suazo, committee members.

Natural Resources - Alarik Myrin, Chair. Craig Peterson and Joseph L. Hull, committee members.

EMPLOYEE COMMITTEE REPORT

On motion of Senator Montgomery, the Senate voted to adopt the following committee report and employ the persons recommended by Senator Montgomery as Senate staff for the 1998 General Session of the Fifty-Second Legislature. Senator Montgomery introduced the Senate Staff.

Mr. President January 19, 1998

As Chair of the Senate Employee Committee, I report that the applications of the persons introduced have been carefully considered; and I recommend that they be employed as Senate Staff for the 1998 General Session of the Fifty-Second Legislature.

Annette B. Moore	Secretary of the Senate
Sandy D. Tenney	Manager of Senate Services
Leslie O. McLean	Leadership Secretary & Third House Secretary
Paula Tew	Legislative Aide & Third House Aide
Debbie Headman	Minority Party Secretary
Lynette Erickson	Docket Clerk & Voting Machine Operator
Greg Johnson	System Analyst and Computer Specialist
Eileen Miller	Bill Status Clerk
Rolayne Day	Secretarial Supervisor
Janice A. Gadd	Journal Clerk
Linda G. Hansen	Rules Secretary
Jenny Okerlund	Asst. Secretarial Supervisor, Communications Secretary and Amending Clerk
Susy Carter	Committee Secretary
Sheila J. Ainsworth	Committee Secretary

Bonnie Brinton	Committee Secretary
Nadine Woodhead	Committee Secretary
Karen Allred	Committee Secretary
Crelley Mackey	Committee Secretary
Alfred Rex Hill	Sergeant At Arms
Robert L. Gardner	Asst. Sergeant At Arms
Thomas R. Shepherd	Security
Lloyd J. Steele	Security
Wayne Saltzgiver	Security
Carl A. Parkinson	Security
Thad S. Jensen	Security
Neil Black	Security
Leo T. Parry	Security
Glenn Hildebrand	Custodian
Gayle C. Petersen	Page Supervisor
Sue S. Hyer	Asst. Page Supervisor
Linda Cornaby	Page
Mary L. Russell	Page
Diane Jensen	Page
Nedra Thomas	Page
Shirley C. Taylor	Page
Eleanor O. Whisenant	Page
Georgianna Knudson	Page
Judy Paulson	Page
Maxine Baur	Recorder
Florence F. Nichols	Legislative & Docket Clerk Aide
Evoline Gardner	Hostess and 3rd House Aide
Kristin P. Hopson	Legislative Aide to Secretary of the Senate
Charliene T. Reed	Public Information Officer
Deon C. Saunders	Public Information Officer
Darlene D. Nilson	Public Information Officer
Pamela H. Benson	Legislative Tour Guide

Robert F. Montgomery, Chair
Senate Employee Committee

The employees were administered the oath of office by President Beattie.

* * *

Representatives Bigelow, Knudson, Cox, and Bourdeaux formally notified the Senate that the House is organized and ready to do business.

President Beattie introduced the Legislative Interns.

On motion of Senator C. Peterson, the Senate voted to have the remarks of President Beattie printed upon the pages of the Senate Journal.

REMARKS BY PRESIDENT LANE BEATTIE

"To my fellow Senators, it is a pleasure for me to welcome you and to make these opening remarks. In the past three years, I have elected on occasion, not to make opening remarks for various reasons; but this year I thought that there were some things that needed to be addressed.

What an opportunity it is to live in the State of Utah - a state that continues to receive the benefits of economic strength, of social prominence, and of a people who both care for its citizenry and, most importantly, continue to understand the work ethic, the value of education, and above all, the sanctity and the importance of the home.

Utah's population this year is expected to reach 2.09 million people. That is a 2% increase over last year. This growth rate is well ahead of the national rate which is at about .9%. Immigration, however, this year will slow to about 10,000. Two-thirds of the population growth in the State of Utah can be attributed to natural increase. Thirty-eight percent of our state continues to be under the age of 17 years old - a challenge to all of us in making sure that services and educational opportunities continue to be foremost in our hearts and minds.

Unemployment growth in Utah was 4.4% in 1997, the second highest job-growth rate in the nation. Job growth is expected to remain strong in 1998 at about 3.6%. Utah's job growth equaled or exceeded 3% for nine consecutive years. Utah's 3.4% unemployment rate in 1997 is slightly higher than the 1996 level of 3.2%. However, we still have a strong labor market. Our unemployment rate compares to the national rate of 4.6% in 1997 and indications are that 1998 will continue to be a very good year for job creation in the State of Utah with job increases of about 35,000 new jobs.

Overall, Utah has significantly improved performance over the last five years in the service sectors, employment growth, personal income growth, housing starts, building permits, and retail sales. Utah continues to have a much stronger and less volatile economy than most surrounding states. Economic growth is expected, however, to slow this year due to lower in-migration, a less affordable housing market, and a continued improvement of the California market. Consumer inflation is expected to remain stable in 1997 at approximately 2.2%. Indications are that a wage growth of 4.1% will continue to outpace inflation of 2.2%, leading to meaningful gains in income for Utah households.

As we continue to make decisions that focus upon the citizenry of this state, we must continue to keep in mind the ever-present threat of extra growth in government. Utah Foundation recently declared that Utah's growth in government has been held primarily by the legislative branch of government. For the last several years, we have held growth in government while strengthening important areas such as public education and the economy of the State of Utah. In 1989, we lost 14,000 people in the State of Utah because there were no jobs here. Last year estimates are that 38,000 new jobs were created in Utah.

Some continue to criticize and suggest that we close our doors to this beloved state. Some say we have too many people moving into Utah from outside the state. I hear that people are tired of "those Californians" moving to Utah. Unfortunately, what most people don't realize is those Californians and others that come to Utah are in very large part Utahns coming home. Those are the people that are coming to Utah - to find within these sacred valleys a place to raise a family. They seek a good life. They appreciate the beauties of our natural resources, a healthy atmosphere, and an ability to educate their children.

Have you noticed in the last few years a changing of the times? Let me point out a few examples. Have you noticed that we have less graffiti in our great state than we have had in past years? Have you noticed that even though we have a crime rate that continues to be alarming, that we still have a crime rate somewhat lower than the rest of the nation? Have you noticed that we continue to strengthen the family, both from a community, religious, and from a social standpoint? Furthermore, people are emphazing the importance of families, and the importance of strengthening them.

This year we face many challenges. Many decisions will be based upon what we can do for others. I would hope that we turn our attention not only to the solutions for the issues before us--the critical issues of where do we house people , hospitals as well as criminal justice--but that we concentrate our efforts on the problems. We need to make a paradigm shift in our thinking. We need the ability to step back from that which we felt was most important in the past in exchange for that which will be the most important in the future--the ability to touch lives at a very early age.

Recently, I received a letter which indicated the importance that we must place on preschool children. The ability to positively influence their lives now will have impacts for social and educational reasons and certainly for economic reasons in the future. We must do what we can, not only to strengthen children, but their families as well.

What will we do this year as a Legislature to strengthen the family unit, to bring fathers and mothers together, to educate mothers about raising children and

fathers about the need to support them? What will we do in this session to preserve the individual rights of families? What will we do for those children that have suffered the degradation of hurt and sorrow, of abuse and the lack of love and attention? What will we do to secure to the legal system of this state the ability for people to feel that they can serve without the ever-present threat of lawsuit that can destroy families, and yet continue to strengthen the judicial system here in the state of Utah?

We have had many changes in the last few years, many of which I am personally very grateful. Here at the Legislature we have become more effective. Statistics continue to highlight the successes which have been brought about in the last few years, due in large part to all of you. Your ability to think ahead and to plan for the future has made it so that this system works much better than it has in the past. We are able to use our staff, which we are so grateful for, to prepare beyond anything they have done before.

Let me just draw your attention to a few interesting statistics. We have had in the past ten years a growing need to file legislation. Our high point seemed to be about 1,300 to 1,400 bills in the past few years. That has slowed considerably, and why has it slowed? In 1995, we moved forward with a major change. We, together with the Governor, encouraged all executive branch offices throughout the State of Utah to file their bills no later than December 1st of each year.

This procedure alone brought enormous change. Over 60% of the bills that we discuss here in the Legislature are brought to us from within government, 60%! Not only did our staff have more time to prepare the bills, but they found more opportunities to visit with legislators, to refine and define the true nature of the purpose of the bills they were drafting.

The second step that has proven to be so important is the prioritization of bills. This process was initiated three years ago. As we started to prioritize legislation, we gave each legislator, irrespective of the time they had served or the abilities that they felt they had, the opportunity to file critical issues. As they filed bills, we found something phenomenal--a great frustration, for a group of people that were not prepared for this change--the lobbying community. Not one of them anticipated what would happen last year with that kind of organization. This year, as last year, we will hit the road running. We will have bills in committees not tomorrow, but today.

We have, as we did last year, over 300 bills available on the Internet. The average citizen can sit at home or in a library and read and have an impact on legislation.

By the end of December we had 895 bills filed. Now, that is a lot of bills, but it is fewer than was anticipated. It means, according to our staff, that there has been more thought put into those issues that you feel are critical and important. We have 247 bills filed as priority bills for this session. Those bills will be prepared first, and discussed in Standing Committees. We have an opportunity as never before to make sure that before the end of this session the bills have had checks and balances that this system so frustratingly, and yet so appropriately provides.

In 1997, another change occurred. Are you aware in past years we have averaged somewhere between 30 and 45% passage rate in the number of bills that have been filed? Last year alone, you will be pleased to know, that over 60% of the issues that were brought before this body passed into law.

Some people may criticize those kinds of statistics as something by which you cannot measure success. Certainly that is true in legislation, but it is important for all people to understand that not only did we pass 60% of all of our bills, those bills included many repealers, changing of the laws, doing away with inadequacies and outdated language, improving what we already have without creating new bureaucracy.

As we see technology at work, it is interesting that we didn't have to open session this year with criticism of computers. We are grateful that this technology has finally come to the legislature, that legislators have the opportunity they want their grade school students to have--the ability to have computers on their desks. We again will go through the normal frustrations of technology: how does this work, how do we make that work, where does this cable go, and indeed who can use these things?

Technology gives us an opportunity to do our jobs much better, but more importantly to be able to serve our constituency as we would like--an opportunity to hear from them on a more regular basis, and an opportunity to make sure that we secure for Utah those things that are most important to them.

Today we celebrate Martin Luther King, Jr./Human Right's Day, a celebration that goes on throughout the United States. A few years ago a news reporter called into President Christensen's office. The caller was quite critical of why we met on Civil Rights Day. President Christensen simply said, "because the Constitution says we need to." That was a wise answer, but you know it might go further than that. What a great opportunity to meet and to remind all of us about those things that have made America so important, so special, and so outstanding. The opportunity of the many to solidify and support the few. There are many times in this day and age that we criticize the social programs that seem to be so prevalent in the United States.

I had an opportunity earlier this year to meet, discuss, and give a talk in Europe, an opportunity to meet with the European Conference. Seventeen different nations were present there. I had never been in a situation before where I had to have placed on my head headphones and a mouthpiece with nine different languages spoken. Those of you who know me best know the greatest challenge was that the entire speech had to be in writing, word for word, a challenge that had never occurred in my life before. It truly was a challenge and yet an opportunity.

I had an opportunity to discuss State's rights, the differences between the United States and Europe and the world as a whole. I had the opportunity to talk about why democracy is so important. Here I was, representing a nation that is barely over 200 years old, speaking to citizens from countries thousands of years old. I spoke of what is right and, at times, even what is wrong with democracy. I realized that as frustrating as this system can be, we must be doing something right. Thank goodness that we are not all alike. Thank goodness that we have political party differences. Thank goodness that we have to be able to listen to friends who have different perspectives. Thank goodness that we can discuss and vote and still remain close in those things that bring about democracy.

I am so grateful for the minority party in this state. You notice that I didn't mention who they are because in this state we have all been a minority at one time or another. The most important thing about service is the opportunity to serve, an opportunity to remember that all of us have rights. We should celebrate on a regular occasion the events that brought to pass the Bill of Rights.

Vice President Dan Quayle once addressed the American Bar Association on the need for reform in the American legal system. At the conclusion of his remarks he said these words, "On this bicentennial of the Bill of Rights, we should remind ourselves of the memorable words of Justice Robert Jackson." He then quoted, "Civil liberties had their origin and must find their ultimate guarantee in the faith of the people. Our job in government and our job as leaders in the law, [and I would paraphrase, in the Legislature] is the strength and the faith of the people in the resolute protection of their rights and in the effective delivery of justice."

I would like to continue by saying that we must also remember that we must protect those most sacred rights that the citizens of this state have. Citizens need to remember how important it is that we are not a socialistic state, that we are a democracy. It is important for us to make sure that our businesses in this country and this state are successful We must continue to make sure that the manpower that supplies those jobs are strengthened. Yet we must continually remember that each time we look at those kinds of issues, that jobs are the salvation of families.

This year we will have the opportunity to touch the lives of many children throughout this state. It is a federal initiative and it is an initiative that I personally

believe in, an opportunity that will bring both care and giving to approximately 25,000 children across this state, a need that we must never forget.

Now those of you that know me best, know that humor will always be a part of my life. I continue to laugh at times at myself at some of the things that I might say and, at times, at some of the things that I do. Saturday I had the opportunity to remove myself from what I call the "seasonal fray" (the time just before the session) when I hear from so many constituents, which is important, and try to go through my mail and respond as much as I can. A dear friend of mine called and said, "It's time to go." He picked me up at about 5:30 Saturday morning. We loaded our horses into a trailer and we left for Salina, the Blackhawk Arena, to do team pinning.

During the entire time driving down I talked about the issues that we would face. I talked about the challenges that were before us as a State. It wasn't too hard to talk about them, with a pickup, a three-horse trailer and going down through the luge of I-15. It brought about a great challenge, and yet I was amazed. I was amazed at what was taking place on our own freeways. I was amazed that there are people that have the insight, the talent, and the ability to do that kind of a project. It was incredible to me that there were lights on and people working, 24 hours a day to make our lives better, sooner. It was amazing to me to be able to see the mounds of dirt and to have the conversations with Senator Craig Peterson and many others about why those hills are so high. Are our roads really going to be that high? He described to me in detail that "surcharge" is an engineering term, that it piles the dirt and strengthens and compacts the soil so we can move ahead within a four-and-a-half year time frame. To drive down the freeway and see all those little flags, wondering what kind of memorial we were building as they waved to us in the breeze, to find out that they were simply holes dug in the dirt, hundreds of feet deep, with wicks placed inside each one of them to draw the water out of the ground. How do people come up with these things? How do they design a freeway or a highway? Absolutely amazing!

I had to ask myself the question on Saturday: "How do we go about making sure that we legislate for the protection of our citizens?" There are many people who come up to me after a meeting where we have discussed some of the issues before us, as they do to all of you. They want to know "Where do you get all your information? How do you understand these issues? Where do you get the practical sense to move ahead?" May I say that is part of this system, it is the system of bureaucracy. Again quoting one of my favorite individuals, Sir Winston Churchill, "Democracy is absolutely the worst form of government ever created, except for all the rest." How true it is! The frustrations that I have at times are part of the system, we all have them.

On Saturday as I went down and saddled up my horse, climbed on board and went out into the arena, my perspectives began to change. No longer was it a matter of I-15 and the challenges placed before us, it was a matter of how to get three little cows with the same number from one end of the arena to the other in 90 seconds. How could we do that and do it within the right time frame? And then it dawned on me that's not much different than how do we bring to a culmination the needs and the desires of the State in 45 days? How grateful I am that we don't have 90 seconds to pass each bill. How grateful I am that we have an opportunity to continue to strengthen the people around us.

In closing, I would just like to say, today is a wonderful day. What a wonderful day for a storm! What a wonderful day to receive this precipitation! What a wonderful day to have the challenges we have! What a wonderful day to be in a desert and be thankful that we will have the water we need for coming generations, a coming crop, and the support of our civilization. What a wonderful day it is to start this great session, a day to represent the people of the State of Utah and to set an example for the United States. What a wonderful day it is to have the challenges that we face, for only through those challenges will we become stronger. Only through the opportunities to face those challenges before us that at times seem insurmountable, will we make a better place to live. Only when we stretch our minds, whether we are legislators or in kindergarten, will we have the ability to take the next step.

President Ronald Reagan said, 'We will never compromise our principles, we will never compromise our standards, we will never give away our freedom.' Lastly, may we never abandon our belief in God. I hope and I pray that this session will be a session of the people and for the people. Thank you very much

* * *

On motion of Senator C. Peterson, the Senate resolved itself into a Committee of the Whole. President Beattie recognized the Martin Luther King, Jr./Human Rights Commission and they were introduced. Michael Roberts, Richard Bradford, and Betty Gillespie spoke. Deborah Bonner sang the National Anthem. Commission members presented certificates to Majority and Minority Leadership.

INTRODUCTION OF BILLS

MEDICAL EXAMINER AUTHORITY

S.B. 4 *Robert F. Montgomery*

AN ACT RELATING TO HEALTH; EXPANDING THE JURISDICTION OF THE STATE MEDICAL EXAMINER TO INCLUDE HIGHWAY

ACCIDENTS; AMENDING THE AUTHORITY OF THE MEDICAL EXAMINER TO PERFORM AUTOPSIES IN SPECIFIED CIRCUMSTANCES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES

S.B. 5 *Nathan C. Tanner*

AN ACT RELATING TO HUMAN SERVICES AND THE JUVENILE COURT; PROVIDING THE JUVENILE COURT WITH AUTHORITY TO GIVE CUSTODY OF A MINOR TO THE DEPARTMENT OF HUMAN SERVICES; DELINEATING SOME PROCEDURES; AND MAKING TECHNICAL AMENDMENTS, was read for the first time and referred to the President of the Senate.

ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS

S.B. 6 *David H. Steele*

AN ACT RELATING TO MOTOR VEHICLES; AMENDING UNINSURED MOTOR VEHICLE PROVISIONS; PROVIDING FOR A REGISTRATION REINSTATEMENT FEE; AMENDING PENALTY PROVISIONS FOR NOT HAVING INSURANCE; AMENDING THE PURPOSES OF THE UNINSURED MOTORIST IDENTIFICATION DATABASE PROGRAM; PROVIDING FOR TRACKING OF VEHICLES IDENTIFIED AS UNINSURED; PROVIDING THE INFORMATION TO LAW ENFORCEMENT; AND AMENDING CERTAIN PROVISIONS FOR ENFORCEMENT OF UNINSURED MOTOR VEHICLES VIOLATIONS, was read for the first time and referred to the President of the Senate.

SPECIAL FUEL TAX CERTIFICATE REPEAL

S.B. 7 *David H. Steele*

AN ACT RELATING TO REVENUE AND TAXATION; REPEALING THE CLEAN SPECIAL FUEL TAX CERTIFICATE PROVISIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM

S.B. 8 *David H. Steele*

AN ACT RELATING TO MOTOR VEHICLES; CLARIFYING CERTAIN DEFINITIONS; AND EXTENDING THE SUNSET DATES OF THE PROGRAM, was read for the first time and referred to the President of the Senate.

INCOME TAX AMENDMENTS

S.B. 9 *Howard C. Nielson*

AN ACT RELATING TO THE INDIVIDUAL INCOME TAX ACT; REPEALING OBSOLETE LANGUAGE; CHANGING THE BASIS FOR CALCULATING INDIVIDUAL INCOME TAXES FROM FEDERAL TAXABLE INCOME TO FEDERAL ADJUSTED GROSS INCOME; REPEALING THE ADDITION TO ADJUSTED GROSS INCOME OF STATE INCOME TAX DEDUCTED AS AN ITEMIZED DEDUCTION; REPEALING THE ADDITION TO ADJUSTED GROSS INCOME OF 25% OF THE PERSONAL EXEMPTIONS; MODIFYING THE RETIREMENT INCOME EXEMPTION TO ALLOW EACH TAXPAYER AGE 65 OR OVER BEFORE THE CLOSE OF THE TAXABLE YEAR TO QUALIFY FOR A PORTION OF THE EXEMPTION REGARDLESS OF INCOME; MODIFYING THE DEDUCTION FOR DISABLED DEPENDENTS; MODIFYING THE PROVISIONS PHASING OUT THE RETIREMENT INCOME EXEMPTION; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

REGISTRY OF UNIDENTIFIED DECEASED PERSONS

S.B. 10 *Howard C. Nielson*

AN ACT RELATING TO HEALTH; REQUIRING INFORMATION TO BE DERIVED, PRESERVED, AND SHARED BY THE STATE MEDICAL EXAMINER FOR THE PURPOSE OF DETERMINING THE IDENTITY AND BURIAL LOCATION OF AN UNIDENTIFIED BODY; AND REQUIRING COUNTIES TO PROVIDE INFORMATION TO THE STATE MEDICAL EXAMINER ON THE DISPOSITION OF UNIDENTIFIED BODIES, was read for the first time and referred to the President of the Senate.

TRANSPLANTS OF WILDLIFE

S.B. 11 *Alarik Myrin*

AN ACT RELATING TO WILDLIFE RESOURCES; ALLOWING THE DIVISION OF WILDLIFE RESOURCES TO TRANSPLANT CERTAIN

SPECIES ONLY IN ACCORDANCE WITH PLANS OR AGREEMENTS DESIGNATING TRANSPLANT SITES; CREATING PROCEDURES FOR THE PREPARATION, REVIEW, AND APPROVAL OF PLANS FOR THE TRANSPLANT OF CERTAIN SPECIES; AND DEFINING TERMS, was read for the first time and referred to the President of the Senate.

MANAGEMENT PLANS OF WILDLIFE RESOURCES LAND

S.B. 12 *Alarik Myrin*

AN ACT RELATING TO WILDLIFE RESOURCES; PROVIDING FOR NOTICE OF PROPOSED ACQUISITIONS OF PRIVATE PROPERTY BY THE DIVISION OF WILDLIFE RESOURCES; REQUIRING THE DIVISION OF WILDLIFE RESOURCES TO PREPARE MANAGEMENT PLANS FOR LAND IT OWNS AND SPECIFYING PROCEDURES FOR THE PREPARATION, REVIEW, ADOPTION, AND REVISION OF THE PLANS; AND DEFINING TERMS, was read for the first time and referred to the President of the Senate.

CREATING A PUBLIC SCHOOL DISTRICT

S.B. 13 *Millie M. Peterson*

AN ACT RELATING TO PUBLIC EDUCATION; PROVIDING A MECHANISM FOR THE CREATION OF A NEW SCHOOL DISTRICT; PROVIDING FOR THE TRANSFER OF PROPERTY TO AND THE ASSUMPTION OF INDEBTEDNESS BY THE NEW SCHOOL DISTRICT; AND PROVIDING FOR THE ELECTION OF BOARD MEMBERS, was read for the first time and referred to the President of the Senate.

ELECTRONIC PROCESS FOR PAYROLL

S.B. 14 *John P. Holmgren*

AN ACT RELATING TO LABOR AND FINANCIAL INSTITUTIONS; ADDRESSING PAYROLL BY ELECTRONIC MEANS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

STATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY

S.B. 15 *Joseph L. Hull*

AN ACT RELATING TO THE CRIMINAL CODE; AMENDING THE STATUTE OF LIMITATIONS FOR PROSECUTION OF BRIBERY OFFENSES, was read for the first time and referred to the President of the Senate.

TRANSFER OF AGRICULTURAL LAND WITHIN CITY

S.B. 16 *Robert M. Muhlestein*

AN ACT RELATING TO CITIES AND TOWNS; MODIFYING THE DEFINITION OF SUBDIVISION; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION

S.B. 17 *David L. Buhler*

AN ACT RELATING TO REVENUE AND TAXATION; AMENDING THE DEFINITION OF RESIDENTIAL PROPERTY TO INCLUDE SECONDARY RESIDENCES; PROVIDING PROCEDURES FOR A PROPERTY OWNER TO CLAIM A RESIDENTIAL EXEMPTION OF 25% FOR A SECONDARY RESIDENCE; PROVIDING DEFINITIONS; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the President of the Senate.

PROHIBITING ALCOHOL IN SCHOOLS

S.B. 18 *LeRay McAllister*

AN ACT RELATING TO PUBLIC EDUCATION; PROVIDING AN EXCEPTION TO THE CONSUMPTION OR POSSESSION OF ALCOHOL WHERE SCHOOL PROPERTY IS OWNED BY A SCHOOL DISTRICT BUT UNDER LEASE TO ANOTHER PARTY AND NOT BEING USED FOR SCHOOL PURPOSES AT ANY TIME DURING THE TERM OF THE LEASE, was read for the first time and referred to the President of the Senate.

AIR QUALITY BOARD POWERS

S.B. 19 *LeRay McAllister*

AN ACT RELATING TO HEALTH AND ENVIRONMENT; AMENDING THE AUTHORITY OF THE AIR QUALITY BOARD TO ALLOW ESTABLISHMENT OF TRADING OF EMISSIONS UNITS AS AN INCENTIVE FOR EMISSIONS REDUCTIONS, was read for the first time and referred to the President of the Senate.

PENALTIES FOR SPEEDING IN CONSTRUCTION ZONES

S.B. 20 *David L. Buhler*

AN ACT RELATING TO MOTOR VEHICLES; REQUIRING AN INCREASED FINE FOR MOVING TRAFFIC VIOLATIONS IN HIGHWAY CONSTRUCTION SITES, was read for the first time and referred to the President of the Senate.

ANIMAL SHELTER PET STERILIZATION ACT

S.B. 21 *Robert C. Steiner*

AN ACT RELATING TO LOCAL GOVERNMENT AND ANIMAL WELFARE; PROVIDING THAT ANIMAL SHELTERS AND ORGANIZATIONS SHALL ALTER CATS AND DOGS BEFORE PLACEMENT; REQUIRING THAT IF A CAT OR DOG IS NOT STERILIZED WHEN PLACED, THE PERSON RECEIVING THE ANIMAL MUST PROVIDE A STERILIZATION DEPOSIT THAT IS SUBJECT TO FORFEITURE FOR NONCOMPLIANCE; PROVIDING THAT ANIMAL SHELTERS SHALL APPLY FORFEITED DEPOSITS TO REDUCING PET OVERPOPULATION; PROVIDING A CIVIL PENALTY FOR NONCOMPLIANCE OR MISREPRESENTATION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

UNSOLICITED LOAN REGULATION

S.B. 22 *Robert M. Muhlestein*

AN ACT RELATING TO MORTGAGE FINANCING REGULATION; ESTABLISHING THE UNSOLICITED MORTGAGE LOAN CONSUMER PROTECTION ACT; PROHIBITING SENDING OF NEGOTIABLE DOCUMENTS UNDER CERTAIN CIRCUMSTANCES; ADDRESSING LIABILITY OF PERSONS RECEIVING UNSOLICITED NEGOTIABLE DOCUMENTS; PROHIBITING NEGATIVE CREDIT REPORTS UNDER CERTAIN CIRCUMSTANCES; AND PROVIDING PENALTIES, was read for the first time and referred to the President of the Senate.

NEGLIGENT STORAGE OF LOADED FIREARM

S.B. 23 *Robert C. Steiner*

AN ACT RELATING TO THE CRIMINAL CODE AND THE JUDICIAL CODE; REQUIRING A DEALER TO PROVIDE WRITTEN WARNING OF

POSSIBLE SUIT FOR NEGLIGENT STORAGE; PROVIDING A CRIMINAL PENALTY; CREATING A CIVIL CAUSE OF ACTION FOR NEGLIGENT STORAGE OF A FIREARM; PROVIDING DEFINITIONS; ESTABLISHING A DAMAGE CAP; AND PROVIDING A STATUTE OF LIMITATION, was read for the first time and referred to the President of the Senate.

SNOWMOBILE SPECIAL LICENSE PLATES

S.B. 24 *John P. Holmgren*

AN ACT RELATING TO MOTOR VEHICLES; AUTHORIZING SNOWMOBILE SPECIAL GROUP LICENSE PLATES; PROVIDING A FEE EXCEPTION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

UNIFORM ALLOWANCE FOR UTAH HIGHWAY PATROL

S.B. 25 *R. Mont Evans*

AN ACT RELATING TO PUBLIC SAFETY; AMENDING THE SUPERINTENDENT OF THE UTAH HIGHWAY PATROL'S DUTIES TO INCLUDE PROVIDING BY RULE AN ALLOWANCE FOR PURCHASE AND MAINTENANCE OF TROOPERS BASIC UNIFORMS; REQUIRING THE GOVERNOR TO CONSIDER FUNDING AN AMOUNT SUFFICIENT FOR THE ALLOWANCE IN HIS BUDGET EACH YEAR; AND PROVIDING AN APPROPRIATION TO THE DIVISION OF $250,000 FOR FISCAL YEAR 1998-99, was read for the first time and referred to the President of the Senate.

UTAH CHILD CARE LICENSING ACT REVISIONS

S.B. 26 *Leonard M. Blackham*

AN ACT RELATING TO HEALTH; AMENDING THE DEFINITION OF CHILD CARE TO MEAN THE CARE OF NINE OR MORE CHILDREN, was read for the first time and referred to the President of the Senate.

PHYSICIAN ASSISTANT PRACTICE ACT

S.B. 27 *Leonard M. Blackham*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; AMENDING THE PRACTICE SCOPE OF PHYSICIAN ASSISTANTS, was read for the first time and referred to the President of the Senate.

MASSAGE PRACTICE ACT AMENDMENTS

S.B. 28 *R. Mont Evans*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; AMENDING THE SCOPE OF PRACTICE FOR MASSAGE THERAPY; CREATING NEW LICENSING CLASSIFICATIONS AND ESTABLISHING RELATED QUALIFICATIONS; REQUIRING CONTINUING EDUCATION FOR MASSAGE THERAPISTS; ADDING EXEMPTIONS TO LICENSURE; REMOVING LICENSURE EXEMPTION FOR LYMPHATIC MASSAGE PRACTITIONERS; AMENDING THE DEFINITIONS OF UNLAWFUL CONDUCT AND UNPROFESSIONAL CONDUCT; MAKING CONFORMING AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR MOVING BOTANICAL GARDENS

S.B. 29 *John P. Holmgren*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $1,000,000 FROM THE TRANSPORTATION FUND FOR FISCAL YEAR 1998-99 TO UTAH STATE UNIVERSITY FOR RELOCATING A BOTANICAL CENTER; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

SCHOOL ACTIVITIES REPORT

S.B. 30 *Alarik Myrin*

AN ACT RELATING TO PUBLIC EDUCATION; REQUIRING THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION TO PREPARE A REPORT ON EXTRACURRICULAR ACTIVITIES EACH TIME SCHOOL DISTRICTS ARE REALIGNED FOR INTERDISTRICT PLAY OR AT LEAST ONCE EVERY THREE YEARS, was read for the first time and referred to the President of the Senate.

SALES TAX ON FOOD AMENDMENTS

S.B. 31 *Scott N. Howell*

AN ACT RELATING TO THE SALES AND USE TAX ACT; PHASING OUT THE STATE PORTION OF THE SALES AND USE TAX IMPOSED ON CERTAIN FOOD PURCHASES; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

REAL ESTATE RECOVERY FUND AMENDMENTS

S.B. 32 *L. Alma Mansell*

AN ACT RELATING TO STATE AFFAIRS; REMOVING THE REAL ESTATE RECOVERY FUND FROM THE SUNSET ACT; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

TASK FORCE REVIEWING FEDERAL FUNDING

S.B. 33 *Robert M. Muhlestein*

AN ACT RELATING TO THE LEGISLATURE; CREATING THE FEDERAL FUNDING REVIEW TASK FORCE; PROVIDING FOR MEMBERSHIP; DELINEATING RESPONSIBILITIES AND PROCEDURES; PROVIDING A REPORTING DATE; APPROPRIATING $34,500 FROM THE GENERAL FUND; AND PROVIDING A REPEAL DATE, was read for the first time and referred to the President of the Senate.

SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS

S.B. 34 *Lyle W. Hillyard*

AN ACT RELATING TO REVENUE AND TAXATION; PROVIDING A SALES TAX EXEMPTION FOR AMOUNTS PAID FOR ADMISSION TO ATHLETIC EVENTS AT CERTAIN INSTITUTIONS OF HIGHER EDUCATION; REPEALING OBSOLETE LANGUAGE; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

BUDGET REVIEW TASK FORCE

S.B. 72 *Millie M. Peterson*

AN ACT RELATING TO LEGISLATIVE TASK FORCES; CREATING A TASK FORCE TO REVIEW SELECTED STATE GOVERNMENT ENTITIES' BUDGETS AND MAKE RECOMMENDATIONS; SPECIFYING TASK FORCE MEMBERSHIP AND DUTIES; PROVIDING A $79,000 APPROPRIATION; REPEALING PROVISIONS ESTABLISHING A LEGISLATIVE PROCESS COMMITTEE; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

BEER INDUSTRY DISTRIBUTION ACT

S.B. 73 *Leonard M. Blackham*

AN ACT RELATING TO ALCOHOLIC BEVERAGES; ENACTING THE BEER INDUSTRY DISTRIBUTION ACT; PROVIDING LEGISLATIVE INTENT; ENACTING DEFINITIONS; PROVIDING LIMITS ON AND PROCEDURES FOR TERMINATION OF A DISTRIBUTORSHIP AGREEMENT; PROHIBITING CERTAIN CONDUCT; REQUIRING COMPENSATION BE PAID FOR CERTAIN ACTS; PROVIDING REQUIREMENTS FOR WHOLESALERS; PROVIDING REMEDIES; ADDRESSING APPLICABILITY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

DEMAND DRAFTS - UNIFORM COMMERCIAL CODE

S.B. 74 *Lyle W. Hillyard*

AN ACT RELATING TO UNIFORM COMMERCIAL CODE; DEFINING TERMS; PROVIDING FOR TRANSFER AND PRESENTMENT; MAKING CONFORMING AMENDMENTS AND TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

UNIFORM PROBATE CODE AMENDMENTS

S.B. 75 *Lyle W. Hillyard*

AN ACT RELATING TO THE UNIFORM PROBATE CODE; ENACTING THE UNIFORM STATUTORY RULE AGAINST PERPETUITIES; REPEALING AND REENACTING CHAPTER 2 PROVISIONS AND ENACTING RELATED PROVISIONS; PROVIDING TRANSITIONAL LANGUAGE; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

INSURANCE LAW CHANGES

S.B. 76 *L. Steven Poulton*

AN ACT RELATING TO INSURANCE; ALLOWING REPLACEMENT OF CERTAIN POLICIES OR ANNUITIES; AMENDING DEFINITIONS; AMENDING PROVISIONS FOR LICENSING AGENTS; AMENDING ELIGIBILITY FOR HEALTH INSURANCE POOL; EXPANDING USE OF

CERTAIN FEES; AMENDING WORKERS' COMPENSATION FRAUD PROVISIONS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

MIDDLE SCHOOLS TASK FORCE

S.B. 77 *David H. Steele*

AN ACT RELATING TO PUBLIC EDUCATION; CREATING A MIDDLE SCHOOLS TASK FORCE; PROVIDING FOR MEMBERSHIP; PROVIDING DUTIES AND FOR AN INTERIM REPORT; PROVIDING FOR A $24,500 APPROPRIATION; AND PROVIDING A REPEAL DATE, was read for the first time and referred to the President of the Senate.

MASTER ROAD - STATE HIGHWAY LIST

S.B. 78 *John P. Holmgren*

AN ACT RELATING TO HIGHWAYS; AMENDING CERTAIN STATE HIGHWAY DESIGNATIONS, was read for the first time and referred to the President of the Senate.

ELECTION LAW - TECHNICAL AMENDMENTS

S.B. 79 *Robert M. Muhlestein*

AN ACT RELATING TO ELECTIONS; MODIFYING REQUIREMENTS FOR THE APPOINTMENT OF ELECTION JUDGES FOR LOCAL ELECTIONS; CLARIFYING PROHIBITIONS AGAINST RUNNING FOR MULTIPLE OFFICES; ELIMINATING OBSOLETE REPORTING REQUIREMENTS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

RECODIFICATION OF SPECIAL DISTRICTS

S.B. 80 *R. Mont Evans*

AN ACT RELATING TO LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES, was read for the first time and referred to the President of the Senate.

REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE

S.B. 81 *Lyle W. Hillyard*

AN ACT RELATING TO TASK FORCES; REAUTHORIZING THE JUVENILE JUSTICE TASK FORCE; DEFINING ISSUES FOR STUDY;

APPROPRIATING $35,750 FROM THE GENERAL FUND FOR FISCAL YEAR 1997-98 FOR THE TASK FORCE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A REPEAL DATE, was read for the first time and referred to the President of the Senate.

MASTER DEEDS OF TRUST OR MORTGAGES

S.B. 82 *Lyle W. Hillyard*

AN ACT RELATING TO REAL ESTATE; PROVIDING FOR RECORDING AND INCORPORATION BY REFERENCE OF MASTER DEEDS OF TRUST OR MORTGAGES; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

DIVISION OF PURCHASING AND GENERAL SERVICES AMENDMENTS

S.B. 83 *R. Mont Evans*

AN ACT RELATING TO THE DIVISION OF PURCHASING AND GENERAL SERVICES; MODIFYING THE DIVISION'S RESPONSIBILITIES RELATING TO THE MEANS FOR PROCURING GOODS AND SERVICES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE AMENDMENTS

S.B. 84 *Lyle W. Hillyard*

AN ACT RELATING TO EDUCATION; MODIFYING THE MISSION OF PUBLIC EDUCATION UNDER THE STATE STRATEGIC PLAN; EXPANDING THE CHARACTERISTICS OF THE STATE'S PUBLIC EDUCATION SYSTEM IDENTIFIED UNDER THE STATE STRATEGIC PLAN; MODIFYING STRATEGIC PLANNING PROVISIONS RELATED TO PARENTAL PARTICIPATION IN THE EDUCATIONAL PROCESS, SCHOOL DISTRICT AND INDIVIDUAL SCHOOL RESPONSIBILITIES, AND STATE BOARD OF EDUCATION DUTIES; MODIFYING THE DUTIES OF THE TASK FORCE ON STRATEGIC PLANNING FOR PUBLIC AND HIGHER EDUCATION; AND MAKING CERTAIN TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

REAUTHORIZATION OF ADMINISTRATIVE RULES

S.B. 85 *Howard A. Stephenson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; REAUTHORIZING RULES OF STATE AGENCIES; LISTING THOSE RULES NOT TO BE REAUTHORIZED; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

ADMINISTRATIVE RULES AMENDMENTS

S.B. 86 *Howard A. Stephenson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; AMENDING THE ADMINISTRATIVE RULEMAKING ACT TO ALLOW FOR INCORPORATING FEDERALLY-MANDATED STATE IMPLEMENTATION PLANS BY REFERENCE; ALLOWING THE REAUTHORIZATION LEGISLATION TO SUNSET A SECTION OF A RULE; REQUIRING THE COMMITTEE TO MEET ON A MONTHLY BASIS; CHANGING THE STATUTE OF LIMITATIONS ON DIVISION NONSUBSTANTIVE CHANGES FROM FOUR YEARS TO TWO YEARS; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

ATTEMPTED PURCHASE OF TOBACCO BY CHILDREN

S.B. 87 *Howard A. Stephenson*

AN ACT RELATING TO HEALTH; AMENDING UNDERAGED POSSESSION OF TOBACCO LAW TO INCLUDE A PROHIBITION ON THE ATTEMPT TO PURCHASE TOBACCO PRODUCTS, was read for the first time and referred to the President of the Senate.

ADMINISTRATIVE RULES IMPACT COSTS

S.B. 88 *L. Steven Poulton*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; AMENDING THE RULEMAKING ACT TO REQUIRE AGENCIES TO CONSIDER THE FISCAL IMPACT A RULE MAY HAVE ON BUSINESSES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

PRIVATE COLLECTION OF DELINQUENT TAXES

S.B. 89 *Lane Beattie*

AN ACT RELATING TO REVENUE AND TAXATION AND STATE AFFAIRS IN GENERAL; REPEALING THE SUNSET DATE FOR TITLE 59,

CHAPTER 1, PART 11, GOVERNING PRIVATE COLLECTORS OF DELINQUENT TAXES; AND REPEALING OBSOLETE LANGUAGE REQUIRING A STUDY OF THE EFFECTIVENESS OF PRIVATE COLLECTION EFFORTS, was read for the first time and referred to the President of the Senate.

ASSAULTING A PEACE OFFICER

S.B. 90 *R. Mont Evans*

AN ACT RELATING TO THE CRIMINAL CODE; CREATING A MANDATORY TERM OF CONFINEMENT FOR ASSAULTING A PEACE OFFICER AND CAUSING SUBSTANTIAL BODILY INJURY, was read for the first time and referred to the President of the Senate.

TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX AMENDMENTS

S.B. 91 *Nathan C. Tanner*

AN ACT RELATING TO REVENUE AND TAXATION; EXPANDING THE TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX TO ALLOW IMPOSITION BY ALL COUNTIES RATHER THAN BY COUNTIES OF THE FIRST CLASS; ALLOWING CERTAIN COUNTIES TO USE TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX REVENUES TO MITIGATE THE EFFECTS OF TOURISM; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

COMMISSION STAFFING AND DUTIES

S.B. 92 *Lane Beattie*

AN ACT RELATING TO STATE AFFAIRS; CLARIFYING THE STAFFING OF THE CONSTITUTIONAL REVISION COMMISSION; AND ELIMINATING THE POSITION OF EXECUTIVE DIRECTOR FROM THE INFORMATION TECHNOLOGY COMMISSION, was read for the first time and referred to the President of the Senate.

HIGHER EDUCATION PRESIDENTIAL AUTHORITY

S.B. 93 *R. Mont Evans*

AN ACT RELATING TO HIGHER EDUCATION; PROVIDING THAT THE PRESIDENT OF A HIGHER EDUCATION INSTITUTION BASE

SALARY DETERMINATIONS OF SUPPORT AND OTHER PROFESSIONAL PERSONNEL ON A POSITION OF CLASSIFICATION PLAN; PROVIDING THAT THE PRESIDENT MAY ADOPT POLICIES FOR EMPLOYEE SICK LEAVE AND SERVICE RECOGNITION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

AMENDMENTS TO SPECIAL DISTRICTS

S.B. 94 *R. Mont Evans*

AN ACT RELATING TO SPECIAL DISTRICTS; REQUIRING SPECIAL DISTRICT BOARDS TO HOLD A PUBLIC HEARING BEFORE IMPOSING OR MODIFYING A FEE; REQUIRING NEWLY CREATED SPECIAL DISTRICTS TO NOTIFY STATE AUDITOR; REQUIRING STATE AUDITOR TO KEEP LIST OF SPECIAL DISTRICTS; AND REQUIRING SPECIAL DISTRICTS TO DELIVER PROOF OF LIABILITY INSURANCE, was read for the first time and referred to the President of the Senate.

ORDERLY SCHOOL TERMINATION ACT AMENDMENTS

S.B. 95 *David H. Steele*

AN ACT RELATING TO PUBLIC EDUCATION; CLARIFYING AND PROVIDING CONSISTENCY IN DISMISSAL PROCEDURES FOR CAREER AND PROVISIONAL PUBLIC SCHOOL EMPLOYEES; AND MAKING CERTAIN TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

SAFE DRINKING WATER ACT AMENDMENTS

S.B. 96 *John P. Holmgren*

AN ACT RELATING TO THE ENVIRONMENTAL QUALITY CODE; PROVIDING FOR THE ASSESSMENT OF A CIVIL PENALTY BY NOTICE OF AGENCY ACTION RATHER THAN THROUGH A CIVIL PROCEEDING; MAKING THE WILLFUL VIOLATION OF THE ACT A CLASS B MISDEMEANOR; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

LICENSE PLATES - SNOWBOARD UTAH

S.B. 97 *Robert F. Montgomery*

AN ACT RELATING TO MOTOR VEHICLES; ALLOWING ORIGINAL LICENSE PLATES TO BE SNOWBOARD UTAH LICENSE PLATES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

CLINICAL EXERCISE PHYSIOLOGISTS

S.B. 98 *Robert F. Montgomery*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; ESTABLISHING CLINICAL EXERCISE PHYSIOLOGY AS A PROFESSION LICENSED BY THE DIVISION OF PROFESSIONAL LICENSING; DEFINING TERMS; CREATING A LICENSING BOARD; AND ESTABLISHING DIFFERENT LICENSING REQUIREMENTS DEPENDING ON WHETHER OR NOT A PERSON IS A CURRENT PRACTITIONER, was read for the first time and referred to the President of the Senate.

MOTOR VEHICLE - CONSUMER PROTECTION AMENDMENTS

S.B. 99 *David L. Buhler*

AN ACT RELATING TO MOTOR VEHICLES; AMENDING CERTAIN DEFINITIONS OF MOTOR VEHICLES TO INCLUDE MOTOR HOMES, was read for the first time and referred to the President of the Senate.

RADAR JAMMING DEVICES

S.B. 100 *Joseph L. Hull*

AN ACT RELATING TO MOTOR VEHICLES; PROHIBITING CERTAIN USES OF RADAR JAMMING DEVICES; PROVIDING EXCEPTIONS; AND PROVIDING PENALTIES, was read for the first time and referred to the President of the Senate.

SPECIAL REVENUE FUND

S.B. 101 *LeRay McAllister*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; RECLASSIFYING THE CENTENNIAL HIGHWAY TRUST FUND AS A SPECIAL REVENUE FUND, was read for the first time and referred to the President of the Senate.

AMENDMENTS TO INDIVIDUAL INCOME TAX

S.B. 102 *David L. Buhler*

AN ACT RELATING TO INDIVIDUAL INCOME TAX; PROVIDING THAT FEDERAL INCOME TAX DEDUCTED FROM FEDERAL TAXABLE

INCOME IS BEFORE CERTAIN CREDITS ARE APPLIED; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the President of the Senate.

INDIGENT DEFENSE FUND AMENDMENTS

S.B. 103 *Leonard M. Blackham*

AN ACT RELATING TO UTAH CODE OF CRIMINAL PROCEDURE; AMENDING DATES FOR APPLICATIONS FOR INDIGENT FELONY AND CAPITAL FUND MONIES AND EFFECTIVE DATES; AND MODIFYING PROVISIONS RELATED TO THE FUNDING OF THE FUNDS, was read for the first time and referred to the President of the Senate.

AMENDMENTS TO AGRICULTURAL EXEMPTION FOR AGRICULTURAL WORKERS

S.B. 104 *Robert C. Steiner*

AN ACT RELATING TO LABOR; DEFINING TERMS; MODIFYING EXEMPTION FOR AGRICULTURAL WORKERS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT AMENDMENT

S.B. 105 *LeRay McAllister*

AN ACT RELATING TO HIGHER EDUCATION; EXPANDING THE UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT, WHICH PROVIDES FINANCIAL AID TO STUDENTS, TO INCLUDE UTAH STUDENTS ATTENDING A UTAH PRIVATE NONPROFIT INSTITUTION ACCREDITED BY A REGIONAL ACCREDITING ORGANIZATION; PROVIDING A $300,000 APPROPRIATION FOR EXPANSION OF THE PROGRAM; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

PARKING RESTRICTIONS

S.B. 106 *David L. Buhler*

AN ACT RELATING TO MOTOR VEHICLES; AMENDING CERTAIN PARKING RESTRICTIONS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

NOTARY ON ELECTRONIC DOCUMENT

S.B. 107 *Craig A. Peterson*

AN ACT RELATING TO NOTARIZATION AND AUTHENTICATION; AMENDING PROVISIONS REGARDING A NOTARY'S OFFICIAL SIGNATURE; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

ALCOHOLIC BEVERAGE LAW AMENDMENTS

S.B. 108 *David L. Buhler*

AN ACT RELATING TO STATE AFFAIRS; AMENDING THE APPOINTMENT OF THE DIRECTOR OF THE DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL; AMENDING SUNSET DATES RELATED TO ALCOHOLIC BEVERAGE CONTROL; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

STATE LAW LIBRARY AMENDMENTS

S.B. 109 *Lyle W. Hillyard*

AN ACT RELATING TO COMMUNITY AND ECONOMIC DEVELOPMENT; CHANGING PROVISIONS RELATING TO THE STATE LAW LIBRARY; AMENDING DUTIES OF STATE LAW LIBRARIAN; ELIMINATING LIABILITY OF STATE LAW LIBRARIAN; AMENDING PENALTY FOR UNAUTHORIZED TAKING OR INJURY OF BOOKS CHANGING FUNDING OF THE LIBRARY; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR OGDEN PARKWAY HIGHWAY UNDERPASS

S.B. 110 *Robert F. Montgomery*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $1,200,000 FROM THE GENERAL FUND FOR FISCAL YEAR 1998-99 TO THE DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTING HIGHWAY UNDERPASSES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

ENTERPRISE ZONE AMENDMENTS

S.B. 111 *Mike Dmitrich*

AN ACT RELATING TO COMMUNITY AND ECONOMIC DEVELOPMENT; AMENDING CRITERIA FOR ENTERPRISE ZONES AND

TAX CREDITS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the President of the Senate.

REGULATION OF YOUTH EMPLOYMENT

S.B. 112 *LeRay McAllister*

AN ACT RELATING TO LABOR; AMENDING PROVISIONS RELATED TO EMPLOYMENT OF MINORS OVER 16 YEARS OF AGE; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES

S.B. 113 *Joseph L. Hull*

AN ACT RELATING TO HIGHWAYS; PROVIDING DEFINITIONS; AMENDING PROVISIONS RELATED TO LOADS ON VEHICLES; PROVIDING CERTAIN EXCEPTIONS FOR CERTAIN FARM VEHICLES, was read for the first time and referred to the President of the Senate.

THIS IS THE PLACE FOUNDATION

S.B. 114 *David L. Buhler*

AN ACT RELATING TO PARKS AND RECREATION; AUTHORIZING THE DIVISION OF PARKS AND RECREATION TO MAKE AN AGREEMENT WITH THIS IS THE PLACE FOUNDATION TO MANAGE THIS IS THE PLACE STATE PARK; SPECIFYING TERMS OF THE AGREEMENT; DELINEATING THE AUTHORITY OF THE FOUNDATION TO CONSTRUCT OR MAKE IMPROVEMENTS TO FACILITIES AT THIS IS THE PLACE STATE PARK; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

DIRECT ACCESS TO DERMATOLOGISTS

S.B. 115 *Mike Dmitrich*

AN ACT RELATING TO INSURANCE; PERMITTING AN INSURED TO RECEIVE UP TO FIVE OUTPATIENT VISITS FROM A DERMATOLOGIST WITHOUT A REFERRAL FROM A PRIMARY CARE PHYSICIAN; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

PARENTAL RESPONSIBILITY FOR WRONGFUL CONDUCT OF A CHILD

S.B. 116 *Pete Suazo*

AN ACT RELATING TO JUDICIAL CODE; PERMITTING THE COURT TO ORDER THE PARENT OR LEGAL GUARDIAN OF A MINOR TO MAKE RESTITUTION FOR DAMAGE OR LOSS CAUSED BY THE WRONGFUL CONDUCT OF THE MINOR; AND MAKING TECHNICAL CHANGES, was read the first time and referred to the President of the Senate.

CRITERIA FOR SOUND WALLS

S.B. 117 *Pete Suazo*

AN ACT RELATING TO HIGHWAYS; AMENDING CERTAIN NOISE ABATEMENT MEASURE PROVISIONS, was read the first time and referred to the President of the Senate.

REGULATION OF LEAD-BASED PAINT REMEDIATION

S.B. 118 *L. Alma Mansell*

AN ACT RELATING TO THE ENVIRONMENTAL QUALITY CODE; GRANTING RULE-MAKING AUTHORITY TO THE AIR QUALITY BOARD TO IMPLEMENT AND REGULATE FEDERAL STANDARDS FOR LEAD-BASED PAINT REMEDIATION; AND MAKING TECHNICAL CHANGES, was read the first time and referred to the President of the Senate.

MEDICAL PRACTICE AMENDMENTS

S.B. 119 *Robert F. Montgomery*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; PERMITTING AN APPLICANT TO FULFILL THE RESIDENT TRAINING REQUIREMENT FOR LICENSURE THROUGH A PROGRAM APPROVED BY THE ROYAL COLLEGE OF PHYSICIANS AND SURGEONS, was read the first time and referred to the President of the Senate.

FUNDING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION

S.C.R. 1 *Pete Suazo*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR EXPRESSING SUPPORT FOR CONTINUING APPROPRIATIONS TO THE OLENE WALKER HOUSING TRUST FUND, was read for the first time and referred to the President of the Senate.

RESOLUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE/ CONSERVATION AREA

S.C.R. 2 *Mike Dmitrich*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGING CONGRESS AND THE PRESIDENT TO CREATE THE SAN RAFAEL SWELL NATIONAL HERITAGE/CONSERVATION AREA IN EMERY COUNTY, was read for the first time and referred to the President of the Senate.

RESOLUTION AMENDING PROPERTY TAX PROVISIONS

S.J.R. 1 *Robert F. Montgomery*

A JOINT RESOLUTION OF THE LEGISLATURE REPEALING PROPERTY TAX PROVISIONS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

RESOLUTION SUPPORTING AFFORDABLE HOUSING FROM OLYMPIC HOUSING

S.J.R. 4 *Pete Suazo*

A JOINT RESOLUTION OF THE LEGISLATURE SUPPORTING EFFORTS TO DEVELOP OLYMPIC HOUSING THAT CAN BECOME PERMANENT, AFFORDABLE HOUSING FOR UTAHNS, was read for the first time and referred to the President of the Senate.

RESOLUTION ENCOURAGING DEVELOPMENT OF ELECTRONIC VOTING

S.J.R. 5 *Scott N. Howell*

A JOINT RESOLUTION OF THE LEGISLATURE URGING THE LT. GOVERNOR AND THE COUNTY CLERKS TO STUDY THE USE OF ELECTRONIC PROCESSES SUCH AS COMPUTER CONNECTIVITY TO PROVIDE GREATER ACCESS, EFFICIENCY, AND INTEGRITY IN EXERCISING THE RIGHT TO VOTE, was read for the first time and referred to the President of the Senate.

RESOLUTION AMENDING SPECIAL SESSIONS

S.J.R. 6 *Leonard M. Blackham*

A JOINT RESOLUTION OF THE LEGISLATURE REVISING ARTICLE VII, SECTION 6 TO ALLOW THE LEGISLATURE TO ADD ITEMS TO THE SPECIAL SESSION AGENDA; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

RESOLUTION AMENDING THE DATE OF GENERAL LEGISLATIVE SESSION

S.J.R. 7 *Scott N. Howell*

A JOINT RESOLUTION OF THE LEGISLATURE AMENDING THE TIME THE GENERAL LEGISLATIVE SESSION BEGINS IN 2002 TO THE FIRST MONDAY IN MARCH; CHANGING THE BOLDFACE; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

JOINT RESOLUTION - COMPENSATION OF IN-SESSION EMPLOYEES

S.J.R. 8 *Robert F. Montgomery*

A JOINT RESOLUTION OF THE LEGISLATURE FIXING THE COMPENSATION FOR LEGISLATIVE IN-SESSION EMPLOYEES; AND PROVIDING RETROSPECTIVE OPERATION, was read for the first time and referred to the President of the Senate.

RESOLUTION URGING PARENTAL OVERSIGHT OF CHILDREN WATCHING MOVIES

S.R. 1 *Scott N. Howell*

A RESOLUTION OF THE SENATE ENCOURAGING PARENTS TO EXERCISE INCREASED RESPONSIBILITY TO PROTECT THEIR CHILDREN FROM FILMS INAPPROPRIATE FOR THEIR AGE; AND URGING PARENTS TO WORK WITH THEATER OWNERS AND OPERATORS TO ENSURE THAT ATTENDANCE POLICIES ON AGE-RESTRICTED FILMS ARE PROPERLY ENFORCED, was read for the first time and referred to the President of the Senate.

RESOLUTION URGING REFORM OF FEDERAL CAMPAIGN FINANCE LAWS

S.R. 2 *Scott N. Howell*

A RESOLUTION OF THE SENATE URGING CONGRESS TO ACT QUICKLY TO PASS S.25, WHICH PROVIDES FOR THE COMPREHENSIVE REFORM OF CURRENT FEDERAL CAMPAIGN FINANCE LAWS, was read for the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 19, 1998

The President having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 22	Unsolicited Loan Regulation (R. Muhlestein)
S.B. 32	Real Estate Recovery Fund Amendments (L. Mansell)
S.B. 73	Beer Industry Distribution Act (L. Blackham)
S.B. 74	Demand Drafts - Uniform Commercial Code (L. Hillyard)
S.B. 76	Insurance Law Changes (L. Poulton)

Education

S.B. 18	Prohibiting Alcohol in Schools (L. McAllister)
S.B. 77	Middle Schools Task Force (D. Steele)
S.B. 93	Higher Education Presidential Authority (R. Evans)
S.B. 95	Orderly School Termination Act Amendments (D. Steele)

Energy, Natural Resources & Agriculture

S.B. 96	Safe Drinking Water Act Amendments (J. Holmgren)
S.C.R. 2	Resolution Urging Creation of the San Rafael Swell National Heritage/ Conservation Area (M. Dmitrich)

Health/Environment

S.B. 4	Medical Examiner Authority (R. Montgomery)
S.B. 10	Registry of Unidentified Deceased Persons (H. Nielson)
S.B. 27	Physician Assistant Practice Act (L. Blackham)
S.B. 28	Massage Practice Act Amendments (R. Evans)
S.B. 87	Attempted Purchase of Tobacco By Children (H. Stephenson)

Human Services

S.B. 5	Judicial Custody of Youth to Human Services (N. Tanner)

Judiciary

S.B. 15	Statute Of Limitations On Prosecuting For Bribery (J. Hull)

S.B. 75	Uniform Probate Code Amendments (L. Hillyard)
S.B. 81	Reauthorization of Juvenile Justice Task Force (L. Hillyard)
Revenue & Taxation	
S.B. 17	Property Tax - Extending Residential Exemption (D. Buhler)
S.B. 89	Private Collection of Delinquent Taxes (L. Beattie)
S.B. 91	Tourism, Recreation, Cultural, and Convention Tax Amendments (N. Tanner)
S.B. 94	Amendments To Special Districts (R. Evans)
State & Local Affairs	
S.B. 14	Electronic Process for Payroll (J. Holmgren)
S.B. 16	Transfer Of Agricultural Land Within City (R. Muhlestein)
S.B. 79	Election Law - Technical Amendments (R. Muhlestein)
S.B. 88	Administrative Rules Impact Costs (L. Poulton)
S.B. 92	Commission Staffing and Duties (L. Beattie)
Transportation & Public Safety	
S.B. 6	Enforcement and Penalties of Uninsured Motor Vehicle Violations (D. Steele)
S.B. 7	Special Fuel Tax Certificate Repeal (D. Steele)
S.B. 8	Reauthorization of and Amendments to Uninsured Motorist Database Program (D. Steele)
S.B. 78	Master Road - State Highway List (J. Holmgren)

Lane Beattie, Senate President

Report filed; and

Mr. President: January 19, 1998

The President having received the following Senate bills and resolutions along with their fiscal notes, orders them printed and placed on the Second Reading Calendar:

S.B. 11	Transplants of Wildlife (A. Myrin)
S.B. 12	Management Plans of Wildlife Resources Land (A. Myrin)
S.B. 83	Division of Purchasing and General Services Amendments (R. Evans)
S.B. 101	Special Revenue Fund (L. McAllister)
S.J.R. 4	Resolution Supporting Affordable Housing from Olympic Housing (P. Suazo)

S.J.R. 8 Joint Resolution - Compensation of In-Session Employees (R. Montgomery)

Lane Beattie, Senate President

Report filed. On motion of Senator Blackham, under suspension of the rules, the bills were placed on the Second Reading Calendar.

* * *

On motion of Senator Blackham, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Beattie presiding.

INTRODUCTION OF BILL

RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM

S.B. 35 *Lyle W. Hillyard*

AN ACT RELATING TO EDUCATION; ESTABLISHING AN EXTENSION AND RESEARCH PROGRAM ON OUTDOOR RECREATION AND TOURISM AT UTAH STATE UNIVERSITY; PROVIDING A $250,000 APPROPRIATION FOR THE PROGRAM; AND PROVIDING AN EFFECTIVE DATE, was read the first time and referred to the President of the Senate.

* * *

On motion of Senator Blackham, under suspension of the rules, bills on Second Reading Calendar will be considered today.

SECOND READING CALENDAR

S.B. 11, TRANSPLANTS OF WILDLIFE, was read the second time. Senator Myrin explained the bill. Senator C. Peterson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin

Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Holmgren	Howell	Mantes
Poulton			

* * *

S.B. 12, MANAGEMENT PLANS OF WILDLIFE RESOURCES LAND, was read the second time. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Voting in the negative was: Senator
Beattie

Absent or not voting were: Senators

Buhler	Holmgren	Howell	Mantes

* * *

S.B. 83, DIVISION OF PURCHASING AND GENERAL SERVICES AMENDMENTS, was read the second time. Senator M. Evans explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Holmgren	Howell	Mantes

* * *

S.B. 101, SPECIAL REVENUE FUND, was read the second time. Senator McAllister explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Holmgren	Howell	Hull	Mantes

* * *

S.J.R. 4, RESOLUTION SUPPORTING AFFORDABLE HOUSING FROM OLYMPIC HOUSING, was read the second time. Senator Suazo explained the bill.

On motion of Senator Suazo, the bill was amended as follows:

1. Page 1, Line 1:
   After "AFFORDABLE" insert "and accessible"

2. Page 1, Line 7:
   After "AFFORDABLE" insert "and accessible"

3. Page 1, Line 10:
   After "affordable" insert "and accessible"

4. Page 1, Line 25:
   After "affordable" insert "and accessible"

5. Page 2, Line 4:
   After "affordable" insert "and accessible"

Senator Steele commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Holmgren	Howell	Mantes

* * *

S.J.R. 8, JOINT RESOLUTION - COMPENSATION OF IN-SESSION EMPLOYEES, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Holmgren	Howell	Mantes

* * *

On motion of Senator Taylor, Chief Justice Michael D. Zimmerman spoke in Committee of the Whole. Senator Taylor introduced the Associate Chief Justices Daniel I. Stewart, Christine M. Durham, Richard C. Howe, and Leonard H. Russon.

On motion of Senator C. Peterson, the Senate voted to have Chief Justice Zimmerman's remarks printed upon the pages of the Senate Journal.

REMARKS OF CHIEF JUSTICE MICHAEL D. ZIMMERMAN

"Governor Leavitt, President Beattie, Speaker Brown, legislators, and members of the public. On behalf of the Utah Judicial Council, the Utah Supreme Court, and all the judges and staff in the third branch of government, I thank you for this opportunity to report on the state of the Utah judiciary.

As the chief justice of the Utah Supreme Court, one of my primary duties is to chair the Utah Judicial Council and to see that the policies set by the Council are implemented by the State Court Administrator. In performing these duties, I do not act as a judge, a decider of cases. Rather, I fulfill an administrative role assigned me by the Constitution. I am here today in that capacity to report to you on the state of the third branch from an operational perspective.

We in the judiciary face a number of challenges as we head into the next century. Some of these are recurring challenges and are the inevitable consequence of Utah's growth. Others are unanticipated and raise fundamental questions about the way we have always done business. But in either case, the Utah judiciary is positioned to meet those challenges. We are well organized, innovative, and efficient. And our excellent working relationship with the executive and legislative branches assures that we can communicate openly and candidly about how to best address these challenges with a minimum of mutual suspicion and posturing.

Before I start into the body of my report, I want to take this opportunity to introduce several people to you. First, all of you know my colleagues on the Utah Supreme Court. Justices Stewart, Howe, Durham and Russon. But today I would like to ask Associate Chief Justice Richard C. Howe to stand. (Stand.) As of April 1st, I will be stepping down as Chief Justice and he will be assuming the post. He will do an excellent job. Justice Howe has been a member of our court since 1981. Before that, he served for almost two decades in this legislature, first in the House, where he was speaker in 1971 through 1972, and then in the Senate. He understands your institution and will maintain our excellent working relationship.

I would also like to introduce you to the members of the Utah Judicial Council. The Supreme Court is the top of the judicial decision- making pyramid in Utah. And the Constituion also gives it some administrative responsibilties over the system, such as setting rules of evidence and procedure, overseeing the Bar, and managing the appellate process. But the role of administering the courts as a whole is assigned by the Constitution not to the Supreme Court, but to the elected representatives of the legal system who constitute the Utah Judicial Council. I though this would be a good opportunity for you to put faces to that institution.

The Council has 14 members, 12 judges elected from their respective court levels, including one Supreme Court justice, one court of appeals judge, five district court judges, three justice court judges, and two juvenile court judges. There is also a bar representative on the Council, elected by the Bar Commission. And the final member is the Chief Justice, who is the chair and votes only to break ties. I would like the members of the Council to stand as I introduce them.

Supreme Court Justice Leonard H. Russon

Court of Appeals Judge, and vice chair of the Council, Pamela T. Greenwood

Judge Anne M . Stirba of the 3d district court, Salt Lake County

Judge Michael Glasman of the 2d district court, Weber County.

Judge Robert T. Braithwaite of the 5th district court, Iron County

Judge Michael Burton of the 3d district court, Salt Lake County..

Judge Anthony W. Schofield of the 4th district court, Utah County.

Judge Kay A. Lindsay of the 4th Juvenile court, Utah County.

Judge Stephen A. Van Dyke of the 2d juvenile court in Davis County.

Judge Kent Neilsen of the Sevier County Justice Court

Judge Stan Truman of the Emery County Justice Court

Judge John Sandberg of the Municipal Justice Courts of Clearfield, Clinton, Riverdale, and Sunset.

James Jenkins, a member of the bar from Logan. That is the Utah Judicial Council. These are the people who set the administrative policies by which the judicial branch is run, and also set the budget and legislative priorities for the system. Of course, we depend heavily on our able State Court Administrator, Dan Becker, his staff, and all the other court employees working across the state to carry out those policies. Dan, would you please stand, too.

I want to take one moment to congratulate all who had a hand in the 1984 revision of the Judicial Article of the Constituiton that established the Council. You provided us with one of the soundest judicial administrative structures in the United States. It assures that all levels of court, and both urban and rural areas of the state, have their perspectives considered. Yet because no court level dominates

the council, all must work out their differences and make common cause for anything to be accomplished. This has the effect of taking people who may have fairly parochial perspectives at the start and bringing them to see the needs of the judiciary as a whole, people capable of placing the needs of the system ahead of the needs of their own court level and geographical area. Largely because of this need for concensus, the Council has proven itself capable of developing and refining sound initiatives, and of mounting support for them to see that they are implemented. And because the terms of members are staggered, we have continuity in direction despite changes in membership.

My diversion onto the subject of the strengths of the Council system is not irrelevant to the theme of my speech today. One of the Council's strengths is that it enables the judiciary to formulate coherent positions internally, and then present them to others with one voice.

A recent example of how this has served all the branches, and the public, is in the area of juvenile justice. In my state of the judiciary address four years ago, I first began calling your attention to the inability of the juvenile justice system to deal with the large increase in youth crime that has parallelled growth in this segment of the population. A lack of necessary probation staff, of programs, and of secure detention beds produced long delays and an inability to match swift and appropriate sanctions to youthful offenders.

Competing visions between the juvenile court and various executive agencies as to how the problem should be addressed and by whom, and the threat that any remedy would have a large price tag, made the prospects of corrective action dim. But after extensive conversations we initiated among leadership of the Senate and House, the Governor's office, the courts, and affected executive agencies, an agreement was reached to put together the Juvenile Justice Task Force, now in its second year. This legislative task force was carefully structured to include all the key players and to put all the tough issues on the table.

It is a testament to how well that task force process worked that last year, you passed without reduction its proposed $22 milllion package of increases for juvenile justice. The courts received $6 million of this money. One half of that $6 million was used to establish programs developed in the local juvenile court districts to provide services that previously did not exist. The other half of the money was used to hire 60 new probation officers to make sure that youth go to those newly available programs and do what ever else the court has ordered them to do. The rest of the $22 million is being used by other agencies to provide other much needed juvenile facilities and services.

I think we can look back on this whole matter with some pride. You, Mr. President, along with Speaker Brown, and the governor, have shown real

leadership. The problem was identified, a process for addressing it was created, a concensus solution emerged, and you found the means to implement that solution. This is a model of effective problem solving by all three branches of government.

While this example illustrates the capacity of the courts, as an entity, to play an important role in working with the other two branches of government, another strength of our structure is that its coherent statewide administration is combined with a sensitivity to the needs of each part of the system. That has allowed us to be innovative and flexible in meeting the public's needs. We are constantly planning, setting goals, and trying new approaches to reach them efficiently. These new approaches are often done on a pilot basis, with little or no additional funding. If these approaches are successful, we attempt to implement them statewide, coming to you when necessary for additional funding or legislation.

The juvenile victim–offender mediation program is an of example of a program that we developed and later came to you for support to expand it after it showed promise. This was initiated on an experimental basis in the third district juvenile court in 1996. Under that program, mediation is offered to the victim and the offender, generally before a judge is ever involved. The objective is to give the victim an opportunity to meet the juvenile offender and impress upon them how the crime has affected their lives. It also gives the victim a chance to play an active role in determining the restitution required and any community services to be performed.

That program proved very successful. Victims are vastly more pleased with the process than when cases are handled in the traditional manner. Surveys tell us that more than 90% of the victims participating in the program felt good about the process, a remarkable figure given that they are victims of crime. In addition, the process makes a strong, positive impact on offenders. They must sit down with their victims and understand the results of their acts in very personal terms. That has changed their subsequent behavior.

From our records, we find that when mediation is used, the offending youth is about twenty percent less likely to reoffend than those who have not gone through mediation. And when mediation has been used to set the amount and terms of restitution to be paid, the offenders pay a higher percentage of the amount ordered, and on time.

These startlingly good results led us last year to ask for funding for one staff person to expand the program. You gave us that funding, and with that support staff person, we have been able to secure the services of volunteer mediators, allowing the program to be taken statewide. Obviously, if these results hold up over time, this program has great potential for getting youth out of the juvenile

justice system sooner, and keeping them out. It also has the added advantage of giving victims a much greater sense that the system cares about them, and that they are an integral part of the process.

The ADR program I have just described is only one of six ADR programs that we are presently conducting in the appellate, district and juvenile courts, all of which show considerable promise. The bulk of these programs have been initiated without additional funding through the use of existing staff and volunteers.

Innovative programs that provide better solutions for the parties and the public are not without their challenges, both for the judiciary and for the legislature. We have undertaken several intensive judge-centered programs in the district and juvenile courts to respond to obvious needs. These programs show that better results for the parties and the public are often available, but that they come at the cost of much increased judge time and attention per case. The very success of these programs raises serious questions about how much we are willing to pay to improve the quality of justice the courts can provide.

In January of 1997, Judge Shiela McCleve of the 3d district court established a separate domestic violence calendar. In addition to her normal caseload, she took on responsibility for a calendar composed exclusively of domestic violence matters. The effect of concentrating the matters, instead of scattering them among all the judges' calendars, and of devoting additional judge time to each case, was to assure consistent treatment of offenders, to dramatically shorten the time between an offence and a court appearance, and to greatly increase the liklihood that those not complying with the terms of the court's orders would be punished.

As a result of her program, a far higher percentage of abusers are now complying with orders to get treatment, and compliance with other aspects of court orders is also up sharply. But the cost was far more judge time per case. By years' end, after having personally handled over 5000 cases and seeing the average defendant four times as often as would have been the case otherwise, Judge McCleve has returned to a more traditional calendar. The draining nature of the caseload and the sheer volume of the work was too demanding for one judge. But the lesson of her experience is that sustained attention by one judge to a defendant produces positive results that are hard to achieve otherwise. The other lesson is that increased judge time per case sharply increases workload and cannot be maintained without additional judicial and clerical resources.

A similar lesson is taught by our two existing drug court programs, and can be expected from other drug court programs that are being proposed around the state. Dramatic reductions in the rates as which defendants reoffend results from

successful completion of the program, but the judge time per defendant is about 15 times what it would be in the routine criminal case.

We have had a similar experience in the juvenile court. The Child Welfare Reform Act of 1994 formalized proceedings and required more judge time per case in the hope of achieving better outcomes for children, parents, and society. The Act has had the desired consequences. However, at a high cost. Abuse and neglect matters constitute less than 5% of the case filings in the juvenile court, but now require almost 50% of the total available judge time to process.

These are only some examples, but I suspect that in the future, we will see more programs, whether originated internally or from without, where particular types of cases will be earmarked for more intensive judge attention in the hope of producing better results. And if these programs are promising, I am sure that we will respond by seeking their expansion. But you can see that more judge intensive calendars will only compound the problems of growth we face, and put in high relief the choice between cost and the quality of justice.

To help us meet the demands of current judge-intensive programs, and as well as to meet the growth in our traditional district court caseload, we are asking for two additional judgeships this year, one for the juvenile court and one for the district court. They are not all we need, but they are a start.

Let me take a minute and reflect on another an emerging issue which I think will eventually be of great importance to the judiciary and the legislature; not necessarily this year or next, but certainly in the forseeable future.

This is the challenge posed by the sharp increase in pro se litigants: that is, people representing themselves in civil matters. These cases are of various types, from divorce, abuse protective orders, custody and visitation, to contract and torts. In Utah, currently one in every five civil cases is filed pro se, and the trend is upwards. This trend toward self-representaiton is nationwide and I think it will persist. For example, in Phoenix, Arizona, one half of all divorce matters are now filed pro se. This trend is partly driven by economics--the cost of lawyers-- and partly by a desire of people to handle their disputes themselves. Direct participation gives them more understanding and more control over the process and the outcome. This same desire to participate directly is also one of the things that is fueling the growth in our ADR programs.

Direct participation presents problems, however.. Courts are structured to operate with lawyers representing the parties, which permits the court personnel and judges to act as detatched participants in the litigation process. In such a scenario, lawyers who understand the intracies of the law and the procedures can

be counted on to advise the clients, advocate their positions, and get them through the process . The presence of large numbers of pro se litigants is fundamentally inconsistent with this system. Their lack of understanding of procedure and the law raises the prospect of the pro se litigant losing not on the merits of their case, but on technical grounds. Also, their lack of knowledge also means that they make many missteps and require help through the process from court employees.

I have no doubt that the judiiciary has a clear responsibility to accomodate these people seeking to assert their legal rights.

We have made efforts. In 1995, we placed five Quickcourt kiosks around the state to permit people to prepare their own pleadings in some types of matters. The forms produced by these machines, after a simple question and answer session with a computer, comply fully with the requirements of our court rules, thus avoiding a source of technical problems for pro se litigants. Although we have only five machines in place, last year almost 12,000 people sought court information from these kiosks, and almost 4,000 people printed out forms for divorce and landlord-tenant issues. This represented a 50% increase in usage over the previous year.

This year, we are asking for legislation that will permit us to make these same services more widely available over the the internet. In addition, we are making ADR available in more forums, which should help meet the needs of these litigants for understandable, sound, and accessable dispute resolution processes. Finally, to make the system a bit less daunting, we are instituting a 1-800 number where the public can call and get information or register complaints.

You in the legislature have already addressed one small aspect of this pro se problem and seem to agree that the courts should help them navigate the judicial processes. In 1996, you required that court clerks essentially act as paralegals for those seeking domestic abuse protective orders. As a result, a large number of court clerks are devoting the bulk of their time to this work, and the demand continues to rise

The long range implications of this increase in pro se civil litigation is that it will bog the courts down, retarding the processing of all types of cases. Already, I hear judges complaining about how they have to act as lawyers for these pro se litigants, and how this slows down their calendars. Some who have studied this problem have suggested that the courts will soon have to provide more clerks to act as paralegals for pro se litigants if court access is to be meaningful. This would not be greatly different from what we are already doing for those seeking protective orders.

Whatever steps are taken to accomodate this trend, it is sure to have substantial cost implications. And this is an area where there is no real options for the courts or the legislature. Refering back to my earlier remarks about more judge-intensive programs, there you can choose not to provide the judicial resources needed to permit judges to devote more time to each case in order to produce better results. But in the area of pro se litigation, regardless of what you do or do not do to facilitate access, the public will make its own demands on the court system.

As this is my last appearance before you as Chief Justice, I would like to take a moment to extend my warm thanks to the members of the House and Senate and the executive branch with whom I have had the pleasure of working over these past four years. There are natural tensions between the branches of goverment that the founders wisely relied upon to keep each in its own sphere. But beyond our areas of necessary autonomy, we are all part of one government, trying to do the peoples' business. Governor Leavitt, President Beattie, and Speaker Brown all understood that fact and made my task of representing the judiciary far easier than it might have been. I trust that that understanding will also serve to ease the way for my successor.

In concluding, I would like to invite each of you to visit us in the new court house in March, after our move. The building is on time and on budget, no mean feat for a project of its size.

Thank you for your attention.

* * *

On motion of Senator C. Peterson, and at 3:30 p.m., the Senate adjourned until 10:00 a.m. Tuesday, January 20, 1998.

JOINT CONVENTION

President Beattie called the Joint Convention to order at 6:30 p.m. in the Chamber of the Utah House of Representatives

A quorum of the Senate and House of Representatives was present.

President Beattie appointed a Joint Committee comprised of Senators Craig A. Peterson, Leonard M. Blackham, and Scott N. Howell, and Representatives Christine Fox-Finlinson, John L. Valentine, and David M. Jones to notify Governor Michael O. Leavitt that the 1998 General Session of the Fifty-Second Legislature is in Joint Convention and ready to hear his State of the State Address.

President Beattie acknowledged special guests and elected and appointed officials in attendance at the Joint Convention.

Governor Michael O. Leavitt was presented to the Joint Convention by the committee.

On motion of Senator C. Peterson, the Joint Convention voted to have the complete text of the Governor's State of the State Address printed across the pages of the Senate Journal.

REMARKS BY GOVERNOR MICHAEL O. LEAVITT

Good Evening, President Beattie, Speaker Brown, members of the Legislature, Chief Justice Zimmerman, Lieutenant Governor Walker and my fellow Utahns. I am pleased to address you on the opening day of the 1998 General Session of the Utah State Legislature and to commemorate Human Rights Day.

One hundred and two years ago, Utah was a new state of 270,000 people in the twilight of a waning century. Two years from now, our young, vibrant state leaves the epochal cradle of its infancy and charges into the next millennium.

Our past is both grandiose and gritty. We have honored it and learned from it during two years of celebrating a statehood centennial and the sesquicentennial of our first settlers. But tonight, as we examine the state of this great state, let us lift our eyes to the horizon beyond our time. Let us envision our future so we can shape it.

Tonight, the 21st century beckons. We are a little older, more poised and prosperous than we were in 1896. Microchips have replaced mule teams. Our pioneer settlement has become a metropolis. Two hundred-seventy-thousand people are now two million.

The next century will be a time of supercomputers and smart highways. Digital television will be used for entertainment, but also for education. Microprocessors will be in our kitchens. We'll get the morning's Dow Jones on our toast.

It will be a world of increasing complexity and change. Utah can become a diamond in the desert -- shimmering with growing communities and the lights of cities framed by timeless mountains. We can have grandeur and greatness, if we have the foresight to go after them.

Last month, I was asked to participate in a panel discussion with a dozen world-renowned economists, futurists and a handful of corporate leaders. There

we were on the 107th floor of the World Trade Center by those huge windows overlooking New York Harbor. The Statue of Liberty in the distance.

The point of the panel was to discuss the future, and to get it rolling we were given a scenario: "Look forward to 2015 and tell us what will be most surprising."

It went around the table. And then it came to me.

You're surrounded by the smartest economists in the world, what do you do? Mesmerize them with macro theory? No, you create a diversion. At least that's what I did. "Since we're forecasting the future," I said, "I'll tell you how the Nobel Prize in economics will be won in 2015."

I'll tell you, too. But first I want to focus on their question in a Utah context. "What will Utah look like in 2015, 2020, and beyond? What do we want it to look like?"

As I scan the horizon, I see some things that will shape our future more than any others. Let's start with population.

Picture this state with a million more people, and then a million more. The Wasatch Front will be filling in from Brigham City to Nephi. We'll be adding 43,000 people a new Bountiful every year. St. George might be nearly as big as Salt Lake is now.

More people, but no more land, air or water. We have to balance the needs of the environment and the needs of humanity, and we'll have just one shot to get it right. We need to protect our state's sense of openness and agricultural heritage. Future generations will judge us poorly if we don't -- and they should.

TRANSPORTATION

The Centennial Highway Fund, with I-15 and dozens of other projects across the state was an unexceeded expression of optimism about the 21st century.

The I-15 project is slightly ahead of schedule. We all feel a little grumpy about it from time to time, but for the most part, the people of this state have responded with good spirit and patience.

The rewards of our travail will shortly begin to materialize. By summer we'll start to have new overpasses in use. By late fall, new on-ramps and pavement.

Safety is a major concern. Recently, I met with parents who lost two children in a tragic pedestrian accident. We will step up the state's efforts in this area, but please, please be careful. We can accept inconvenience, but not loss of life.

The I-15 project is bigger than we expected. Some have suggested that we step back and cancel projects in other areas of the state. That would be unfair. We cannot cancel projects and we will not raise taxes this year. We need to pay for the additions to the project just like we have the rest -- with a balanced approach. I've proposed one way. There will be other good ideas.

What we cannot do is shortchange education. Our children will travel those roads to the future but if it comes at the expense of their schooling, we've taken away their destination.

I was at the Department of Transportation recently, and was shown an old report. It was written by a man named Frank Muir, whose job it was to log the traffic on a road north of Salt Lake.

It was 6 a.m. on an April morning in 1915, and I can just see Frank parked there, drinking a sarsparilla, watching that road. Writing it all down with his fountain pen:

".... Observed between 6 a.m. and 11 a.m ... five one-horse wagons ... loaded .... traveling northbound .... 19 loaded .... headed south ..... 54 empty one-horse wagons northbound and south .... five saddle horses ... and 102 automobiles."

That spot where Frank recorded the road history in 1915 is roughly the route through Davis County where Legacy Highway will go. By 2015, more vehicles will travel that stretch in 20 seconds than Frank Muir counted all day, including the horses.

Legacy Highway needs to be built. If we don't, within the first decade of the 21st century, Davis County will be a traffic congestion nightmare, and the rest of the Wasatch Front will follow.

Legacy Highway will unfold mile by mile over the next 20 years. It needs to stretch along the western perimeters of our valleys, from Willard on the north as far south as Santaquin.

The Davis County piece is the most urgent. Defining the exact route for a project like this is always difficult. We'll do it in a way that minimizes environmental impact, but the project needs to move forward.

HOUSING

While we're building next-generation highways, we also need to build future neighborhoods and next-generation housing.

Do we wall off the Wasatch Front and tell our children this is not the place? No. We plan now and start building the 17,500 new houses and apartments that will be needed yearly to house them.

A roof over one's head is a basic human requirement. Owning one's home is a quest that should be advanced by any society.

But some local governments have begun to use their planning and zoning authority to exclude everything but big lots, double garages and expensive brick homes. Nice, if your earnings allow it. But what if they don't?

Two of my most passionate beliefs are in play here: the importance of local control and the power of the free market. But it is unfair for any community to make income the price of admission. The long-term consequences are so great, the state may have no choice but to begin apportioning responsibility.

If we're smart and forward-looking, we can find the right mix of density and design.

ENVIRONMENT

There is another kind of open space we have to safeguard. In Utah, we are blessed with landscapes that astound and uplift us. They are our sentinels, we are their stewards.

This year we will launch a parks and recreation initiative of unprecedented scope to protect our forest lands, campgrounds and waterways.

In the spirit of protection of the environment and our safety, I am asking the legislature this year to make a clear statement to out-of-state utility companies that want to dump nuclear waste in the west desert, near a military compound where cruise missiles sometimes get lost. Our policy is simple: we don't want it!

TECHNOLOGY DRIVEN CHANGES IN THE WORLD AND ECONOMY

Every couple of centuries the world goes through a massive transition. At such times nations are shaped and entire economies defined. America became a world power because it combined unprecedented freedom and leadership in the transition from the Agricultural to the Industrial Age.

The world is now moving from the Industrial Age to the Knowledge Age at blinding speed. Our nation's future as world leader is dependent on our navigating this change as skillfully as we did the last. Education will play a critical role.

The state or nation that leads that trend will rise to pre-eminence because its sociological and geo-political implications are enormous. It is a force that will push and shape governments for the next half century. Utah will not be a bystander.

PUBLIC EDUCATION

If knowledge is the shaping tool of the 21st century, our schools are the sculptor. Over the past four years we have taken some giant steps. Class sizes in the early grades -- reduced. Teacher salaries -- increased. Test Scores -- improved.

Three hundred seventy-two schools accepted a challenge to become Centennial Schools by establishing performance goals and assuming control over their own progress. Now we go to the next level. We want to raise the bar of excellence, with two more steps forward.

First, 21st Century Schools. This program builds on the foundation laid by Centennial schools with more individualization, more parental involvement and heightened commitments to technology.

It's a simple but powerful concept. To become one of the sixty 21st century schools this year, the entire school community, must set measurable goals to improve reading, writing and math. Develop a three-year plan and commit to it as a team. Accomplish the goal and each school and teacher will be rewarded financially.

Alongside 21st Century Schools is a proposal to establish eight public chartered schools. They are public schools that are free, public schools that are open to any student and public schools that are accountable to the State School Board. They are public schools, but not necessarily government schools.

They serve diverse needs and interests. I envision one specializing in math or the arts; another for students with the drive to earn an associate degree with their high-school diploma. There are endless possibilities.

Step two: A middle-school initiative. It begins by reducing class sizes in 7th and 8th grade. Anybody who has had a 13 or 14 year old knows that this is an age group perched at the crossroads of opportunity and vulnerability. These are the wonder years and the attitude years. They can look 9 but act 19. We cannot overlook them but we can set higher expectations for them.

In the next couple of years, as we reset the clock for a new millennium, let's establish a new measure of greatness. Let it be said we were bold as we looked around the bend of the next century. That in a valley of flat public school enrollments we set out to scale a mountaintop of quality.

HIGHER EDUCATION

The future will explode with opportunity for colleges and universities if they adapt. This transition will encompass new competitors, a market place that requires agility and adaptability.

We will continue to build our traditional campuses, where people come to think, study, take instruction and interact with other people, but we will have to add a new technological dimension.

This year, I am proposing several important steps to prepare our higher education institutions for these changes. First, a new master plan that will see this new horizon, plan for it and position our schools accordingly.

Second, our five community colleges have proposed the formation of the Utah Electronic Community College to pool their distance education courses for delivery anywhere, anytime.

Third, this is not a time for us to be stepping back from our investment. The budget I have proposed this year would reverse the downward trend in higher education's share of the state appropriations.

ECONOMIC DEVELOPMENT

It is a strong state economy that has allowed us to make school improvements yearly, to build new highways, fight crime, care for the needy and at the same time reduce taxes.

Our people are employed. Our economy is vibrant and sustainable. Last year we created 42,000 new jobs and saw unemployment drop to 3 percent.

In the last five years, taxes have been reduced by $769 million, yet state government has not grown relative to personal income, meaning it is no more burdensome on the Utah taxpayer today than it was in 1988.

Our rural communities still need help. Rural Utah can have it all in the 21st century safety, sense of community, scenery, and, thanks to technology, global sophistication.. But we must enhance its opportunities.

The state has launched the 21st Century Communities partnership to help rural cities and towns find their niche in the global marketplace. And they will. In smalltown Utah it will be possible to live in Salina and transact with Singapore.

All of the state must become progressively global. Utah has seen dramatic expansion in international commerce. That is why the Olympics are so important. The perfect way to open the 21st century.

February 2002 will be a milestone. We will befriend nations, we will reap economic benefits for generations to come and we will kindle an Olympic flame in the hearts of our children that will burn long after the Olympic torch is extinguished in Rice Stadium.

SOCIETY, THE FAMILY AND THE ROLE OF GOVERNMENT

I have traveled most of this state as governor and talked with many of you. I have seen nobleness in its highest form, but I have also seen faces of children etched in sadness and pain.

This past week I attended the opening of a shelter for domestic abuse victims in Salt Lake. The director told me about a 3-year-old who stepped between his parents during a fight to protect his mother and came out of it with an adult hand print inflamed on his face. Three years old and the pattern of abuse was already imprinting.

How does this child go to school and learn? How does he grow and play with an unburdened heart? How does he become an adult when he hasn't been allowed to be a child?

We will never have enough money, enough foster parents, enough volunteers, to wipe out the economic disparity, the dysfunction. But we will do what we can and we will not look the other way or fail to listen simply because their stature is the smallest and their voice the softest.

We have taken a child welfare system in disarray and invested hundreds of millions of dollars. We are committed to become a national leader. But still there is one dilemma we haven't been able to solve yet.

FOSTER CHILD

I have talked about this problem. We have reduced it to statistics, to emotions and even to anguish. Now let me put a face to it.

Ladies and gentlemen, I'd like you to meet someone special. A little boy who will not remember that he was here or that his coming held significance for us. We could not stave off what is already now his past. But we can stand in solidarity and promise him a future.

Bo was found at a bus stop in the middle of the night last summer. His mother was sprawled out near him with a bag of heroine. Bo had experienced drugs before he was ever born. He was quickly placed with foster parents who love him, care about him and want to make the bond permanent through adoption. But he has

hundreds of little soulmates who have not found solace or security. Tonight there are 2,442 children in protective custody in our state, but only 950 foster families. All of us can do more!

I propose that the Legislature approve the Utah Child Welfare Foundation, which will recruit and train more foster parents so the gap between protection and placement is diminished.

It will rely to large extent on the cooperation of churches and community organizations, which can move more hearts to give willingly through love and devotion, than a government can do with the power of taxation and law. We need 3,000 foster families by the year 2000.

HUMAN SERVICES

We can do more for other children in the area of health care. Four years ago, the state created HealthPrint to expand access to quality health care. Each year we have moved closer toward the goal of making basic medical treatment available to every Utahn. This year, we can hit a milestone.

When we started the program, 88 percent of the state's children had health care. Today we are at 93 percent. If we pass the Children's Health Insurance Program this session, we finish the job by insuring the remaining 45,000 needy children.

The program will allow those children to have the same health insurance plan as the one offered to state employees.

The state cannot solve every social heartache, but it can muster every resource to save a life, shape a future and speak up for a newborn who entered the world with nothing. This year I'm proposing substantially more money for more child care.

It is not the role of government to find babysitters. But it is in the state's interest to make sure a disadvantaged mother who is working or needs job training has someone to care for her children.

For those who can't see the human element of why that money is needed here's the financial angle: For every dollar put into child care, the state saves $2.20 in welfare.

The new Workforce Services Department has already dramatically reduced welfare caseloads. This is a positive cycle: Off welfare roles. Onto payrolls. Use the savings to help others.

There is one other cycle we have to talk about that will determine whether Utah in the 21st century is dynamic, or simply dangerous.

When populations expand, so does crime. It is unacceptable that in a state founded on the sweat and spirit of freedom-seekers, that it is the law-abiders who could lose liberty and become prisoners.

We must have a state where the elderly are revered for their wisdom, not robbed of their life savings. Where children go to schools free of drugs, guns and gangs and walk home in groups for the fun of it, not the fear of it.

This is the right of every man, every woman, every child. Our founding principles never hedged. Life, Liberty and the Pursuit of Happiness, they proclaim. It isn't "live in fear, lock your door, pursue your dreams with caution."

We will expand our prison system by more than 1,200 slots this year. We will hire more cops at every level and punish violent offenders. This state must remain safe in the 21st century.

I would like to conclude tonight by taking you back to the World Trade Center, and to our discussion about who would win the Nobel Prize for Economics in 2015. At the root of this is a lesson I've learned from public service that I believe offers a key to the state of our state in the 21st century.

The big surprise is that the Nobel Prize for Economics in 2015 will not be won by an economist, but by a sociologist who comes up with a new economic theorem called the Economics of Goodness.

It is a simple but powerful idea. Every nation or state has economic assets that produce wealth. It may be minerals, a seaport, favorable climate. But there is an asset of immense power inherent in any community that will use it -- the inclination of its citizens to do the right thing, voluntarily.

The operative notion is that there is nothing more economically devastating than a growing population of people that instinctively do wrong. And there is no stronger economic force over the long run than people doing right.

Just one example: imagine the economic heft of a nation free of drug and alcohol abuse. Health care costs would plummet, worker productivity would skyrocket. Families torn apart by the abuse and financial hardship wrought by substance addiction would remain together. Welfare rolls would fall. Crime costs would shrink, and that society would build fewer prisons.

Imagine the power of a nation able to invest those trillions of dollars into education, investment or research. Such a nation would dominate the world economy.

One of the participants who heard this couldn't contain himself. "You're turning this into a religious discussion," he said. Before I could respond, one of the best known economists in the world beat me to it. "Wait a minute," he said. "I'm an atheist and this isn't about religion. It's about the supply and demand of human behavior and the predictability of its consequences."

Amen to the atheist. The discussion went on for nearly half an hour. Finally, another one piped up. "This kind of discussion irritates me," he said, proceeding to talk about the different values employed in the diverse world cultures. "Who's to say what's right? It is all relative."

It isn't relative. The idea that behaviors are relative was not invented by this generation, but it has been perfected by this generation, and this generation will ultimately declare it a fallacy. Because the recorded history of mankind is replete with examples that certain behaviors produce a long-term positive result.

They are ageless, timeless principles. People who work hard, are honest with each other and practice kindness and compassion will prosper. Civilizations built on a foundation of strong families and communities, patriotism and individual responsibility will endure. A nation is but the aggregate character of its people.

This is our moment to define a new century for our children. We are defining it tonight in the sunset of the 20th century. We are charging ahead to shape, to polish and to perfect it in the sunrise of the morrow.

Thank you. Good night and God bless Utah.

* * *

On motion of Representative Fox-Finlinson, the Joint Convention was dissolved.

SECOND DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Mantes and Dmitrich, excused.

Prayer - Pastor Julius Jones, Central Seventh-Day Adventist Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

INTRODUCTION OF BILLS

DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS

S.B. 36 *Scott N. Howell*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; REVISING THE REQUIREMENTS FOR LICENSURE BY ENDORSEMENT; PROVIDING FOR LICENSURE BY EQUIVALENCY; PROVIDING FOR ACCESS TO RELEVANT RECORDS MAINTAINED BY OTHER GOVERNMENT AGENCIES; AUTHORIZING THE USE OF FINGERPRINT CARDS AND BACKGROUND CHECKS FOR APPLICANTS; PROVIDING ADMINISTRATIVE FINE AND CITATION AUTHORITY; PROVIDING FOR ENFORCEMENT; AND MAKING TECHNICAL CHANGES, was read the first time and referred to the President of the Senate.

OPEN SPACE NEAR STATE PRISON

S.B. 37 *R. Mont Evans*

AN ACT RELATING TO ADMINISTRATIVE SERVICES; PROVIDING FOR THE SURVEY OF CERTAIN LAND; AUTHORIZING THE OFFICE OF PLANNING AND BUDGET TO DETERMINE THE USE OF THAT LAND; AND APPROPRIATING $125,000 TO DETERMINE THE SIZE, BOUNDARIES, AND LEGAL DESCRIPTION OF THE LAND, was read for the first time and referred to the President of the Senate.

ENERGY ASSISTANCE PROGRAM OVERSIGHT

S.B. 120 *Howard C. Nielson*

AN ACT RELATING TO HUMAN SERVICES AND COMMUNITY AND ECONOMIC DEVELOPMENT; TRANSFERRING THE ENERGY ASSISTANCE PROGRAM FROM THE DEPARTMENT OF HUMAN SERVICES TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

LEGISLATIVE COMMITTEES

S.B. 121 *Craig A. Peterson*

AN ACT RELATING TO THE LEGISLATURE; AMENDING THE PROVISION REQUIRING STANDING COMMITTEES OF THE TWO HOUSES TO BE IDENTICAL; CHANGING DEADLINE ON INTERIM COMMITTEE REPORTING; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

NEW JUDICIAL POSITIONS

S.B. 122 *Lane Beattie*

AN ACT RELATING TO THE JUDICIAL CODE; ADDING ONE DISTRICT COURT JUDGE TO THE THIRD JUDICIAL DISTRICT AND ONE JUVENILE COURT JUDGE TO THE SECOND JUDICIAL DISTRICT; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR ASSISTIVE TECHNOLOGY DEVICES AND SERVICES

S.B. 123 *Nathan C. Tanner*

AN ACT RELATING TO PERSONS WITH DISABILITIES; PROVIDING A $500,000 APPROPRIATION TO THE STATE OFFICE OF REHABILITATION TO PURCHASE ASSISTIVE TECHNOLOGY DEVICES AND SERVICES; MAKING CERTAIN TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

SUNSET REAUTHORIZATIONS OF LICENSED PROFESSIONS

S.B. 124 *Nathan C. Tanner*

AN ACT RELATING TO STATE AFFAIRS; REAUTHORIZING LANDSCAPE ARCHITECTS LICENSING ACT AND THE FUNERAL SERVICES LICENSING ACT UNDER THE SUNSET ACT, was read for the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 20, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 98	Clinical Exercise Physiologists (R. Montgomery)
S.B. 108	Alcoholic Beverage Law Amendments (D. Buhler)

Energy, Natural Resources & Agriculture

S.B. 104	Amendments To Agricultural Exemption For Agricultural Workers (R. Steiner)
S.B. 113	Loaded Vehicles - Exemption for Farm Vehicles (J. Hull)

Health/Environment

S.B. 119	Medical Practice Amendments (R. Montgomery)

Human Services

S.B. 112	Regulation of Youth Employment (L. McAllister)
S.C.R. 1	Funding for Olene Walker Housing Trust Fund Resolution (P. Suazo)
S.R. 1	Resolution Urging Parental Oversight of Children Watching Movies (S. Howell)

Judiciary

S.B. 103	Indigent Defense Fund Amendments (L. Blackham)
S.B. 107	Notary On Electronic Document (C. Peterson)

Revenue & Taxation

S.B. 31	Sales Tax on Food Amendments (S. Howell)
S.B. 72	Budget Review Task Force (M. Peterson)
S.B. 80	Recodification of Special Districts (R. Evans)
S.B. 102	Amendments To Individual Income Tax (D. Buhler)

State & Local Affairs

S.B. 82	Master Deeds Of Trust Or Mortgages (L. Hillyard)
S.J.R. 5	Resolution Encouraging Development Of Electronic Voting (S. Howell)
S.J.R. 6	Resolution Amending Special Sessions (L. Blackham)

S.J.R. 7	Resolution Amending the Date of General Legislative Session (S. Howell)
S.R. 2	Resolution Urging Reform of Federal Campaign Finance Laws (S. Howell)
Transportation & Public Safety	
S.B. 24	Snowmobile Special License Plates (J. Holmgren)
S.B. 25	Uniform Allowance for Utah Highway Patrol (R. Evans)
S.B. 29	Appropriation For Moving Botanical Gardens (J. Holmgren)
S.B. 90	Assaulting a Peace Officer (R. Evans)
S.B. 97	License Plates - Snowboard Utah (R. Montgomery)
S.B. 99	Motor Vehicle - Consumer Protection Amendments (D. Buhler)
S.B. 106	Parking Restrictions (D. Buhler)
S.B. 117	Criteria for Sound Walls (P. Suazo)

Lane Beattie, Senate President

Report filed.

THIRD READING CALENDAR

S.B. 11, TRANSPLANTS OF WILDLIFE, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes	Taylor

S.B. 11 was transmitted to the House.

* * *

S.B. 12, MANAGEMENT PLANS OF WILDLIFE RESOURCES LAND, was read the third time and explained by Senator Myrin.

Senator Mansell moved the following amendment:

1. Page 3, Line 5:
After line 5 insert: "(7) The division may not acquire land if the acquisition would result in a net increase in the number of acres owned by the state on May 4, 1998."

Senators C. Peterson, Hull, and Myrin commented. The amendment failed on a voice vote.

S.B. 12 passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton

Voting in the negative were: Senators

Taylor	Beattie	

Absent or not voting were: Senators

Dmitrich	Mantes	Mayne

S.B. 12 was transmitted to the House.

* * *

On motion of Senator Evans, under suspension of the rules, S.B. 83, DIVISION OF PURCHASING AND GENERAL SERVICES AMENDMENTS, was read the third time. Senator Evans explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson

M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Dmitrich Mantes

S.B. 83 was transmitted to the House.

* * *

On motion of Senator McAllister, under suspension of the rules, **S.B. 101**, SPECIAL REVENUE FUND, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes

S.B. 101 was transmitted to the House.

* * *

On motion of Senator Suazo, under suspension of the rules, **S.J.R. 4**, RESOLUTION SUPPORTING AFFORDABLE HOUSING FROM OLYMPIC HOUSING, was read the third time. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein

Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes

S.J.R. 4 was transmitted to the House.

* * *

S.J.R. 8, JOINT RESOLUTION - COMPENSATION OF IN-SESSION EMPLOYEES, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes

S.J.R. 8 was transmitted to the House.

* * *

On motion of Senator C. Peterson and at 10:55 a.m., the Senate adjourned until 10:00 a.m., Wednesday, January 21, 1998.

THIRD DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senator Holmgren, excused.
Prayer - Pastor Bruce Johnson, Our Savior's Lutheran Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 21, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journals for the first and second days and find it correct with minor amendments noted on the final copy.

Nathan Tanner
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 20, 1998

The House passed **H.B. 187**, PUBLIC SERVICE COMMISSION REPORTING AMENDMENTS, by Representative B. Evans, and it is transmitted for consideration; and

The House passed **H.B. 201**, PROPERTY TAX - CIRCUIT BREAKER AMENDMENTS, by Representative W. Harper, et al, and it is transmitted for consideration; and

The House passed **H.J.R. 10**, JOINT RULES RESOLUTION - AMENDMENTS TO PROCESSES, by Representative J. Hickman, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 187, H.B. 201,** and **H.J.R. 10** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 20, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 6**, ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS, by Senator D. Steele, with the following amendments:

1. Page 1, Line 10:
   After "PROGRAM;" insert "PROVIDING FOR CERTAIN AUDITS;"

2. Page 2, Line 12:
   After "person" insert ": (i)"

3. Page 2, Line 14:
   After line 14 insert:
   "or (ii) is under an administrative action taken by the Department of Public Safety for operating a registered motor vehicle without owner's or operator's security in effect as required under Section 41-12a-301;"

4. Page 4, Line 13:
   After line 13 insert:
   "(c) Evidence of owner's or operator's security from the Uninsured Motorist Identification Database Program described under Subsection (2)(b)(vi) supercedes any evidence of owner's or operator's security described under Subsections (2)(b)(i)(C) or (D)."

5. Page 4, Line 25:
   Delete "may" and insert "shall"

6. Page 6, Line 25:
   After line 25 insert:
   "(8)(a) The designated agent shall archive computer data files at least semi-annually for auditing purposes.
   (b) The internal audit unit of the tax commission provided under Section 59-1-206 shall audit the program at least annually. The audit shall include verification of:
   (i) billings made by the designated agent; and
   (ii) the accuracy of the designated agent's matching of vehicle registration with insurance data."

7. Page 8, Line 30:
   Delete "or" and insert "," and after "general" insert ", or other auditor of the state"; and

The Transportation and Public Safety Committee recommends **S.B. 78**, MASTER ROAD - STATE HIGHWAY LIST, by Senator J. Holmgren, be replaced and favorably recommends **Sub. S.B. 78**, MASTER ROAD - STATE HIGHWAY LIST; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 8**, REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM, by Senator D. Steele, with the following amendments:

1. Page 2, Line 7:
   Delete "2002" and insert "2000"

2. Page 2, Line 17:
   Delete "2002" and insert "2000"

Al Mansell, Chair

On motion of Senator Steele, the committee reports were adopted. **S.B. 6, Sub. S.B. 78** and **S.B. 8** were placed on Second Reading Calendar.

* * *

Mr. President: January 20, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 96**, SAFE DRINKING WATER ACT AMENDMENTS, by Senator J. Holmgren.

Alarik Myrin, Chair

On motion of Senator Steele, the committee report was adopted. **S.B. 96** was placed on Second Reading Calendar.

NOTICE OF BILL RETURNED TO THE SECRETARY OF THE SENATE

Mr. President: January 20, 1998

The Transportation and Public Safety Committee has returned **S.B. 7**, SPECIAL FUEL TAX CERTIFICATE REPEAL, by Senator D. Steele, to the Secretary of the Senate.

Al Mansell, Chair

Report filed.

INTRODUCTION OF BILLS

EDUCATION REQUIREMENTS OF ADOPTION ASSISTANCE

S.B. 38 *Craig L. Taylor*

AN ACT RELATING TO PUBLIC EDUCATION; REQUIRING LOCAL SCHOOL BOARDS TO ENSURE AN ANNUAL PRESENTATION IS GIVEN TO SECONDARY SCHOOL STUDENTS IN GRADES 9-12 ON ADOPTION PROCEDURES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

PENALTIES FOR SALE OF TOBACCO TO YOUTH

S.B. 39 *Robert F. Montgomery*

AN ACT RELATING TO HEALTH; PROVIDING CIVIL PENALTIES AGAINST PERSONS LICENSED TO SELL TOBACCO, IF THE TOBACCO IS SOLD TO UNDERAGE YOUTH; LIMITING THE NUMBER OF RANDOM INSPECTIONS; PROVIDING PENALTIES FOR SALE OF TOBACCO WITHOUT A LICENSE; REQUIRING LICENSES TO BE ANNUALLY RENEWABLE; AND PROVIDING FOR TAKING ACTION AGAINST THE LICENSE TO SELL TOBACCO, IF THE TOBACCO IS SOLD TO UNDERAGE PERSONS, was read for the first time and referred to the President of the Senate.

REVISOR'S STATUTE

S.B. 125 *John P. Holmgren*

AN ACT RELATING TO STATE AFFAIRS; CORRECTING INTERIM COMMITTEE NAMES, CROSS REFERENCES, AND WORD ERRORS; MAKING TECHNICAL AMENDMENTS; AND REPEALING CERTAIN UNNECESSARY OR OUTDATED SECTIONS, was read for the first time and referred to the President of the Senate.

PROVISION FOR JUVENILE JUDGE

S.B. 126 *Mike Dmitrich*

AN ACT RELATING TO THE JUDICIAL CODE; INCREASING THE NUMBER OF JUVENILE COURT JUDGES IN THE SEVENTH DISTRICT FROM ONE TO TWO; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

PROXIMITY REQUIREMENTS FOR RESTAURANT LIQUOR LICENSEES

S.B. 127 *David L. Buhler*

AN ACT RELATING TO ALCOHOLIC BEVERAGES; AMENDING REQUIREMENTS OF RESTAURANT LICENSEES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

MUNICIPAL ENERGY SALES AND USE TAX EXEMPTION

S.B. 128 *Lyle W. Hillyard*

AN ACT RELATING TO CITIES AND TOWNS; ALLOWING A MUNICIPALITY TO PROVIDE FOR AN EXEMPTION FROM THE ENERGY SALES AND USE TAX; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

MOTOR VEHICLE ACCIDENT INSURANCE COVERAGE

S.B. 129 *Lorin V. Jones*

AN ACT RELATING TO INSURANCE CODE; AMENDING CERTAIN REQUIREMENTS FOR MOTOR VEHICLE LIABILITY COVERAGE, was read for the first time and referred to the President of the Senate.

SECOND READING CALENDAR

On motion of Senator Hillyard, the Senate voted to suspend the rules and consider bills on Second Reading Calendar today.

S.B. 6, ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS, was read the second time.

On motion of Senator Steele, the bill was circled.

On motion of Senator Montgomery, **S.B. 6** was uncircled.

* * *

On motion of Senator C. Peterson and at 10:30 a.m., the Senate adjourned until 10:00 a.m., Thursday, January 22, 1998.

FOURTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.

Prayer - Wendy T. Stovall, State Director of the Holy Spirit Association for Unification of World Christianity.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 22, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the third day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein,
Committee Member

Committee report read and adopted.

* * *

President Beattie introduced the Highway Patrol Troopers that are on duty at the State Capitol: Lieutenant Mitch Beckstead, Trooper Jerry Walters, Trooper Jeff Carter, and Trooper Brad Marshall.

COMMUNICATIONS FROM THE HOUSE

The House passed, as amended, **H.B. 195**, SPECIAL DISTRICTS AMENDMENTS, by Representative D. Ure, et al, and it is transmitted for consideration; and

The House passed **H.B. 15**, WORKFORCE SERVICES AMENDMENTS, by Representative O. Carnahan, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 195** and **H.B. 15** were read the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 21, 1998

The President, having received the following House resolution, orders it placed on the Second Reading Calendar:

H.J.R. 10 Joint Rules Resolution - Amendments to Processes (J. Hickman); and

Mr. President: January 21, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Education
S.B. 30 School Activities Report (A. Myrin)
Energy, Natural Resources & Agriculture
S.B. 118 Regulation Of Lead-based Paint Remediation (L. Mansell)
Human Services
S.B. 21 Animal Shelter Pet Sterilization Act (R. Steiner)
Revenue & Taxation
S.B. 111 Enterprise Zone Amendments (M. Dmitrich)
State & Local Affairs
S.B. 85 Reauthorization of Administrative Rules (H. Stephenson)
S.B. 86 Administrative Rules Amendments (H. Stephenson)
S.B. 121 Legislative Committees (C. Peterson)
Transportation & Public Safety
S.B. 110 Appropriation for Ogden Parkway Highway Underpass (R. Montgomery)

Lane Beattie, Senate President

Report filed.

STANDING COMMITTEE REPORTS

Mr. President: January 21, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 32**, REAL ESTATE RECOVERY FUND AMENDMENTS, by Senator L. Mansell; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 74**, DEMAND DRAFTS - UNIFORM COMMERCIAL CODE, by Senator L. Hillyard.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 32** and **S.B. 74** were placed on Second Reading Calendar.

* * *

Mr. President: January 21, 1998

The Education Committee reports a favorable recommendation on **S.B. 18**, PROHIBITING ALCOHOL IN SCHOOLS, by Senator L. McAllister; and

The Education Committee reports a favorable recommendation on **S.B. 77**, MIDDLE SCHOOLS TASK FORCE, by Senator D. Steele, et al; and

The Education Committee reports a favorable recommendation on **S.B. 93**, HIGHER EDUCATION PRESIDENTIAL AUTHORITY, by Senator R. Evans.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 18, S.B. 77,** and **S.B. 93** were placed on Second Reading Calendar.

* * *

Mr. President: January 21, 1998

The Health and Environment Committee reports a favorable recommendation on **S.B. 4**, MEDICAL EXAMINER AUTHORITY, by Senator R. Montgomery; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 10**, REGISTRY OF UNIDENTIFIED DECEASED PERSONS, by Senator H. Nielson; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 27**, PHYSICIAN ASSISTANT PRACTICE ACT, by Senator L. Blackham; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 87**, ATTEMPTED PURCHASE OF TOBACCO BY CHILDREN, by Senator H. Stephenson.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 4, S.B. 10, S.B. 27** and **S.B. 87** were placed on Second Reading Calendar.

* * *

Mr. President: January 21, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 89**, PRIVATE COLLECTION OF DELINQUENT TAXES, by Senator L. Beattie; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 94**, AMENDMENTS TO SPECIAL DISTRICTS, by Senator R. Evans.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 89** and **S.B. 94** were placed on Second Reading Calendar.

* * *

Mr. President: January 21, 1998

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 14**, ELECTRONIC PROCESS FOR PAYROLL, by Senator J. Holmgren; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 16**, TRANSFER OF AGRICULTURAL LAND WITHIN CITY, by Senator R. Muhlestein, with the following amendments:

1. Page 3, Line 11:
   After "commercial" delete the brackets and reinstate the word ", agricultural,".

2. Page 3, Line 14:
   After the word "fide"
   Delete "division or partition of agricultural land for agricultural purposes"
   Insert "subdivision of agricultural land for the purpose of adding the separated parcel to a parcel of unsubdivided agricultural land, provided the remaining parcel does not violate applicable zoning lot size requirements."; and

The State and Local Affairs Committee recommends **S.B. 79**, ELECTION LAW - TECHNICAL AMENDMENTS, by Senator R. Muhlestein, be replaced and favorably recommends **1st Sub. S.B. 79**, ELECTION LAW - TECHNICAL AMENDMENTS; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 88**, ADMINISTRATIVE RULES IMPACT COSTS, by Senator L. Poulton, with the following amendments:

1. Page 5, Line 3:
After "department head" delete "or designee"

2. Page 5, Line 3:
After "consider" insert "and comment on"; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 92**, COMMISSION STAFFING AND DUTIES, by Senator L. Beattie.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 14, S.B. 16, Sub. S.B. 79, S.B. 88,** and **S.B. 92** were placed on Second Reading Calendar.

* * *

Mr. President: January 20, 1998

The Judiciary Committee reports a favorable recommendation on **S.B. 15**, STATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY, by Senator J. Hull, with the following amendments:

1. Page 1, Line 16:
After "within" delete "four" and insert "two"; and

The Judiciary Committee reports a favorable recommendation on **S.B. 75**, UNIFORM PROBATE CODE AMENDMENTS, by Senator L. Hillyard.

The Judiciary Committee reports a favorable recommendation on **S.B. 81**, REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE, by Senator L. Hillyard.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 15, S.B. 75,** and **S.B. 81** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

NEWBORN HEARING SCREENING

S.B. 40 *Craig A. Peterson*

AN ACT RELATING TO HEALTH; REQUIRING THE TESTING OF NEWBORN INFANTS FOR HEARING LOSS; CREATING A HEALTH DEPARTMENT ADVISORY COMMITTEE; AND PROVIDING AN EFFECTIVE DATE, was read the first time and referred to the President of the Senate.

WATER CONSERVANCY DISTRICTS TAXING AUTHORITY

S.B. 41 *Michael G. Waddoups*

AN ACT RELATING TO SPECIAL DISTRICTS; MODIFYING THE TAX LEVY LIMIT FOR CERTAIN WATER CONSERVANCY DISTRICTS; PROVIDING AN EXCEPTION TO THE MAXIMUM LEVY; REPEALING AUTHORIZATION TO IMPOSE ADDITIONAL TAXES AND ASSESSMENTS; AND MAKING TECHNICAL CORRECTIONS, was read the first time and referred to the President of the Senate.

COUNTY REGULATION OF WILDLIFE REHABILITATION

S.B. 130 *R. Mont Evans*

AN ACT RELATING TO COUNTIES; MODIFYING POWERS OF COUNTY LEGISLATIVE BODY WITH RESPECT TO REHABILITATION AND PROTECTION OF FISH AND GAME; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

AGE OF VICTIM FOR UNLAWFUL SEXUAL INTERCOURSE

S.B. 131 *LeRay McAllister*

AN ACT RELATING TO THE CRIMINAL CODE; CHANGING THE AGE OF THE VICTIM IN DETERMINING THE CRIME OF UNLAWFUL SEXUAL INTERCOURSE; AND PROVIDING EXCEPTIONS, was read for the first time and referred to the President of the Senate.

NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS

S.B. 132 *R. Mont Evans*

AN ACT RELATING TO CITIES, TOWNS, LOCAL TAXING UNITS, AND SPECIAL DISTRICTS; REPEALING AND REENACTING PROVISIONS RELATING TO NOTICE TO STATE TAX COMMISSION UPON CREATION OR BOUNDARY CHANGE OF CITY, TOWN, SPECIAL DISTRICT, OR INTERLOCAL COOPERATION ENTITY AND APPORTIONING TAX REVENUES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

OPTIONAL FORMS OF COUNTY GOVERNMENT

S.B. 133 *R. Mont Evans*

AN ACT RELATING TO COUNTIES; MODIFYING THE PROCEDURE FOR ADOPTING AN OPTIONAL FORM OF COUNTY GOVERNMENT, was read for the first time and referred to the President of the Senate.

SOIL CONSERVATION SPECIAL LICENSE PLATE

S.B. 134 *Alarik Myrin*

AN ACT RELATING TO MOTOR VEHICLES; AUTHORIZING SOIL CONSERVATION SPECIAL GROUP LICENSE PLATES FOR CERTAIN CONTRIBUTORS; PROVIDING A FEE EXEMPTION; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

RESOLUTION DECLARING 1998 THE YEAR OF THE FARMER

S.C.R. 3 *Alarik Myrin*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR DECLARING 1998 THE YEAR OF THE FARMER; AND URGING THE CITIZENS OF UTAH TO REFLECT ON HOW FARMING, RANCHING AND AGRICULTURE IN GENERAL GREATLY IMPACT THEIR WAY OF LIFE, was read for the first time. On motion of Senator C. Peterson, under suspension of the rules, the bill was placed on Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Myrin, under suspension of the rules, S.C.R. 3, RESOLUTION DECLARING 1998 THE YEAR OF THE FARMER, was read the second and third times. Senator Myrin declared a conflict of interest and explained the bill. Senators Blackham, Jones, and Beattie commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne

McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator Poulton

S.C.R. 3 was transmitted to the House.

* * *

S.B. 6, ENFORCEMENT & PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS, was before the Senate and explained by Senator Steele.

Senator Waddoups moved the following amendments:

1. Page 3, Line 8:
   Delete "$600." and insert a colon and after line 8 insert:
   "(i) $400 for a first offense; and
   (ii) $1000 for a second and subsequent offense within three years of a previous conviction or bail forfeiture."

2. Page 3, Line 12:
   Delete "$600." and insert a colon and after line 12 insert:
   "(i) $400 for a first offense; and
   (ii) $1000 for a second and subsequent offense within three years of a previous conviction or bail forfeiture."

3. Page 4, Line 27:
   After "less than" insert a colon

4. Page 4, Line 28:
   Delete "$600." and insert:
   "(i) $400 for a first offense; and
   (ii) $1000 for a second and subsequent offense within three years of a previous conviction or bail forfeiture."

Senator Blackham commented and made a substitute motion to delete "$1000" and replace it with "$500". Senators Hillyard, C. Peterson, and Tanner commented. The substitute amendment failed on a voice vote.

Senator Steele commented. Senator Waddoups amendment passed on a voice vote.

Senators Hillyard, Steele, and Myrin commented. **S.B. 6** passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Montgomery

* * *

S.B. 8, REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Jones
Mansell	Mantes	McAllister	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Holmgren	Nielson

Absent or not voting were: Senators

Mayne	Montgomery

* * *

Sub. S.B. 78, MASTER ROAD - STATE HIGHWAY LIST, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Montgomery	Taylor

* * *

S.B. 96, SAFE DRINKING WATER ACT AMENDMENTS, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

* * *

On motion of Senator C. Peterson and at 12:00 noon, the Senate adjourned until 10:00 a.m., Friday, January 23, 1998.

FIFTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Tariq Kergaye, Ordained Minister of Islam.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 23, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the fourth day and find it correct with minor amendments noted on the final copy.

Nathan Tanner,
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 22, 1998

The House passed, **S.C.R. 3**, RESOLUTION DECLARING 1998 THE YEAR OF THE FARMER, by Senator A. Myrin, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.C.R. 3 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: January 22, 1998

The House passed **H.B. 181**, ELECTRONIC POSTING OF NOTICES, by Representative B. Goodfellow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 196**, RETIREMENT OFFICE AMENDMENTS, by Representative S. Koehn, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 203**, TRUTH IN TAXATION HEARINGS, by Representative R. Short, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 205**, INSURANCE COVERAGE FOR METABOLIC DISEASE, by Representative T. Beck, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 181, H.B. 196, H.B. 203**, and **Sub. H.B. 205** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 22, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 24**, SNOWMOBILE SPECIAL LICENSE PLATES, by Senator J. Holmgren, with the following amendments:

1. Page 1, Line 6:
   Delete "PROVIDING A FEE EXCEPTION;"

2. Page 3, Line 13:
   Delete "Utah Snowmobile Association" and insert "public requesting a snowmobile license plate"

3. Page 7, Line 1:
   Delete "snowmobile."

4. Page 7, Line 15:
   Delete "snowmobile."; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 25**, UNIFORM ALLOWANCE FOR UTAH HIGHWAY PATROL, by Senator R. Evans; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 29**, APPROPRIATION FOR MOVING BOTANICAL GARDENS, by Senator J. Holmgren, with the following amendments:

1. Page 1, Line 7:
   Delete "TRANSPORTATION" and insert "GENERAL"

2. Page 1, Line 12:
   Delete "Transportation" and insert "General"; and

The Transportation and Public Safety Committee recommends **S.B. 97**, LICENSE PLATES - SNOWBOARD UTAH, by Senator R. Montgomery, be replaced and favorably recommends **1st Sub. S.B. 97**, LICENSE PLATES - SNOWBOARD UTAH with the following amendments:

1. Page 7, Line 2:
   Delete "snowboard."
2. Page 7, Line 16:
   Delete "snowboard."

Al Mansell, Chair

On motion of Senator Blackham, the committee reports were adopted. **S.B. 24, S.B. 25, S.B. 29,** and **Sub. S.B. 97** were placed on Second Reading Calendar.

* * *

Mr. President: January 22, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.C.R. 2**, RESOLUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE/ CONSERVATION AREA, by Senator M. Dmitrich, with the following amendments:

1. Page 2, Line 11:
   After the word "ranching" insert "and mining"

Alarik Myrin, Chair

On motion of Senator Blackham, the committee report was adopted. **S.C.R. 2** was placed on Second Reading Calendar.

* * *

Mr. President: January 22, 1998

The Human Services Committee reports a favorable recommendation on **S.B. 5**, JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES, by Senator N. Tanner, with the following amendments:

1. Page 3, Line 7:
   After "of" delete "screening" and insert "assessment"
2. Page 4, Line 11:
   Reinstate "and may order" and delete "or,"
3. Page 4, Line 12:
   Delete Line 12

4. Page 4, Line 13:
At the beginning of line 13 delete "Section 63-75-5.7," and reinstate "to provide dispositional recommendations"

5. Page 4, Line 14:
Reinstate "and services"

6. Page 4, Line 14:
After line 14 insert:
"(ii) For minors who may qualify for services from two or more divisions within the Department of Human Services, the court may vest legal custody with the department."

7. Page 4, Line 15:
At the beginning line 15 bracket "(ii)" and insert "(iii)"; and

The Human Services Committee reports a favorable recommendation on **S.C.R. 1**, FUNDING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION, by Senator P. Suazo.

Nathan C. Tanner, Chair

On motion of Senator Blackham, the committee reports were adopted. **S.B. 5** and **S.C.R. 1** were placed on Second Reading Calendar.

* * *

Mr. President: January 22, 1998

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 82**, MASTER DEEDS OF TRUST OR MORTGAGES, by Senator L. Hillyard, with the following amendments:

1. Page 1, Lines 9-10:
Delete lines 9-10

2. Page 5, Line 16:
Delete line 16

3. Page 5, Line 17:
Delete "(b)" and insert "(a)"

4. Page 5, Line 18:
Delete "(c)" and insert "(b)"

5. Page 5, Line 23:
After "beneficiary:" delete "and"

6. Page 5, Line 24:
After "(b)" insert "contain an acknowledgment, proof, or certification; and (c)"

7. Page 7, Lines 14-27:
Delete lines 14-27

Renumber remaining sections accordingly; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 85**, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Senator H. Stephenson; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 86**, ADMINISTRATIVE RULES AMENDMENTS, by Senator H. Stephenson; and

The State and Local Affairs Committee reports a favorable recommendation on **S.J.R. 5**, RESOLUTION ENCOURAGING DEVELOPMENT OF ELECTRONIC VOTING, by Senator S. Howell; and

The State and Local Affairs Committee reports a favorable recommendation on **S.J.R. 6**, RESOLUTION AMENDING SPECIAL SESSIONS, by Senator L. Blackham; and

The State and Local Affairs Committee reports a favorable recommendation on **S.J.R. 7**, RESOLUTION AMENDING THE DATE OF GENERAL LEGISLATIVE SESSION, by Senator S. Howell.

R. Mont Evans, Chair

On motion of Senator Blackham, the committee reports were adopted. **S.B. 82, S.B. 85, S.B. 86, S.J.R. 5, S.J.R. 6,** and **S.J.R. 7** were placed on Second Reading Calendar.

* * *

Mr. President: January 22, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 17**, PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION, by Senator D. Buhler, with the following amendments:

1. Page 6, Line 12:
After "the" insert "first $100,000 of"

2. Page 6, Line 28:
After "person" delete "for more than 24 days"

Howard Nielson, Chair

On motion of Senator Blackham, the committee report was adopted. **S.B. 17** was placed on Second Reading Calendar.

INTRODUCTION OF BILL

RESOLUTION CONCERNING KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE

S.J.R. 9 *Mike Dmitrich*

A JOINT RESOLUTION OF THE LEGISLATURE URGING THE PRESIDENT OF THE UNITED STATES NOT TO SIGN THE KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE, SUBMIT IT TO CONGRESS FOR CONSIDERATION, NOR INITIATE STRATEGIES TO MITIGATE GREENHOUSE GASES UNTIL THE PROTOCOL IS AMENDED TO REQUIRE DEVELOPING COUNTRIES TO MITIGATE EMISSIONS WITHIN THE SAME COMPLIANCE PERIOD AS DEVELOPED COUNTRIES; URGING THE UNITED STATES SENATE TO REJECT ANY PROTOCOL INCONSISTENT WITH UNITED STATES SENATE RESOLUTION 98; AND URGING GOVERNOR LEAVITT TO PROHIBIT IMPLEMENTATION OF ANY GREENHOUSE GAS REDUCTION PLAN IN UTAH UNTIL IT IS RATIFIED BY THE UNITED STATES SENATE, was read for the first time and referred to the President of the Senate.

COMMUNICATION FROM THE HOUSE

Mr. President: January 23, 1998

The House passed, as amended, **H.B. 202**, TRANSPORTATION CODE RECODIFICATION, by Representative M. Dillree, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 202** was read the first time and referred to the President of the Senate.

THIRD READING CALENDAR

S.B. 6, ENFORCEMENT & PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Montgomery

S.B. 6 was transmitted to the House.

* * *

S.B. 8, REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM, was read the third time. Senators Myrin and Holmgren commented. On motion of Senator Steele, the bill was circled.

* * *

Sub. S.B. 78, MASTER ROAD - STATE HIGHWAY LIST, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Taylor

Sub. S.B. 78 was transmitted to the House.

* * *

S.B. 96, SAFE DRINKING WATER ACT AMENDMENTS, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Taylor

S.B. 96 was transmitted to the House.

* * *

On motion of Senator Steele, the circle was removed from **S.B. 8**, REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE, and it was before the Senate. Senator Holmgren commented. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Holmgren	Taylor

Absent or not voting was: Senator

Jones

S.B. 8 was transmitted to the House.

SECOND READING CALENDAR

H.J.R. 10, JOINT RULES RESOLUTION AMENDMENTS TO PROCESSES, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mayne

* * *

S.B. 32, REAL ESTATE RECOVERY FUND AMENDMENTS, was read the second time. Senator Mansell explained the bill. Senator Howell commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

* * *

On motion of Senator Buhler, S.B. 17, PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION, will be considered Monday, February 2, 1998 at 11:00 a.m.

• • •

S.B. 74, DEMAND DRAFTS - UNIFORM COMMERCIAL CODE, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

• • •

S.B. 18, PROHIBITING ALCOHOL IN SCHOOLS, was read the second time. Senator McAllister explained the bill.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 1, Line 25:
   Delete "three" and insert "two"

Senator M. Peterson commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Blackham

* * *

S.B. 77, MIDDLE SCHOOLS TASK FORCE, was read the second time. Senator Hull declared a conflict of interest. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

On motion of Senator Howell, **S.B. 77** was placed on Third Reading Table due to fiscal impact.

* * *

S.B. 93, HIGHER EDUCATION PRESIDENTIAL AUTHORITY, was read the second time. Senator Evans explained the bill.

On motion of Senator Evans, the bill was amended as follows:

1. Page 1, Line 8:
   After "SUPPORT" bracket "AND OTHER PROFESSIONAL"

2. Page 1, Line 26:
   After "deans" delete "and"

3. Page 1, Line 27:
   After "~~personnel,~~" insert "and other professional personnel."

4. Page 2, Line 2:
   After "appoint" delete "other professional and"

Senators Hillyard, Hull, Tanner, and Montgomery commented. The bill failed to pass on the following roll call:

Yeas, 12; Nays, 17; Absent, 0.

Voting in the affirmative were: Senators

Dmitrich	Evans	Howell	Hull
Jones	Mayne	Muhlestein	Nielson
Stephenson	Suazo	Waddoups	Wharton

Voting in the negative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Mansell	Mantes	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Tanner	Taylor
Beattie			

S.B. 93 was filed.

* * *

On motion of Senator C. Peterson, Senator Robert Bennett spoke in Committee of the Whole. Senators Holmgren, Stephenson, Howell, and C. Peterson commented.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 23, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 124 Sunset Reauthorizations of Licensed Professions (N. Tanner)

Education

S.B. 105 Utah Centennial Opportunity Program For Education Act Amendment (L. McAllister)

Energy, Natural Resources & Agriculture

S.B. 35 Recreation and Tourism Research and Extension Program (L. Hillyard)

Health/Environment

S.B. 19 Air Quality Board Powers (L. McAllister)

Human Services

S.B. 26 Utah Child Care Licensing Act Revisions (L. Blackham)

Judiciary

S.B. 122 New Judicial Positions (L. Beattie)

Revenue & Taxation

S.B. 34 Sales Tax - Exemption for Higher Education Athletic Events (L. Hillyard)

S.J.R. 1 Resolution Amending Property Tax Provisions (R. Montgomery)
Transportation & Public Safety
S.B. 100 Radar Jamming Devices (J. Hull); and

The President, having received the following House bills, assigns them to the following committees:

Business, Labor & Economic Development
H.B. 187 Public Service Commission Reporting Amendments (B. Evans)
Human Services
H.B. 15 Workforce Services Amendments (O. Carnahan)
Revenue & Taxation
H.B. 201 Property Tax - Circuit Breaker Amendments (W. Harper)
State & Local Affairs
H.B. 195 Special Districts Amendments (D. Ure)

Lane Beattie, Senate President

Report filed.

* * *

On motion of Senator C. Peterson and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Monday, January 26, 1998.

EIGHTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Buhler, Howell and Montgomery, excused

Prayer - Father John B. Hart, Pastor, St. Joseph, The Worker Catholic Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 26, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the fifth day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 23, 1998

The House passed, as amended, **H.B. 26**, TRADE OR BUSINESS NAMES, by Representative R. Bigelow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 16**, FUNDING CLASSROOM SUPPLIES, by Representative R. Bigelow, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 37**, PURCHASE OF TELECOMMUNICATIONS SERVICE, by Representative B. Evans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 179**, TRANSPORTATION OF STUDENTS BY SCHOOL DISTRICTS, by Representative K. Johnson, et al, and it is transmitted for consideration; and

The House passed **H.B. 200**, INCOME TAX - ELECTION CAMPAIGN FUND DESIGNATIONS, by Representative R. Short, et al, and it is transmitted for consideration; and

The House passed **H.B. 214**, MOTOR VEHICLE IDENTIFICATION, by Representative J. Tanner, and it is transmitted for consideration; and

The House passed **H.C.R. 3**, PROFESSIONAL DEVELOPMENT PROGRAMS FOR EDUCATORS RESOLUTION, by Representative K. Johnson, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 7**, RESOLUTION ON RESTRUCTURING OF ELECTRICAL INDUSTRY, by Representative B. Evans, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 26, H.B. 16, H.B. 37, H.B. 179, H.B. 200, H.B. 214, H.C.R. 3,** and **H.J.R. 7** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 23, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 73**, BEER INDUSTRY DISTRIBUTION ACT, by Senator L. Blackham, with the following amendments:

1. Page 1, Line 10:
   After "REMEDIES;" delete "ADDRESSING APPLICABILITY;"

2. Page 1, Line 11:
   After "SEVERABILITY;" delete "AND" and after "DATE" insert ", AND PROVIDING A COORDINATION CLAUSE"

3. Page 1, Line 18:
   After line 18 insert **"32A-11a-105.5, Utah Code Annotated 1953"**

4. Page 1, Line 24:
   Delete line 24

5. Page 2, Line 7:
   After "suppliers" delete "and" and insert ","

6. Page 2, Line 8:
   After "wholesalers" insert ", and retailers"

7. Page 2, Line 17:
After "means any" insert "written"

8. Page 2, Line 21:
After "(b)" insert:
"A separate agreement between a supplier and a wholesaler that relates to the relationship between the supplier and the wholesaler or the duties of either of them under a distributorship agreement is considered to be part of the distributorship agreement for purposes of this chapter.
(c)"

9. Page 2, Line 26:
After line 26 insert:
"(5) "Retailer" means a person subject to license under Chapter 10. Beer Retailer Licenses."

10. Page 2, Line 27:
Delete "(5)" and insert "(6)"

11. Page 2, Line 29:
Delete "(6)" and insert "(7)"

12. Page 2, Line 31:
Delete "(7)" and insert "(8)"

13. Page 4, Line 9:
After "more than" delete "20%" and insert "10%"

14. Page 4, Line 15:
Delete line 15 and after line 15 delete "order involving" and insert "engages in intentional"

15. Page 4, Line 25:
After "owner;" delete "and"

16. Page 4, Line 26:
After "(b)" insert:
"the offending owner was not materially involved in the management of the affected party; and
(c)"

17. Page 6, Line 5:
After line 5 insert:
"Section 6. Section 32A-11a-105.5 is enacted to read:

32A-11a-105.5. Prohibited conduct of wholesaler.
(1) A wholesaler may not:
(a) induce, coerce, or attempt to induce or coerce, any retailer to engage in any illegal act or course of conduct;
(b) impose a requirement that is discriminatory by its terms or in the methods of enforcement as compared to requirements imposed by the wholesaler on similarly situated retailers;
(c) prohibit a retailer from selling the product of any other wholesaler;
(d) fix or maintain the price at which a retailer may resell beer;
(e) require any retailer to accept delivery of any beer or any other item that is not voluntarily ordered by the retailer;
(f) restrict or inhibit, directly or indirectly, the right of a retailer to participate in an organization representing interests of retailers for any lawful purpose;
(g) require a retailer to participate in or contribute to any local, regional, or national advertising fund or other promotional activity;
(h) retaliate against a retailer that files a complaint with the department or the applicable federal agency regarding an alleged violation by the wholesaler of a state or federal law or administrative rule;
(i) refuse to deliver beer products carried by the wholesaler to a properly licensed retailer who resides with the wholesaler's sales territory:
(i) in reasonable quantities; and
(ii) within a reasonable time after receipt of the retailer's order.
(2) Notwithstanding Subsection (1)(i), the wholesaler may refuse to deliver products if the refusal is due to:
(a) the retailer's failure to pay the wholesaler pursuant to Subsection 32A-12-603(17);
(b) an unforeseeable event beyond the wholesaler's control;
(c) a work stoppage or delay due to a strike or labor problem;
(d) a bona fide shortage of materials; or
(e) a freight embargo."

18. Page 6, Line 11:
After "the owner of" delete "a 10% or more" and insert "an"

19. Page 6, Line 23:
After "supplier shall" delete "pay the wholesaler" and insert "be liable to the wholesaler for the laid-in cost of inventory of the affected brands plus any diminution in"

20. Page 6, Line 27:
After "(2)(a)" delete "Either" and insert "A distributorship agreement

may require that any or all disputes between a supplier and a wholesaler be submitted to binding arbitration. In the absence of an applicable arbitration provision in the distributorship agreement, either"

21. Page 7, Line 3:
After "Subsection (2)(a)" insert "and the other party agrees to submit the matter to arbitration"

22. Page 7, Line 26:
After "wholesalers to" insert:
": (i) execute a new distributorship agreement; and (ii)"

23. Page 7, Line 27:
Delete "(i)" and insert "(A)"

24. Page 7, Line 28:
Delete "(ii)" and insert "(B)"

25. Page 7, Line 30:
Delete "(iii)" and insert "(C)" and after "one year to" insert ": (I) execute a new distributorship agreement; and (II)"

26. Page 8, Line 21:
After "(ii)" delete "neither party elects" and insert "the parties do not agree to submit the matter to"

27. Page 9, Line 12-16:
Delete lines 12 through 16

28. Page 9, Line 22:
After line 22 insert:
"Section 15. Coordinating clause.
It is the intent of the Legislature that the Office of Legislative Research and General Counsel, as part of enrolling, shall:
(1) renumber the sections as whole numbers; and
(2) correspondingly change the cross references to the sections renumbered by this coordinating clause."

Renumber remaining sections accordingly; and

The Business, Labor, and Economic Development Committee recommends **S.B. 76**, INSURANCE LAW CHANGES, by Senator L. Poulton, be replaced and favorably recommends **2nd Sub. S.B. 76**, INSURANCE LAW CHANGES; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 108**, ALCOHOLIC BEVERAGE LAW AMENDMENTS, by Senator D. Buhler.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 73, S.B. 76,** and **S.B. 108** were placed on Second Reading Calendar.

* * *

Mr. President: January 23, 1998

The Education Committee reports a favorable recommendation on **S.B. 95,** ORDERLY SCHOOL TERMINATION ACT AMENDMENTS, by Senator D. Steele, with the following amendments:

1. Page 1, Line 17:
   After "term" insert ", and the orderly dismissal procedures which are used by the district in cases of contract termination"

2. Page 1, Line 24:
   After "problem" delete "to the satisfaction" and insert "as determined in accordance with the evaluation and personnel policies"; and

The Education Committee reports a favorable recommendation on **S.B. 30,** SCHOOL ACTIVITIES REPORT, by Senator A. Myrin, with the following amendments:

1. Page 3, Line 1:
   After "the" insert "total"

2. Page 3, Line 7:
   After "activities", insert letter "(E) all other school-sponsored activities"

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 95** and **S.B. 30** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE

S.B. 42 *L. Mansell*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; CREATING THE OCCUPATIONAL AND PROFESSIONAL LICENSURE

SUNRISE TASK FORCE;PROVIDING FOR MEMBERSHIP; DELINEATING RESPONSIBILITIES AND PROCEDURES; PROVIDING A REPORTING DATE; APPROPRIATING $22,000 FROM THE COMMERCE SERVICE FUND; AND PROVIDING A REPEAL DATE, was read the first time and referred to the President of the Senate.

GOVERNMENTAL IMMUNITY - NOTICE OF CLAIM

S.B. 43 *Michael G. Waddoups*

AN ACT RELATING TO GOVERNMENTAL IMMUNITY; MODIFYING PROVISIONS FOR CLAIMS AGAINST GOVERNMENT ENTITIES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR A FACILITY FOR URBAN INDIAN PROGRAMS

S.B. 44 *Pete Suazo*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $500,000 FROM THE GENERAL FUND FOR FISCAL YEAR 1998-99 TO THE DIVISION OF INDIAN AFFAIRS FOR A SPECIFIED NONPROFIT ORGANIZATION TO CONTRIBUTE TO THE ACQUISITION OF LAND FOR A CENTRAL FACILITY FOR URBAN INDIAN PROGRAMS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

GANG AMENDMENTS

S.B. 45 *David L. Buhler*

AN ACT RELATING TO THE CRIMINAL CODE; PROVIDING AN ENHANCED PENALTY AND GROUNDS FOR CERTIFICATION OF JUVENILES FOR THE COMMISSION OF VIOLENT CRIMES TO INTIMIDATE, TERRORIZE, OR RETALIATE; ADDING GANG RELATED CONDUCT UNDER THE DEFINITION OF UNLAWFUL ACTIVITIES; AND MAKING TECHNICAL AMENDMENTS, was read for the first time and referred to the President of the Senate.

URBAN AND COMMUNITY FORESTRY

S.B. 46 *Robert C. Steiner*

AN ACT RELATING TO FORESTRY; CREATING AN URBAN AND COMMUNITY FORESTRY PROGRAM WITHIN THE DIVISION OF

FORESTRY, FIRE AND STATE LANDS; AND SPECIFYING POWERS AND DUTIES OF THE DIVISION, was read the first time and referred to the President of the Senate.

EXPANSION OF CHILDREN'S JUSTICE CENTER PROGRAM

S.B. 135 *Craig A. Peterson*

AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES; EXPANDING THE LOCATIONS OF CHILDREN'S JUSTICE CENTERS, was read for the first time and referred to the President of the Senate.

MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT

S.B. 136 *LeRay McAllister*

AN ACT RELATING TO CITIES AND TOWNS AND COUNTIES; REQUIRING MUNICIPALITIES AND COUNTIES TO ESTABLISH A PLANNING COMMISSION; MODIFYING PROVISIONS RELATING TO THE NUMBER AND TERM OF MEMBERS AND ALTERNATE MEMBERS OF A PLANNING COMMISSION IN MUNICIPALITIES AND COUNTIES; MODIFYING THE PROCEDURE FOR THE PREPARATION AND ADOPTION OF A ZONING ORDINANCE IN MUNICIPALITIES AND COUNTIES; MODIFYING THE TERM OF BOARD OF ADJUSTMENT MEMBERS IN MUNICIPALITIES AND COUNTIES; MODIFYING THE POWERS AND DUTIES OF THE BOARD OF ADJUSTMENT IN MUNICIPALITIES AND COUNTIES; MAKING CONFORMING CORRECTIONS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

DISASTER SERVICE VOLUNTEER LEAVE ACT

S.B. 137 *L. Steven Poulton*

AN ACT RELATING TO LABOR IN GENERAL; ENACTING THE DISASTER SERVICE VOLUNTEER LEAVE ACT; GRANTING LEAVE OF ABSENCE TO STATE EMPLOYEES WHO ARE TRAINED AS DISASTER SERVICE VOLUNTEERS; AND REQUIRING A WRITTEN REQUEST AND AGENCY APPROVAL FOR DISASTER SERVICE LEAVE, was read for the first time and referred to the President of the Senate.

RETIREMENT - USE OF SICK LEAVE

S.B. 138 *David L. Buhler*

AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES; MODIFYING THE UNUSED SICK LEAVE AND EARLY RETIREMENT

PROGRAMS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

PUBLIC SAFETY RETIREMENT COST OF LIVING ADJUSTMENT

S.B. 139 *L. Alma Mansell*

AN ACT RELATING TO PENSIONS; INCREASING THE COST-OF-LIVING ALLOWANCE FOR MEMBERS OF THE PUBLIC SAFETY RETIREMENT SYSTEMS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

RESOLUTION ESTABLISHING WILDLIFE NUMBERS

S.J.R. 10 *Leonard M. Blackham*

A JOINT RESOLUTION OF THE LEGISLATURE PROVIDING THAT ANY VOTER INITIATIVE REGARDING THE TAKING OF WILDLIFE SHALL BE ADOPTED UPON APPROVAL OF TWO-THIRDS OF THOSE VOTING; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

THIRD READING CALENDAR

H.J.R. 10, JOINT RULES RESOLUTION - AMENDMENTS TO PROCESSES, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery

H.J.R. 10 was signed by the President and transmitted to the House.

* * *

S.B. 32, REAL ESTATE RECOVERY FUND AMENDMENTS, was read the third time and explained by Senator Mansell. Senator Beattie declared a conflict of interest. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery

S.B. 32 was transmitted to the House.

* * *

S.B. 74, DEMAND DRAFTS - UNIFORM COMMERCIAL CODE, was read the third time. On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator M. Peterson, the Senate moved to reconsider its action on S.B. 93, HIGHER EDUCATION PRESIDENTIAL AUTHORITY, and place it at the bottom of the Second Reading Calendar.

* * *

S.B. 18, PROHIBITING ALCOHOL IN SCHOOLS, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton

Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery

S.B. 18 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Holmgren, under suspension of the rules, **S.B. 125**, REVISOR'S STATUTE, was read the second and third times. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery
Myrin	Suazo		

S.B. 125 was transmitted to the House.

* * *

S.B. 4, MEDICAL EXAMINER AUTHORITY, was read the second time. On motion of Senator Blackham, the bill was circled.

* * *

S.B. 10, REGISTRY OF UNIDENTIFIED PERSONS, was read the second time. Senator Nielson explained the bill.

On motion of Senator Nielson, the bill was amended as follows:

1. Page 2, Line 4:
   Delete "conduct tests" and insert "perform other related tasks"

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Dmitrich	Howell	Montgomery
C. Peterson			

* * *

S.B. 27, PHYSICIAN ASSISTANT PRACTICE ACT, was read the second time. Senator Blackham explained the bill. Senator Hull commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Dmitrich	Howell	Montgomery
C. Peterson			

* * *

S.B. 87, ATTEMPTED PURCHASE OF TOBACCO BY CHILDREN, was read the second time. Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Holmgren	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Evans	Hillyard	Howell
Montgomery			

* * *

S.B. 89, PRIVATE COLLECTION OF DELINQUENT TAXES, was read the second time. Senator Nielson explained the bill. Senator Hull commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery

* * *

S.B. 94, AMENDMENTS TO SPECIAL DISTRICTS, was read the second time.

On motion of Senator Evans, the bill was circled.

* * *

S.B. 14, ELECTRONIC PROCESS FOR PAYROLL, was read the second time. Senator Holmgren explained the bill. Senators Wharton, Beattie, Hull, Mayne, Muhlestein, Hillyard, Steiner, and Tanner commented. The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mansell	Mantes
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Waddoups
Beattie			

Voting in the negative were: Senators

Hull	Mayne	Suazo	Taylor
Wharton			

Absent or not voting were: Senators

Buhler	Howell	Montgomery

* * *

On motion of Senator C. Peterson, Congressman Chris Cannon spoke in Committee of the Whole. Senator C. Peterson commented.

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 74, DEMAND DRAFTS - UNIFORM COMMERCIAL CODE,** and it was before the Senate. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Howell	Mayne	Montgomery
Suazo			

S.B. 74 was transmitted to the House.

* * *

On motion of Senator Evans, the circle was removed from **S.B. 94**, AMENDMENTS TO SPECIAL DISTRICTS, and it was before the Senate. Senator Evans explained the bill.

On motion of Senator Evans, the bill was amended as follows:

1. Page 2, Line 21:
   After "shall" delete ", upon"

2. Page 2, Line 22:
   Delete line 22

3. Page 2, Line 23:
   At the beginning of Line 23 delete "obtained" and insert "obtain"

Senators Taylor, Holmgren, Myrin, and Hull commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Montgomery

* * *

S.B. 16, TRANSFER OF AGRICULTURAL LAND WITHIN CITY, was read the second time. On motion of Senator Muhlestein, the bill was circled.

* * *

Sub. S.B. 79, ELECTION LAW - TECHNICAL AMENDMENTS, was read the second time. Senator Muhlestein explained the bill.

On motion of Senator Muhlestein, the bill was amended as follows:

1. Page 2, Line 24:
After "of the" insert "regular municipal" and after "election" delete "at which they will work"

2. Page 2, Line 28:
After "of the" insert "regular municipal" and after "election" delete "at which they will work"

3. Page 2, Line 30:
After "of the" insert "regular municipal" and after "election" delete "at which they will"

4. Page 2, Line 31:
Delete "work"

5. Page 3, Line 3:
After "of the" insert "regular municipal"

6. Page 3, Line 4:
Delete "at which they will work"

7. Page 3, Line 6:
After "of the" insert "regular municipal" and after "election" delete "at which they will"

8. Page 3, Line 7:
Delete "work"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Montgomery

* * *

S.B. 88, ADMINISTRATIVE RULES IMPACT COSTS, was read the second time. Senator Poulton explained the bill. Senator McAllister commented.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 6:
   After "CONSIDER" insert "AND COMMENT ON"

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Howell	Montgomery	C. Peterson

* * *

Senator Suazo presented a citation to Joe Duke Rosati's family. Mr. Rosati was a long-time advocate for low-income citizens.

* * *

S.B. 92, COMMISSION STAFFING AND DUTIES, was read the second time. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Howell	Montgomery	C. Peterson

* * *

S.B. 15, STATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY, was read the second time. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Howell	Mayne	Montgomery
C. Peterson			

COMMUNICATION FROM THE HOUSE

Mr. President: January 26, 1998

The House passed **H.B. 174, WINDOW TINTING AMENDMENTS,** by Representative D. Bush, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 174** was read the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 26, 1998

The President, having received the following Senate bills, with their fiscal notes, orders them printed and assigned to the following committees:

Education

S.B. 84 Strategic Planning Act for Educational Excellence Amendments (L. Hillyard)

Energy, Natural Resources & Agriculture

S.B. 37 Open Space Near State Prison (R. Evans)

S.B. 114	This Is the Place Foundation (D. Buhler)
S.J.R. 9	Resolution Concerning Kyoto Protocol on Global Climate Change (M. Dmitrich)
S.J.R. 10	Resolution Establishing Wildlife Numbers (L. Blackham)
Health/Environment	
S.B. 39	Penalties for Sale of Tobacco to Youth (R. Montgomery)
Human Services	
S.B. 38	Education Requirements of Adoption Assistance (C. Taylor)
S.B. 40	Newborn Hearing Screening (C. Peterson)
S.B. 120	Energy Assistance Program Oversight (H. Nielson)
Judiciary	
S.B. 116	Parental Responsibility for Wrongful Conduct of a Child (P. Suazo)
S.B. 126	Provision for Juvenile Judge (M. Dmitrich)
State & Local Affairs	
S.B. 109	State Law Library Amendments (L. Hillyard)
S.B. 127	Proximity Requirements for Restaurant Liquor Licensees (D. Buhler)
S.B. 132	Notice on Creation or Modification of Political Subdivisions (R. Evans)
Transportation & Public Safety	
S.B. 20	Penalties For Speeding In Construction Zones (D. Buhler)

Lane Beattie, Senate President

Report filed.

* * *

Mr. President: January 26, 1998

The President, having received the following House bills, assigns them to the following committees:

Judiciary	
H.B. 181	Electronic Posting of Notices (B. Goodfellow)
Revenue & Taxation	
H.B. 203	Truth in Taxation Hearings (R. Short)
H.B 196	Retirement Office Amendments (S. Koehn)
Transportation & Public Safety	
H.B. 202	Transportation Code Recodification (M. Dillree)

Lane Beattie, Senate President

Report filed.

On motion of Senator C. Peterson and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Tuesday, January 27, 1998.

NINTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Buhler, Howell, and Montgomery, excused.

Prayer - Pastor France A. Davis, Calvary Baptist Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 27, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the eighth day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATION FROM THE GOVERNOR

Mr. President: January 27, 1998

This is to inform you that on January 26, 1998, I have signed the following bill of the 1998 General Session of the Fifty-Second Legislature and have forwarded it to the Lieutenant Governor for filing.

S.C.R. 3 RESOLUTION DECLARING 1998 THE YEAR OF THE FARMER

Michael O. Leavitt
Governor

Communication filed.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 26, 1998

The House passed **H.B. 4**, STATEWIDE IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARDS, by Representative N. Stephens, and it is transmitted for consideration; and

The House passed **H.B. 6**, PRIVATE INVESTIGATOR REGULATION, by Representative S. Koehn, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 57**, ACUPUNCTURE PRACTICE AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed **H.B. 60**, COMPENSATION FOR PUBLIC SAFETY DISPATCHERS, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed **H.B. 183**, QUICK COURT AMENDMENTS, by Representative S. Allen, et al, and it is transmitted for consideration; and

The House passed **H.B. 184**, EDUCATIONAL TECHNOLOGY INITIATIVE AMENDMENTS, by Representative A. Tyler, et al, and it is transmitted for consideration; and

The House passed **H.B. 222**, BOILER INSPECTION AMENDMENTS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 223**, OFFENDER EXPENSES AMENDMENTS, by Representative P. Buckner, and it is transmitted for consideration; and

The House passed **H.B. 226**, OUTSIDE EMPLOYMENT FOR MENTAL HEALTH ADVISOR, by Representative M. Dayton, and it is transmitted for consideration; and

The House passed **H.B. 229**, MEMBERSHIP ON UTAH SPORTS AUTHORITY, by Representative J. Tanner, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 4, H.B. 6, H.B. 57, H.B. 60, H.B. 183, H.B. 184, H.B. 222, H.B. 223, H.B. 226,** and **H.B. 229** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 26, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 99**, MOTOR VEHICLE - CONSUMER PROTECTION AMENDMENTS, by Senator D. Buhler; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 117**, CRITERIA FOR SOUND WALLS, by Senator P. Suazo.

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 99** and **S.B. 117** were placed on Second Reading Calendar.

* * *

Mr. President: January 26, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 118**, REGULATION OF LEAD-BASED PAINT REMEDIATION, by Senator L. Mansell; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 35**, RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM, by Senator L. Hillyard.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 118** and **S.B. 35** were placed on Second Reading Calendar.

* * *

Mr. President: January 26, 1998

The Judiciary Committee reports a favorable recommendation on **S.B. 103**, INDIGENT DEFENSE FUND AMENDMENTS, by Senator L. Blackham, with the following amendments:

1. Page 1, Line 5:
   After "PROCEDURE;" insert "CREATING AN INTERIM BOARD TO MANAGE FUND MONIES UNTIL A PERMANENT BOARD IS CONSTITUTED;"

2. Page 1, Line 16:
   After line 16 insert:
   ENACTS: 77-32-401.5, Utah Code Annotated 1953

3. Page 1, Line 17:
   After line 17 insert:
   "Section 1. Section 77-32-401.5 is enacted to read:"77-32-401.5. Interim Board - Members - Administrative Support - Duties.
   (1) Until the Indigent Defense Funds Board authorized by Section

77-32-401 is constituted after achieving the number of participating counties required by Sections 77-32-604 and 77-32-704, an interim board may be created within the Division of Finance composed of the following three members:

(a) a county commissioner from a county participating in the Indigent Inmate Trust Fund pursuant to Section 77-32-502 appointed by the Utah Association of Counties;

(b) a county attorney from a county participating in the Indigent Inmate Trust Fund pursuant to Section 77-32-502 appointed by the Utah Association of Counties; and

(c) a representative appointed by the Administrative Office of the Courts.

(2) The Division of Finance shall provide administrative support to the interim board.

(3)(a) Members shall serve until the Indigent Defense Funds Board is constituted.

(b) When a vacancy occurs in the membership for any reason, a replacement shall be appointed for the remaining unexpired term in the same manner as the original appointment.

(4)(a) Compensation for members shall be the same as provided in Subsection 77-32-401(6).

(b) Per diem and expenses for board members shall be paid from the Indigent Inmate Trust Fund in Section 77-32-502.

(5) Until the Indigent Defense Funds Board is constituted, the interim board shall be authorized to carry out any responsibility provided to the Indigent Defense Funds Board in statute as it relates to Chapter 77, Part 5, Indigent Inmates.

(6) The action by two members present shall constitute the action of the board.; and

The Judiciary Committee reports a favorable recommendation on **S.B. 107**, NOTARY ON ELECTRONIC DOCUMENT, by Senator C. Peterson; and

The Judiciary Committee reports a favorable recommendation on **S.B. 122**, NEW JUDICIAL POSITIONS, by Senator L. Beattie.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 103, S.B. 107,** and **S.B. 122** were placed on Second Reading Calendar.

INTRODUCTION OF BILL

SUPPORT FOR WENDOVER UTAH-NEVADA ENOLA GAY RESTORATION PROJECT

S.R. 3 *George Mantes*

A RESOLUTION OF THE SENATE SUPPORTING THE WENDOVER, UTAH-NEVADA ENOLA GAY RESTORATION PROJECT AND ITS EFFORT TO ENSURE THAT THE HISTORIC PLANE IS PERMANENTLY LOCATED IN WENDOVER, was read for the first time and referred to the President of the Senate.

* * *

On motion of Senator Dmitrich, **S.C.R. 2**, RESOLUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE\CONSERVATION AREA, will be considered Thursday, January 29, 1998 at 10:30 a.m.

THIRD READING CALENDAR

S.B. 10, REGISTRY OF UNIDENTIFIED DECEASED PERSONS, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Holmgren	Howell	Montgomery

S.B. 10 was transmitted to the House.

* * *

S.B. 27, PHYSICIAN'S ASSISTANT PRACTICE ACT, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Montgomery

S.B. 27 was transmitted to the House.

• • •

S.B. 87, ATTEMPTED PURCHASE OF TOBACCO BY CHILDREN, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Montgomery

S.B. 87 was transmitted to the House.

• • •

On motion of Senator C. Peterson, Harvard "Din and Tonics" performed two musical numbers in Committee of the Whole.

• • •

S.B. 89, PRIVATE COLLECTION OF DELINQUENT TAXES, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Howell	Montgomery	Taylor

S.B. 89 was transmitted to the House.

* * *

S.B. 14, ELECTRONIC PROCESS FOR PAYROLL, was read the third time and explained by Senator Holmgren. Senators Mayne, Hull, Holmgren, Steiner, Mansell, Blackham, Tanner, Nielson, and M. Peterson commented. The bill passed on the following roll call:

Yeas, 16; Nays, 8; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Holmgren	Hull
Jones	Mansell	Mantes	McAllister
Muhlestein	Myrin	Nielson	M. Peterson
Steele	Steiner	Tanner	Beattie

Voting in the negative were: Senators

Evans	Mayne	Poulton	Stephenson
Suazo	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery
C. Peterson			

S.B. 14 was transmitted to the House.

* * *

S.B. 94, AMENDMENTS TO SPECIAL DISTRICTS, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery
Nielson			

S.B. 94 was transmitted to the House.

* * *

Sub. S.B. 79, ELECTION LAW - TECHNICAL AMENDMENTS, was read the third time, explained by Senator Muhlestein, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Hillyard	Howell	Montgomery

Sub. S.B. 79 was transmitted to the House.

* * *

S.B. 88, ADMINISTRATIVE RULES IMPACT COSTS, was read the third time and explained by Senator Poulton.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 2, Line 18:
   Delete "(6)" and insert "(7)"

2. Page 7, Line 21:
   Delete "(6)" and insert "(7)"

Senators Wharton and Blackham commented. On motion of Senator Poulton, the bill was circled.

* * *

S.B. 92, COMMISSION STAFFING AND DUTIES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Howell	Mantes	Montgomery

S.B. 92 was transmitted to the House.

* * *

S.B. 15, STATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY, was read the third time, explained by Senator Hull, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Montgomery

S.B. 15 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Hillyard, **S.B. 16** was uncircled.

S.B. 16, TRANSFER OF AGRICULTURAL LAND WITHIN CITY, was before the Senate. Senator Muhlestein explained the bill.

Senator Muhlestein moved the following amendments:

1. Page 3, Line 14:
   Refer to Senate State and Local Affairs Standing Committee Report dated January 21, 1998, item 2:
   Delete committee amendments.

2. Page 3, Line 14:
   After "land for" delete "agricultural purposes" and insert "the purpose of joining one of the resulting separate parcels to a contiguous parcel of unsubdivided agricultural land, if neither the resulting combined parcel nor the parcel remaining from the division or partition violates an applicable zoning ordinance"

Senator Taylor commented. The amendment passed on a voice vote.

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Howell	Montgomery	Tanner

* * *

S.B. 75, UNIFORM PROBATE CODE AMENDMENTS, was read the second time. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 81, REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE, was read the second time. Senator Hillyard explained the bill. Senators C. Peterson and Taylor commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Howell	Mayne	Montgomery
C. Peterson			

* * *

S.B. 24, SNOWMOBILE SPECIAL LICENSE PLATES, was read the second time. Senator Holmgren explained the bill. Senators Tanner, Myrin, Mantes, Mansell, and Steiner commented. The bill passed on the following roll call:

Yeas, 16; Nays, 8; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Evans	Holmgren	Hull
Jones	Mansell	Mayne	McAllister
Myrin	Poulton	Steele	Stephenson
Suazo	Taylor	Waddoups	Beattie

Voting in the negative were: Senators

Dmitrich	Mantes	Muhlestein	Nielson
M. Peterson	Steiner	Tanner	Wharton

Absent or not voting were: Senators
Buhler Hillyard Howell Montgomery
C. Peterson

* * *

On motion of Senator Hillyard, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 27, 1998

The House passed **H.B. 7**, COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM, by Representative S. Allen, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 8**, STATE TREASURER AMENDMENTS, by Representative J. Murray, and it is transmitted for consideration; and

The House passed **H.B. 9**, APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN, by Representative G. Adair, and it is transmitted for consideration;and

The House passed **H.B. 23**, COUNTY IMPROVEMENT DISTRICT CONSTRUCTION CONTRACTS, by Representative R. Short, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 180**, EXTENSION OF GAS SERVICE TERRITORIES, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 191**, CORRECTIONAL OFFICER AMENDMENT, by Representative B. Chard, and it is transmitted for consideration; and

The House passed **H.B. 192**, DIVISION OF YOUTH CORRECTIONS SPECIAL FUNCTION OFFICERS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed **H.B. 213**, NATIVE AMERICAN COORDINATING BOARD MEMBERSHIP, by Representative B. Evans, and it is transmitted for consideration; and

The House passed **H.B. 220**, DISPLAY OF LICENSE PLATES ON TRUCKS AND TRAILERS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.B. 238**, TRANSIT DISTRICT AUTHORITY, by Representative R. Bigelow, and it is transmitted for consideration; and

The House passed **H.J.R. 6**, RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS, by Representative B. Goodfellow, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 8**, LEGISLATIVE ELIGIBILITY RESOLUTION, by Representative P. Arent, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 7, H.B. 8, H.B. 9, H.B. 23, H.B. 180, H.B. 191, H.B. 192, H.B. 213, H.B. 220, H.B. 238, H.J.R. 6,** and **H.J.R. 8** were read the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 27, 1998

The President, having received the following Senate bills which are waiting fiscal notes, assigns them to the following committees. The bills are to be printed as soon as they receive a fiscal note.

Business, Labor & Economic Development

S.B. 36	Division of Occupational and Professional Licensing Act Amendments (S. Howell)

Health & Environment

S.B. 115	Direct Access to Dermatologists (M. Dmitrich)

Human Services

S.B. 44	Appropriation for a Facility for Urban Indian Programs (P. Suazo)
S.B. 123	Appropriation for Assistive Technology Devices and Services (N. Tanner); and

The President, having received the following House bills, assigns them to the following committees:

Business, Labor & Economic Development

H.B. 26	Trade Or Business Names (R. Bigelow)

Education	
H.B. 16	Funding Classroom Supplies (R. Bigelow)
H.B. 179	Transportation of Students By School Districts (K. Johnson)
H.C.R. 3	Professional Development Programs for Educators Resolution (K. Johnson)
Revenue & Taxation	
H.B. 200	Income Tax - Election Campaign Fund Designations (R. Short)
Transportation & Public Safety	
H.B. 174	Window Tinting Amendments (D. Bush)
H.B. 214	Motor Vehicle Identification (J. Tanner)

Lane Beattie, Senate President

Reports filed.

SECOND READING CALENDAR

On motion of Senator Hillyard, the circle was removed from **S.B. 75**, UNIFORM PROBATE CODE AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill. Senators Hull and Holmgren commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Jones	Mansell	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Buhler	Howell	Hull
Montgomery	Steele		

• • •

S.B. 25, UNIFORM ALLOWANCE FOR UTAH HIGHWAY PATROL, was read the second time. Senator Evans explained the bill. Senators Hull and Beattie commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Howell	McAllister	Montgomery

* * *

On motion of Senator C. Peterson and at 3:00 p.m., the Senate adjourned until 10:00 a.m., Wednesday, January 28, 1998.

TENTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senator Howell, absent.

Prayer - Reverend Bill Alexander, Senior Pastor of the First Presbyterian Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 28, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the ninth day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 27, 1998

The House passed, **S.J.R. 8**, JOINT RESOLUTION - COMPENSATION OF IN-SESSION EMPLOYEES, by Senator R. Montgomery, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.J.R. 8 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: January 27, 1998

The House passed, as amended, **H.B. 42**, UNEMPLOYMENT COMPENSATION FRAUD AMENDMENTS, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 45**, WILDLIFE LICENSE FEES, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 217**, EDGE OF THE CEDARS STATE PARK ACCESS ROAD, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 221**, UNDERGROUND STORAGE TANKS - REAUTHORIZATION, by Representative B. Wright, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 224**, HEALTH CARE ASSISTANT REGISTRATION ACT, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 73**, DATES FOR BOND ELECTIONS, by Representative G. Way, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 42, H.B. 45, H.B. 217, H.B. 221, H.B. 224**, and **Sub. H.B. 73** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 27, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 187**, PUBLIC SERVICE COMMISSION REPORTING AMENDMENTS, by Representative B. Evans; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 124**, SUNSET REAUTHORIZATIONS OF LICENSED PROFESSIONS, by Senator N. Tanner, and recommends it be considered read for the second time and placed on the Consent Calendar.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 187** was placed on Second Reading Calendar.

S.B. 124 was read the second time and placed on the Consent Calendar.

* * *

Mr. President: January 27, 1998

The Education Committee reports a favorable recommendation on **S.B. 84**, STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE AMENDMENTS, by Senator L. Hillyard; and

The Education Committee reports a favorable recommendation on **S.B. 105**, UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT AMENDMENT, by Senator L. McAllister.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 84** and **S.B. 105** were placed on Second Reading Calendar.

* * *

Mr. President: January 27, 1998

The Revenue and Taxation Committee recommends **S.B. 34**, SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS, by Senator L. Hillyard, be replaced and favorably recommends **1st Sub. S.B. 34**, SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 72**, BUDGET REVIEW TASK FORCE, by Senator M. Peterson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 111**, ENTERPRISE ZONE AMENDMENTS, by Senator M. Dmitrich; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 201**, PROPERTY TAX - CIRCUIT BREAKER AMENDMENTS, by Representative W. Harper.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 34, S.B. 72, S.B. 111,** and **H.B. 201** were placed on Second Reading Calendar.

* * *

Mr. President: January 27, 1998

The Human Services Committee reports a favorable recommendation on **S.R. 1**, RESOLUTION URGING PARENTAL OVERSIGHT OF CHILDREN WATCHING MOVIES, by Senator S. Howell, with the following amendments:

1. Page 1, Line 14:
   After "submitted to the" delete "MPAA Rating Board" and insert: "Classification and Rating Administration (CARA) of the MPAA"

2. Page 1, Line 16:
   After "WHEREAS" delete "the board" and insert: "CARA"

3. Page 1, Line 18:
After "WHEREAS the" delete "R" and "NC-17" "

4. Page 1, Line 21:
After "restrictions, which" delete the remainder of line 21, lines 22-23, and insert: "include requiring parental accompaniment or denying admission at all times for persons under 17"

5. Page 1, Line 26:
After "routinely attend" delete "R" rated" and insert: "age-restricted"

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.R. 1** was placed on Second Reading Calendar.

INTRODUCTION OF BILLS

RESEARCH TAX CREDIT

S.B. 47 *Howard C. Nielson*

AN ACT RELATING TO REVENUE AND TAXATION; PROVIDING INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS FOR RESEARCH ACTIVITIES CONDUCTED IN THE STATE; PROVIDING PROCEDURES FOR THE TAX REVIEW COMMISSION TO STUDY THE CREDITS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS

S.B. 140 *Michael G. Waddoups*

AN ACT RELATING TO PUBLIC SAFETY; AMENDING THE TIME FOR WHICH A CONCEALED FIREARM PERMIT IS VALID; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

HANDGUN PURCHASE REQUIREMENTS

S.B. 141 *Michael G. Waddoups*

AN ACT RELATING TO CRIMINAL CODE; EXCLUDING PERSONS WITH A VALID CONCEALED FIREARM PERMIT FROM BACKGROUND

CHECK AND FEE FOR HANDGUN PURCHASE; PROVIDING DEFINITION; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

REGULATION OF CELL PHONE USE BY MOTOR VEHICLE OPERATORS

S.B. 142 *Robert C. Steiner*

AN ACT RELATING TO MOTOR VEHICLES; PROHIBITING USE OF CERTAIN DEVICES WHILE OPERATING A MOTOR VEHICLE; PROVIDING EXCEPTIONS; AND PROVIDING PENALTIES, was read for the first time and referred to the President of the Senate.

RECREATIONAL VEHICLE STANDARDS

S.B. 143 *George Mantes*

AN ACT RELATING TO MOTOR VEHICLES; REPEALING CERTAIN CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES, DEALER LICENSING, ENFORCEMENT BY THE DEPARTMENT OF COMMERCE, AND ASSOCIATED PENALTIES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

CHANGES REGARDING EXISTING HAZARDOUS WASTE FACILITIES

S.B. 144 *Leonard M. Blackham*

AN ACT RELATING TO THE ENVIRONMENT; REMOVING REQUIREMENTS FOR LEGISLATIVE AND GUBERNATORIAL APPROVAL FOR SPECIFIED CHANGES IN THE WASTES ACCEPTED BY EXISTING HAZARDOUS AND RADIOACTIVE WASTE FACILITIES, was read for the first time and referred to the President of the Senate.

CHILD SUPPORT AMENDMENTS

S.B. 145 *Nathan C. Tanner*

AN ACT RELATING TO HUMAN SERVICES; CLARIFYING THE DUTY OF A HOSPITAL IN ESTABLISHING THE PATERNITY OF A CHILD; CLARIFYING THE STATE'S RIGHT TO THE ASSIGNMENT OF A SUPPORT OBLIGATION WHEN PUBLIC ASSISTANCE IS PROVIDED; PERMITTING

A DECLARATION OF PATERNITY TO BE WITNESSED INSTEAD OF NOTARIZED; AND MAKING TECHNICAL AMENDMENTS, was read for the first time and referred to the President of the Senate.

NURSING REGULATION - INTERSTATE COMPACT

S.B. 146 *Craig A. Peterson*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; ESTABLISHING THE STATE'S PARTICIPATION IN AN INTERSTATE COMPACT FOR NURSING REGULATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A COORDINATION CLAUSE, was read for the first time and referred to the President of the Senate.

THIRD READING CALENDAR

S.B. 16, TRANSFER OF AGRICULTURAL LAND WITHIN CITY, was read the third time, explained by Senator Muhlestein, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Steele
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Howell	Mantes	C. Peterson
Poulton	Steiner	Tanner	

S.B. 16 was transmitted to the House.

* * *

S.B. 81, REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE, was read the third time.

On motion of Senator Blackham, the bill was circled.

* * *

S.B. 24, SNOWMOBILE SPECIAL LICENSE PLATES, was read the third time.

On motion of Senator Holmgren, the bill was circled.

* * *

S.B. 75, UNIFORM PROBATE CODE AMENDMENTS, was read the third time.

On motion of Senator Blackham, the bill was circled.

* * *

S.B. 25, UNIFORM ALLOWANCE FOR UTAH HIGHWAY PATROL, was read the third time and explained by Senator Evans. Senator Hull declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Hillyard	Howell

S.B. 25 was transmitted to the House.

* * *

Senator Montgomery, on behalf of the Senate and House of Representatives, presented a citation to Mary Shaw, Miss Rodeo USA and Ashley Shaw, Utah's Junior Miss 1997.

SECOND READING CALENDAR

S.B. 29, APPROPRIATION FOR MOVING BOTANICAL GARDENS, was read the second time. Senator Holmgren explained the bill. Senator Taylor commented. The bill passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Holmgren	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	M. Peterson	Steele	Steiner
Suazo	Tanner	Taylor	Wharton
Beattie			

Voting in the negative were: Senators

Buhler	Mantes	Muhlestein	Nielson
C. Peterson	Poulton	Stephenson	Waddoups

Absent or not voting were: Senators

Evans	Hillyard	Howell	Myrin

* * *

On motion of Senator Montgomery, the circle was removed from **S.B. 4**, MEDICAL EXAMINER AUTHORITY, and it was before the Senate. Senator Montgomery explained the bill. Senators Jones and Steiner commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Hillyard	Holmgren	Howell	Nielson

INTRODUCTION OF BILL

JOINT RULES RESOLUTION - LEGISLATIVE EXPENSES

S.J.R. 11 *Craig A. Peterson*

A JOINT RESOLUTION OF THE LEGISLATURE REVISING JOINT RULES; MODIFYING RULES GOVERNING LEGISLATIVE EXPENSE REIMBURSEMENTS; MAKING TECHNICAL CORRECTIONS; AND

PROVIDING AN EFFECTIVE DATE, was read the first time. On motion of Senator C. Peterson, the Senate voted to place **S.J.R. 11** at the top of the Second Reading Calendar and circle it.

SECOND READING CALENDAR

Sub. S.B. 97, LICENSE PLATES - SNOWBOARD UTAH, was read the second time. Senator Montgomery explained the bill. Senators Steiner, Mantes, and Blackham commented. The bill passed on the following roll call:

Yeas, 16; Nays, 8; Absent, 5.

Voting in the affirmative were: Senators			
Blackham	Buhler	Dmitrich	Evans
Hull	Mansell	Mayne	Montgomery
Myrin	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups

Voting in the negative were: Senators			
Hillyard	Jones	Mantes	McAllister
Muhlestein	Nielson	Steiner	Wharton

Absent or not voting were: Senators			
Holmgren	Howell	C. Peterson	M. Peterson
Beattie			

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 81**, REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE, and it was before the Senate. Senator Hillyard explained the bill. Senator Steele commented. On motion of Senator Hillyard, **S.B. 81** was placed on Third Reading Table.

THIRD READING CALENDAR

On motion of Senator Hillyard, the circle was removed from **S.B. 75**, UNIFORM PROBATE CODE AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators			
Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones

Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton		

Absent or not voting were: Senators

Howell	C. Peterson	Beattie

S.B. 75 was transmitted to the House.

SECOND READING CALENDAR

S.B. 5, JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Howell	Beattie

* * *

On motion of Senator C. Peterson, the circle was removed from **S.J.R. 11**, JOINT RULES RESOLUTION - LEGISLATIVE EXPENSES, and it was read the second and third times, under suspension of the rules. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 19; Nays, 7; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Muhlestein	Myrin
C. Peterson	M. Peterson	Steele	Suazo
Tanner	Waddoups	Wharton	

Voting in the negative were: Senators

Buhler	Mayne	Montgomery	Nielson
Poulton	Stephenson	Taylor	

Absent or not voting were: Senators

Howell	Steiner	Beattie

S.J.R. 11 was transmitted to the House.

* * *

S.C.R. 1, FUNDING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION, was read the second time. Senator Suazo explained the bill. Senators Hillyard and Montgomery commented. The bill passed on the following roll call:

Yeas, 19; Nays, 7; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Steele	Steiner	Suazo
Tanner	Waddoups	Wharton	

Voting in the negative were: Senators

Hillyard	Jones	McAllister	Nielson
Poulton	Stephenson	Taylor	

Absent or not voting were: Senators

Blackham	Howell	Beattie

* * *

On motion of Senator Hillyard, Dr. Michael Ballam spoke and sang in Committee of the Whole. Senators Hillyard, Holmgren, and Jones commented.

* * *

S.B. 82, MASTER DEEDS OF TRUST OR MORTGAGES, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Taylor

• • •

S.B. 85, REAUTHORIZATION OF ADMINISTRATIVE RULES, was read the second time. Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Tanner	Taylor

• • •

S.B. 86, ADMINISTRATIVE RULES AMENDMENTS, was read the second time. Senator Stephenson explained the bill. Senators McAllister and Hillyard commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister

Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Howell C. Peterson

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 28, 1998

The President, having received the following House bills and resolutions, assigns them to the following committees:

Business, Labor & Economic Development

H.B. 213	NATIVE AMERICAN COORDINATING BOARD MEMBERSHIP (B. Evans)
H.B. 222	BOILER INSPECTION AMENDMENTS (G. Adair)

Education

H.B. 7	COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM (S. Allen)
H.B. 184	EDUCATIONAL TECHNOLOGY INITIATIVE AMENDMENTS (A. Tyler)

Energy, Natural Resources & Agriculture

H.B. 37	Purchase of Telecommunications Service (B. Evans)
H.J.R. 7	Resolution on Restructuring of Electrical Industry (B. Evans)

Health/Environment

H.B. 57	Acupuncture Practice Amendments (A. Bradshaw)
H.B. 226	Outside Employment for Mental Health Advisor (M. Dayton)

Judiciary

H.B. 183	Quick Court Amendments (S. Allen)
H.B. 191	Correctional Officer Amendment (B. Chard)
H.B. 192	Division of Youth Corrections Special Function Officers (B. Chard)
H.B. 223	Offender Expenses Amendments (P. Buckner)

State & Local Affairs

H.B. 8	State Treasurer Amendments (J. Murray)
H.B. 23	County Improvement District Construction Contracts (R. Short)
H.J.R. 6	Resolution Amending Notice for Special Sessions (B. Goodfellow)

H.J.R. 8	Legislative Eligibility Resolution (P. Arent)
Transportation & Public Safety	
H.B. 6	Private Investigator Regulation (S. Koehn)
H.B. 9	Appropriation for Additional Highway Patrolmen (G. Adair)
H.B. 60	Compensation for Public Safety Dispatchers (D. Bowman)
H.B. 220	Display of License Plates on Trucks and Trailers (G. Adair); and

The President, having received the following Senate bills and resolution with their fiscal notes, orders them printed and assigned to the following committees:

Energy, Natural Resources & Agriculture	
S.B. 46	Urban and Community Forestry (R. Steiner)
S.R. 3	Support for Wendover Utah-Nevada Enola Gay Restoration Project (G. Mantes)
State & Local Affairs	
S.B. 133	Optional Forms of County Government (R. Evans)
Transportation & Public Safety	
S.B. 129	Motor Vehicle Accident Insurance Coverage (L. Jones)

Lane Beattie, Senate President

Report filed.

* * *

On motion of Senator C. Peterson and at 12:00 noon, the Senate adjourned until 10:00 a.m., Thursday, January 29, 1998.

ELEVENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Rabbi Frederick L. Wenger, Congregation Kol Ami.

On motion of Senator Tanner, the Senate voted to have the prayer of Rabbi Wenger spread upon the pages of the Senate Journal.

PRAYER BY RABBI FREDERICK L. WENGER

Thank you very much Mr. President for those high words of praise for Michelle and myself. I would like to maybe direct our thoughts before we pray. Sometimes it is assumed that when someone stands to lead you in prayer, that person is a performer and you are an audience and that makes, of course, the Almighty a prompter of sorts.

I would like to suggest that those priorities are wrong. I would like to suggest that rather, the person who leads you in prayer regardless of the tradition they stem from, is simply in the role of a prompter and that makes the people who are invited to pray performers, and we all know who the audience is. Please put in a performance worthy of your audience. God is quite demanding.

It says in the Book of Proverbs "where there is no vision, the people perish" and so we ask the blessing of vision upon our state and especially on its Senate. Teach all of its members the insights of your sacred teaching. That they may administer all affairs of our state family, that peace and security, happiness and prosperity, justice and freedom may ever abide in our midst.

Bless all the inhabitants of Utah with your spirit, so that citizens of all creeds and races will form a common bond in true brotherhood, to banish all hatred and bigotry and to safeguard the ideals and the free institutions which are our nations pride and glory. May we never ask the lord of the universe to come down to fight our wars or to make our peace, or to build our house like a man with magic on his sleeve, to do for us what we will not do for ourselves. Only this and this would be enough.

May this sacred presence grow within us and may sacred words move our hands. Helping us to build our state into a bustling place of commerce, of healing, of learning and of worship. So that all of us will be able to say with pride, that we make our homes here in the best place on earth. Trying to make it even better, even juster, even holier. That there be no good hope among us that is not a command. That there be no prayer among us that does not ask to become a deed. That there be no promise among us unless it be kept by us. May Utah become a place where every person matters. So shall our state so rich in beginnings grow mature in wisdom, ripe in understanding helping us to build a parable kingdom here on this war-torn earth. May we pause that each of us can offer up our own prayers in our own special and unique way for the source of all prayer. Praised are you eternal God, ruler of the universe who has kept us alive, preserved us, and brought us to this sacred time. Amen.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 29, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the tenth day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 28, 1998

The House passed, **S.B. 125**, REVISOR'S STATUTE, by Senator J. Holmgren, et al, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 11**, JOINT RULES RESOLUTION - LEGISLATIVE EXPENSES, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 125 and **S.J.R. 11** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: January 28, 1998

The House passed **H.B. 49**, EMERGENCY SERVICES AMENDMENTS, by Representative B. Holladay, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 78**, TESTING PERIOD FOR HEARING AIDS, by Representative L. Pace, and it is transmitted for consideration; and

The House passed **H.B. 209**, APPROPRIATION FOR OLENE WALKER HOUSING TRUST FUND, by Representative G. Adair, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 210**, AFFORDABLE HOUSING AMENDMENTS, by Representative W. Harper, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 219**, NOTICE OF RIGHTS TO REMOVE MECHANICS LIEN, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed **H.B. 233**, ANTIDISCRIMINATION ADVISORY COUNCIL, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.C.R. 1**, RESOLUTION SUPPORTING RESOURCES FOR AFFORDABLE HOUSING, by Representative R. Bigelow, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 49, H.B. 78, H.B. 209, H.B. 210, H.B. 219, H.B. 233, and H.C.R. 1** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 28, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 20**, PENALTIES FOR SPEEDING IN CONSTRUCTION ZONES, by Senator D. Buhler, with the following amendments:

1. **Page 1, Line 22:**
   Delete "the fine for the operator's speeding" and insert "a fine imposed

by the court that is at least double the fine in the uniform recommended fine schedule established under Section 76-3-301.5 for the offense."

2. Page 1, Line 23:
Delete all of line 23; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 90**, ASSAULTING A PEACE OFFICER, by Senator R. Evans, with the following amendments:

1. Page 1, Line 18:
Delete "180" and insert "90"

2. Page 1, Line 21:
Delete "and" and insert ", or that the assault occurred during an act of civil disobedience, and the court"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 100**, RADAR JAMMING DEVICES, by Senator J. Hull; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 110**, APPROPRIATION FOR OGDEN PARKWAY HIGHWAY UNDERPASS, by Senator R. Montgomery; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 202**, TRANSPORTATION CODE RECODIFICATION, by Representative M. Dillree.

Al Mansell, Chair

On motion of Senator Mansell, the committee reports were adopted. **S.B. 20, S.B. 90, S.B. 100, S.B. 110**, and **H.B. 202** were placed on Second Reading Calendar.

* * *

Mr. President: January 28, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 113**, LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES, by Senator J. Hull, with the following amendments:

1. Page 2, Line 14:
After "if the agricultural product is" insert ": (a)"

2. Page 2, Line 15:
After "a hazard" insert "or a potential hazard" and delete the period and insert ";and (b) loaded in a manner that only allows minimal spillage due to wind blowing the agricultural product in transit."; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 114**, THIS IS THE PLACE FOUNDATION, by Senator D. Buhler; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.J.R. 9**, RESOLUTION CONCERNING KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE, by Senator M. Dmitrich; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.J.R. 10**, RESOLUTION ESTABLISHING WILDLIFE NUMBERS, by Senator L. Blackham.

Alarik Myrin, Chair

On motion of Senator Myrin, the committee reports were adopted. **S.B. 113, S.B. 114, S.J.R. 9**, and **S.J.R. 10** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

EMINENT DOMAIN VALUATION

S.B. 49 *Pete Suazo*

AN ACT RELATING TO EMINENT DOMAIN; REQUIRING AGENCIES THAT DISPLACE LANDOWNERS TO REIMBURSE AGREED UPON REASONABLE EXPENSES; PROVIDING ADDITIONAL EXPENSES TO BE COVERED; BROADENING REPLACEMENT PROVISIONS FROM DWELLING TO PROPERTY; PROVIDING OWNER MUST BE SATISFIED AND PROVIDED WITH REPLACEMENT PROPERTY; ALLOWING INDEPENDENT APPRAISAL; REQUIRING MEDIATION IN CERTAIN CIRCUMSTANCES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

PROPERTY TAXES-UNIFORM FEES AND CERTIFIED TAX RATE

S.B. 50 *George Mantes*

AN ACT RELATING TO THE PROPERTY TAX ACT; IMPOSING A UNIFORM FEE OF $30 PER YEAR IN LIEU OF OTHER UNIFORM FEES

AND PROPERTY TAXES ON CERTAIN TANGIBLE PERSONAL PROPERTY THAT WEIGHS 12,000 POUNDS OR LESS; MODIFYING THE EQUIVALENT TAX FOR APPORTIONALLY REGISTERED VEHICLES; ESTABLISHING REIMBURSEMENT FEES FOR COUNTIES TO PAY TO THE COMMISSION FOR COLLECTING UNIFORM FEES; INCREASING TAXING ENTITIES' CERTIFIED TAX RATES TO OFFSET THE DECREASE IN REVENUES FROM UNIFORM FEES; INCREASING THE CERTIFIED REVENUE LEVY TO OFFSET THE DECREASE IN REVENUES FROM UNIFORM FEES; REQUIRING PROPERTY TAX NOTICES TO CONTAIN A STATEMENT FOR THE 1999 CALENDAR YEAR THAT A TAXING ENTITY'S PROPERTY TAX RATE INCREASE OR A PORTION OF THE PROPERTY TAX RATE INCREASE IS ATTRIBUTABLE TO A REDUCTION IN UNIFORM FEES BY THE LEGISLATURE; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

MINING - SURETY AND RECLAMATION REQUIREMENTS

S.B. 147 *Mike Dmitrich*

AN ACT RELATING TO MINED LAND RECLAMATION; SPECIFYING RESPONSIBILITIES OF THE DIVISION AND BOARD OF OIL, GAS AND MINING IN APPROVING THE AMOUNT AND FORM OF SURETY REQUIRED TO BE PROVIDED BY MINING OPERATIONS, was read for the first time and referred to the President of the Senate.

EVALUATION OF PROVISIONAL EDUCATORS

S.B. 148 *Joseph L. Hull*

AN ACT RELATING TO PUBLIC EDUCATION; REQUIRING AN EVALUATION OF A PROVISIONAL EDUCATOR IN THE FIRST AND SECOND HALF OF EACH CONTRACT YEAR; AND PROVIDING A PENALTY FOR FAILURE TO CONDUCT THE EVALUATIONS, was read for the first time and referred to the President of the Senate.

LANDSCAPE ARCHITECT LICENSING ACT

S.B. 149 *Craig A. Peterson*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; RENUMBERING AND AMENDING THE LANDSCAPE ARCHITECT LICENSING ACT; REVISING THE DEFINITION OF THE PRACTICE OF LANDSCAPE ARCHITECTURE; REVISING THE DEFINITION OF AND

PENALTIES FOR UNLAWFUL CONDUCT; REVISING THE EXEMPTIONS FROM LICENSURE; AUTHORIZING THE USE OF SEALS BY LICENSEES; REQUIRING ALL SITE PLANS TO BEAR THE SEAL OF A LICENSEE; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

COST-OF-LIVING ADJUSTMENT AMENDMENTS

S.B. 150 *Mike Dmitrich*

AN ACT RELATING TO RETIREMENT; AMENDING CERTAIN COST-OF-LIVING ADJUSTMENT PROVISIONS IN THE FIREFIGHTERS' RETIREMENT SYSTEM; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

PROPERTY TAX EXEMPTION FOR VETERANS

S.B. 151 *Craig A. Peterson*

AN ACT RELATING TO THE PROPERTY TAX ACT; REMOVING FOR PURPOSES OF THE DISABLED VETERANS' PROPERTY TAX EXEMPTION THE MAXIMUM INCOME LIMIT FOR ELIGIBILITY; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

WATER CONSERVANCY DISTRICTS BONDING AUTHORITY

S.B. 152 *Howard A. Stephenson*

AN ACT RELATING TO SPECIAL DISTRICTS; AND RESTRICTING WATER CONSERVANCY DISTRICT BONDS FROM IMPOSING AN OBLIGATION ON THE DISTRICT TO TAX AT THE MAXIMUM RATE, was read for the first time and referred to the President of the Senate.

SPECIAL ORDER OF BUSINESS

S.C.R. 2, RESOLUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE/CONSERVATION AREA, was read the second time.

On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 3, Line 3:
   After line 3, insert:

"WHEREAS, development of the San Rafael Swell National Heritage/Conservation Area should proceed with recognition of prior existing rights;

2. Page 3, Line 15:
After line 15, insert:
"BE IT FURTHER RESOLVED that, if the conservation area would diminish the value or economic potential of state school and institutional trust lands located within the boundaries of the area, those lands would be exchanged for federal lands of equal value and potential elsewhere in the state concurrent with the creation of the conservation area, without expense or loss to the beneficiaries of those trust lands."

Senator Dmitrich explained the bill. Senators Myrin, Steiner, Howell, and Nielson commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Mantes	Mayne	McAllister

THIRD READING CALENDAR

S.B. 29, APPROPRIATION FOR MOVING BOTANICAL GARDENS, was read the third time and explained by Senator Holmgren.

On motion of Senator Holmgren, the bill was circled.

* * *

S.B. 4, MEDICAL EXAMINER AUTHORITY, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Mantes	McAllister	Poulton

S.B. 4 was transmitted to the House.

* * *

On motion of Senator Hillyard, **S.B. 77** and **S.B. 81** were lifted from the Third Reading Table, placed at the top of the Third Reading Calendar and circled.

* * *

S.B. 77, MIDDLE SCHOOLS TASK FORCE, was read the third time. On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 81,** REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE, and it was before the Senate. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mantes

S.B. 81 was transmitted to the House.

* * *

On motion of Senator Holmgren, the circle was removed from **S.B. 29**, APPROPRIATION FOR MOVING BOTANICAL GARDENS, and it was before the Senate. Senator Holmgren explained the bill. Senators Steele, Waddoups, Holmgren, Tanner, Buhler, Taylor, and McAllister commented. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Jones	Mayne
Montgomery	Myrin	C. Peterson	M. Peterson
Steele	Steiner	Suazo	Tanner
Taylor	Wharton	Beattie	

Voting in the negative were: Senators

Buhler	Mantes	McAllister	Muhlestein
Nielson	Poulton	Stephenson	Waddoups

Absent or not voting were: Senators

Hull	Mansell

S.B. 29 was transmitted to the House.

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 88**, ADMINISTRATIVE RULES - IMPACT COSTS, and it was before the Senate. Senator Poulton explained the bill.

Senator Blackham moved the following amendments:

1. Page 4, Line 17:
   After line 17, insert:"(4) Prior to filing a rule with the division, the department head shall consider and comment on the fiscal impact a rule may have on businesses."
   Renumber the remaining sections accordingly.

2. Page 5, Line 1 (goldenrod copy 1-26-98):
   At the end of the line, bracket "and"

3. Page 5, Line 2 (goldenrod copy 1-26-98):
After "period" delete the period and insert "; and"

4. Page 5, Lines 3-4 (goldenrod copy 1-26-98):
Delete lines 3 through 4 and insert "(1) comments by the department head on the fiscal impact the rule may have on businesses."

Senator Poulton commented. The amendments passed on a voice vote.

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Hull	Mansell

S.B. 88, as amended, was transmitted to the House.

* * *

On motion of Senator Steele, the circle was removed from **S.B. 77**, MIDDLE SCHOOLS TASK FORCE, and it was before the Senate.

Senator Stephenson moved the following amendments:

1. Page 1, Line 14:
After "following" delete "15" and insert "17"

2. Page 1, Line 26:
After "(viii)" delete "one member" and insert "three members", after "be" delete "a parent of a" and insert "parents of", and after "school" delete "student" and insert "students"

3. Page 1, Line 27:
After "through" delete "(viii" and insert "(vii"

4. Page 2, Line 1:
After line 1 insert the following:
"(c) (i) One of the parent members under Subsection (1)(a)(viii) shall be appointed by the president of the Senate, one shall be appointed by the speaker of the House of Representatives, and one shall be appointed by the governor.
(ii) In addition to the parent members under Subsection (1)(a)(viii), at least 50% of the rest of the members shall have a child who attends or who has attended a middle school."

Senator Hillyard commented. The amendments passed on a voice vote.

On motion of Senator Stephenson, the bill was amended as follows:

5. Page 2, Line 24:
After "faculty;" delete "and" and insert "(h) receiving credit towards high school graduation for core classes taken in seventh and eighth grade that are usually taken by ninth or tenth graders; and"

6. Page 2, Line 25:
At the beginning of line 25 delete "(h)" and insert "(i)"

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	McAllister

S.B. 77, as amended, was transmitted to the House.

* * *

Sub. S.B. 97, LICENSE PLATES - SNOWBOARD UTAH, was read the third time, explained by Senator Montgomery, and failed to pass on the following roll call:

Yeas, 14; Nays, 13; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Evans	Holmgren	Hull
Mansell	Mayne	Montgomery	Myrin
C. Peterson	Poulton	Stephenson	Suazo
Tanner	Waddoups		

Voting in the negative were: Senators

Buhler	Dmitrich	Hillyard	Jones
Mantes	McAllister	Muhlestein	Nielson
M. Peterson	Steiner	Taylor	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Steele

Sub. S.B. 97 was filed.

* * *

On motion of Senator Holmgren, the circle was removed from **S.B. 24,** SNOWMOBILE SPECIAL LICENSE PLATES, and it was before the Senate. Senator Holmgren explained the bill. Senators C. Peterson and Wharton commented. On motion of Senator Holmgren, the bill was circled.

* * *

On motion of Senator McAllister, the Senate voted to hold **Sub. S.B. 97,** LICENSE PLATES - SNOWBOARD UTAH, for possible reconsideration.

* * *

S.B. 5, JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES, was read the third time, explained by Senator Tanner, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin

Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 5 was transmitted to the House.

• • •

On motion of Senator Hillyard, S.B. 34, SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS, will be considered Monday, February 2, 1998 at 10:30 a.m.

• • •

On motion of Senator C. Peterson, and at 11:50 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 29, 1998

The House passed, as amended, H.B. 252, WATER QUALITY ACT AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, H.B. 44, TELEMARKETING REQUIREMENTS, by Representative L. Nelson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 10, DRIVING UNDER THE INFLUENCE -- CONDITIONAL LICENSING, by Representative N. Stephens, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 216, SALES TAX EXEMPTION FOR MUNICIPALITY-SPONSORED EVENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed H.B. 47, APPROPRIATION FOR ENGLISH AS SECOND LANGUAGE ADULT EDUCATION CLASSES, by Representative T. Rowan, and it is transmitted for consideration; and

The House passed **H.B. 39**, CRIMINAL INTENT, by Representative J. Arrington, and it is transmitted for consideration; and

The House passed **H.B. 225**, JURISDICTION IN UTAH COURTS, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 232**, STATUTE OF LIMITATIONS, by Representative P. Buckner, and it is transmitted for consideration; and

The House passed **H.B. 247**, REVENUES FOR THE STATE SCHOOL FUND, by Representative D. Iverson, and it is transmitted for consideration; and

The House passed **H.B. 261**, MUNICIPAL GOVERNMENT CIVIL SERVICE SELECTION PROCEDURES, by Representative R. Killpack, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 9**, RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS, by Representative G. Cox, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 252, H.B. 44, H.B. 10, Sub. H.B. 216, H.B. 47, H.B. 39, H.B. 225, Sub. H.B. 232, H.B. 247, H.B. 261,** and **H.J.R. 9** were read the first time and referred to the President of the Senate.

INTRODUCTION OF BILL

ELECTRIC RESTRUCTURING PROVISIONS

S.B. 67 *Leonard M. Blackham*

AN ACT RELATING TO PUBLIC UTILITIES; REMOVING PROHIBITION ON ORDER OR HEARINGS; PROVIDING FOR CERTAIN REPORTS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read the first time and referred to the President of the Senate.

THIRD READING CALENDAR

S.C.R. 1, FUNDING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 18; Nays, 8; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Evans	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	Montgomery	Muhlestein	Myrin
M. Peterson	Steele	Steiner	Suazo
Tanner	Beattie		

Voting in the negative were: Senators

Blackham	Hillyard	McAllister	Nielson
Poulton	Stephenson	Taylor	Waddoups

Absent or not voting were: Senators

Dmitrich	C. Peterson	Wharton

S.C.R. 1 was transmitted to the House.

* * *

S.B. 82, MASTER DEEDS OF TRUST OR MORTGAGES, was read the third time and explained by Senator Hillyard. Senators Beattie and Mansell commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting was: Senator
Wharton

S.B. 82 was transmitted to the House.

* * *

S.B. 85, REAUTHORIZATION OF ADMINISTRATIVE RULES, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Evans	Wharton

S.B. 85 was transmitted to the House.

* * *

S.B. 86, ADMINISTRATIVE RULES AMENDMENTS, was read the third time and explained by Senator Stephenson.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 5, Line 20:
   After "suspended" delete "during the annual general session"

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting was: Senator
Wharton

S.B. 86 was transmitted to the House.

SECOND READING CALENDAR

S.J.R. 5, RESOLUTION ENCOURAGING DEVELOPMENT OF ELECTRONIC VOTING, was read the second time. Senator Howell explained the bill. Senators Myrin, Blackham, Steele, M. Peterson, and Hillyard commented. The bill failed to pass on the following roll call:

Yeas, 11; Nays, 16; Absent, 2.

Voting in the affirmative were: Senators

Dmitrich	Evans	Howell	Hull
Mantes	Mayne	Montgomery	M. Peterson
Steele	Steiner	Suazo	

Voting in the negative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Jones	Mansell	McAllister	Muhlestein
Myrin	Nielson	Poulton	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

C. Peterson	Wharton

S.J.R. 5 was filed.

* * *

S.J.R. 6, RESOLUTION AMENDING SPECIAL SESSIONS, was read the second time. Senator Blackham explained the bill. Senators Buhler, Hillyard, Nielson, and Myrin commented. The bill passed on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Howell
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	

Voting in the negative were: Senators

Buhler	Hillyard	Holmgren	Hull
Mantes	Myrin	Poulton	Steiner
Beattie			

Absent or not voting was: Senator
Wharton

* * *

S.J.R. 7, RESOLUTION AMENDING THE DATE OF GENERAL LEGISLATIVE SESSION, was read the second time. On motion of Senator Mantes, the bill was circled.

* * *

S.B. 73, BEER INDUSTRY DISTRIBUTION ACT, was read the second time. Senator Blackham explained the bill. Senator Taylor commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Jones	Wharton

* * *

On motion of Senator C. Peterson and at 3:00 p.m., the Senate adjourned until 10:00 a.m., Friday, January 30, 1998.

TWELFTH DAY

The Senate was called to order at 10:10 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Reverend Joan Stewart, First Baptist Church of Bountiful.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: January 30, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the eleventh day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 29, 1998

The House passed, as substituted, **1st Sub. H.B. 46**, JOINDER OF MISDEMEANOR AND FELONY OFFENSES, by Representative S. Barth, and it is transmitted for consideration; and

The House passed **H.B. 64**, CHILD ABUSE OFFENSE AMENDMENTS, by Representative G. Cox, and it is transmitted for consideration; and

The House passed **H.B. 75**, PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE, by Representative J. Murray, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 215**, ENFORCEMENT OF COURT'S RESTITUTION ORDER, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed **H.B. 248**, APPROPRIATION FOR SUBMARINE MEMORIAL, by Representative D. Zolman, and it is transmitted for consideration; and

The House passed **H.B. 249**, CLARIFICATION ON PROBATION LIMITATIONS, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.B. 253**, VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS, by Representative G. Cox, and it is transmitted for consideration.

The House passed **H.B. 264**, ADOPTION ACT AMENDMENTS, by Representative R. Killpack, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 46, H.B. 64, H.B. 75, H.B. 215, H.B. 248, H.B. 249, H.B. 253**, and **H.B. 264** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 29, 1998

The Health and Environment Committee reports a favorable recommendation on **S.B. 19**, AIR QUALITY BOARD POWERS, by Senator L. McAllister, with the following amendments:

1. Page 1, Line 6:
   After "TO" delete "ALLOW ESTABLISHMENT OF" and insert "STUDY"

2. Page 2, Line 13:
   After "(i)" delete "establishing on or before July 31, 1999," and insert "studying, evaluating, and making recommendations to the Legislature regarding"; and

The Health and Environment Committee recommends **S.B. 28**, MASSAGE PRACTICE ACT AMENDMENTS, by Senator R. Evans, be replaced and favorably recommends **1st Sub. S.B. 28**, MASSAGE PRACTICE ACT AMENDMENTS with the following amendments:

1. Page 3, Line 6:
   After "adjustment" insert "as set forth in Section 58-73-102"; and

The Health and Environment Committee recommends **S.B. 39**, PENALTIES FOR SALE OF TOBACCO TO YOUTH, by Senator R. Montgomery, be replaced and favorably recommends **1st Sub. S.B. 39**, PENALTIES FOR SALE OF TOBACCO TO YOUTH; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 119**, MEDICAL PRACTICE AMENDMENTS, by Senator R. Montgomery.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 19, Sub. S.B. 28, Sub. S.B. 39,** and **S.B. 119** were placed on Second Reading Calendar.

* * *

Mr. President: January 29, 1998

The Education Committee reports a favorable recommendation on **H.B. 16**, FUNDING CLASSROOM SUPPLIES, by Representative R. Bigelow; and

The Education Committee reports a favorable recommendation on **H.B. 179**, TRANSPORTATION OF STUDENTS BY SCHOOL DISTRICTS, by Representative K. Johnson; and

The Education Committee reports a favorable recommendation on **H.B. 184**, EDUCATIONAL TECHNOLOGY INITIATIVE AMENDMENTS, by Representative A. Tyler, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **H.C.R. 3**, PROFESSIONAL DEVELOPMENT PROGRAMS FOR EDUCATORS RESOLUTION, by Representative K. Johnson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 16** and **H.B. 179** were placed on Second Reading Calendar.

H.B. 184 and **H.C.R. 3** were read the second time and placed on the Consent Calendar.

* * *

Mr. President: January 29, 1998

The Human Services Committee recommends **S.B. 26**, UTAH CHILD CARE LICENSING ACT REVISIONS, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 26**, UTAH CHILD CARE LICENSING ACT REVISIONS; and

The Human Services Committee reports a favorable recommendation on **S.B. 40**, NEWBORN HEARING SCREENING, by Senator C. Peterson, with the following amendments:

1. Page 1, Line 15:
   After "26-23-10." insert "or in the case where parents object on the grounds that they are members of a specified, well recognized religious organization whose teachings are contrary to the tests required by this section."; and

The Human Services Committee reports a favorable recommendation on **H.B. 15**, WORKFORCE SERVICES AMENDMENTS, by Representative O. Carnahan.

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 26, S.B. 40**, and **H.B. 15** were placed on Second Reading Calendar.

* * *

Mr. President: January 29, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 102**, AMENDMENTS TO INDIVIDUAL INCOME TAX, by Senator D. Buhler; and

The Revenue and Taxation Committee recommends **S.J.R. 1**, RESOLUTION AMENDING PROPERTY TAX PROVISIONS, by Senator R. Montgomery, be replaced and favorably recommends **1st Sub. S.J.R. 1**, RESOLUTION AMENDING PROPERTY TAX PROVISIONS; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 203**, TRUTH IN TAXATION HEARINGS, by Representative R. Short, and recommends it be considered read for the second time and placed on the Consent Calendar.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 102** and **Sub. S.J.R. 1** were placed on Second Reading Calendar.

H.B. 203 was read the second time and placed on the Consent Calendar.

* * *

Mr. President: January 29, 1998

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 109**, STATE LAW LIBRARY AMENDMENTS, by Senator L. Hillyard; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 132**, NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS, by Senator R. Evans, with the following amendments:

1. Page 2, Line 29:
   After "year" delete "before" and insert "during which" and after "change" insert "occurs"

2. Page 16, Line 13:
   After "year" delete "before" and insert "during which" and after "change" insert "occurs"

3. Page 16, Line 13:
   After line 13 insert:
   "Section 15. Coordination clause.
   If this bill and H.B. 88, Recording of Documents, both pass, it is the intent of the Legislature that Section 10-2-408 shall read as provided in this bill and that Subsection 10-2-423 (1) shall read:
   (1) Within 30 days after enacting an ordinance annexing an unincorporated area or adjusting a boundary under this part, the municipal legislative body shall record with the county recorder a certified copy of the ordinance approving the annexation or boundary adjustment, together with a plat or map prepared by a licensed surveyor and approved by the municipal legislative body, showing the new boundaries of the affected area."

   Renumber the remaining sections accordingly; and

The State and Local Affairs Committee reports a favorable recommendation on **S.R. 2**, RESOLUTION URGING REFORM OF FEDERAL CAMPAIGN FINANCE LAWS, by Senator S. Howell; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 121**, LEGISLATIVE COMMITTEES, by Senator C. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 109, S.B. 132,** and **S.R. 2** were placed on Second Reading Calendar.

S.B. 121 was read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

CRITICAL LAND CONSERVATION REVOLVING LOAN FUND

S.B. 51 *LeRay McAllister*

AN ACT RELATING TO CITIES, COUNTIES, AND LOCAL TAXING UNITS; ESTABLISHING THE CRITICAL LAND CONSERVATION GRANT AND REVOLVING LOAN FUND; AUTHORIZING USE OF MONEY IN FUND; CREATING A COMMITTEE TO OVERSEE THE FUND; PROVIDING GRANT AND LOAN LIMITATIONS; REQUIRING STATE TREASURER TO INVEST MONIES IN FUND; APPROPRIATING $400,000 TO THE FUND; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

PROPERTY TAX RESTRICTION

S.B. 52 *L. Steven Poulton*

AN ACT RELATING TO THE PROPERTY TAX ACT; REINSTATING THE REQUIREMENT THAT A TAXING ENTITY OBTAIN VOTER APPROVAL BEFORE IMPOSING A TAX RATE THAT EXCEEDS THE CERTIFIED TAX RATE; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

MOTOR VEHICLE BUSINESS REGULATION

S.B. 53 *George Mantes*

AN ACT RELATING TO MOTOR VEHICLES; PROVIDING DEFINITIONS; AMENDING PROVISIONS RELATING TO MOTOR VEHICLE BUSINESS REGULATION; AND PROVIDING PENALTIES, was read for the first time and referred to the President of the Senate.

DUI - SERIOUS BODILY INJURY

S.B. 63 *Scott N. Howell*

AN ACT RELATING TO MOTOR VEHICLES; PROVIDING DEFINITIONS; PROHIBITING DRIVING UNDER THE INFLUENCE AND CAUSING SERIOUS BODILY INJURY; AND PROVIDING PENALTIES, was read for the first time and referred to the President of the Senate.

BACKGROUND CHECK OF HOME HEALTH PROFESSIONALS

S.B. 64 *Michael G. Waddoups*

AN ACT RELATING TO HEALTH; REQUIRING A CRIMINAL BACKGROUND CHECK OF A DIRECT CARE EMPLOYEE OF A HOME HEALTH AGENCY; ESTABLISHING, BY RULE, RESTRICTIONS ON EMPLOYEES WITH A CRIMINAL CONVICTION; EXTENDING IMMUNITY TO HOME HEALTH CARE AGENCIES WITH RESPECT TO THE SUBMISSION OF INFORMATION TO THE DEPARTMENT; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

EXPUNGEMENT OF CRIMINAL RECORD AMENDMENTS

S.B. 65 *Pete Suazo*

AN ACT RELATING TO THE CODE OF CRIMINAL PROCEDURES; DEFINING SECOND DEGREE FORCIBLE FELONY FOR EXPUNGEMENT PURPOSES; AMENDING THE EXPUNGEMENT PROCESS WITH RESPECT TO CERTIFICATES OF ELIGIBILITY; MISDEMEANORS, AND SEXUAL OFFENSES; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

PROCUREMENT CODE REQUIREMENT OF HEALTH CARE BENEFITS FOR CONTRACTORS

S.B. 66 *Eddie P. Mayne*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; REQUIRING A BUSINESS TO PROVIDE HEALTH INSURANCE TO ITS EMPLOYEES AS A CONDITION FOR CONTRACTING WITH THE STATE, was read for the first time and referred to the President of the Senate.

JUDICIARY AMENDMENTS

S.B. 68 *Lyle W. Hillyard*

AN ACT RELATING TO THE JUDICIARY; CHANGING THE REQUIREMENTS FOR SERVICE OF PROCESS FOR COLLECTION AGENCIES; REQUIRING THE PUBLICATION OF JUDICIAL PERFORMANCE EVALUATION SURVEY SCORES IN THE VOTER INFORMATION PAMPHLET; REMOVING THE TWO-YEAR TERM OF OFFICE OF THE PRESIDING JUDGE OF A TRIAL COURT OF RECORD;

RECOGNIZING THE REPORTS OF THE CITIZEN FOSTER CARE REVIEW BOARD AS A COMMUNICATION PERMITTED BY LAW; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the President of the Senate.

MATCHING FUNDS FOR HIGHWAYS

S.B. 69 *Scott N. Howell*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $30,000,000 FROM THE GENERAL FUND FOR FISCAL YEAR 1998-99 TO THE DEPARTMENT OF TRANSPORTATION FOR MATCHING FUNDS FOR HIGHWAYS HIGHLY IMPACTED BY I-15 CONSTRUCTION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

JUDGMENT LIEN ON REAL PROPERTY

S.B. 70 *L. Alma Mansell*

AN ACT RELATING TO JUDICIAL CODE; MODIFYING PROVISIONS RELATED TO JUDGMENTS AS LIENS UPON REAL PROPERTY; REQUIRING IDENTIFYING INFORMATION IN A SEPARATE INFORMATION STATEMENT ATTACHED TO THE JUDGMENT AND PROVIDING EXEMPTIONS; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

SEVERANCE TAX LAW CHANGES

S.B. 71 *Alarik Myrin*

AN ACT RELATING TO THE OIL AND GAS SEVERANCE TAX; EXTENDING THE TAX CREDIT FOR RECOMPLETIONS AND WORKOVERS UNTIL DECEMBER 31, 2004; EXTENDING ANNUAL DEPOSITS OF TAXES INTO THE UINTA BASIN REVITALIZATION FUND UNTIL DECEMBER 31, 2004; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the President of the Senate.

ASSISTED LIVING FACILITIES

S.B. 153 *Mike Dmitrich*

AN ACT RELATING TO HEALTH; CREATING A SINGLE CATEGORY OF RESIDENTIAL-ASSISTED LIVING FACILITIES; DEFINING TERMS;

REQUIRING CRIMINAL BACKGROUND CHECKS FOR DIRECT CARE EMPLOYEES; REMOVING LICENSING REQUIREMENTS UNDER THE DIVISION OF OCCUPATIONS AND PROFESSIONAL LICENSING; MAKING TECHNICAL AND CONFORMING AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

REPORTING ELECTED OFFICIAL FUNDS

S.B. 154 *Eddie P. Mayne*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; ESTABLISHING REQUIREMENTS FOR ELECTED OFFICIALS AND THEIR SURROGATES TO REPORT INFORMATION ABOUT THEIR FUNDS, was read for the first time and referred to the President of the Senate.

RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS

S.J.R. 3 *Craig L. Taylor*

A JOINT RESOLUTION OF THE LEGISLATURE AMENDING THE JUDICIAL APPOINTMENT PROCESS; PERMITTING THE GOVERNOR TO REJECT AN APPOINTMENT FROM THE LIST OF NOMINEES; REQUIRING A NEW NOMINATING PROCESS TO COMMENCE; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the President of the Senate.

THIRD READING CALENDAR

On motion of Senator Holmgren, the circle was removed from **S.B. 24**, SNOWMOBILE SPECIAL LICENSE PLATES, and it was before the Senate. Senator Holmgren explained the bill. On motion of Senator Holmgren, the bill was circled.

* * *

On motion of Senator McAllister, the Senate voted to reconsider its action on **Sub. S.B. 97**. The bill was placed on Third Reading Calendar under **S.B. 24** and circled.

THIRD READING CALENDAR

S.C.R. 2, RESOLUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE/CONSERVATION AREA, was read the third time and explained by Senator Dmitrich.

Senator Steiner moved the following amendment:

1. Page 1, Line 22:
After line 22 insert: "WHEREAS, it is not intended to limit appropriate wilderness designation;"

Senators Dmitrich and C. Peterson commented. The amendment failed on a voice vote.

The bill passed on the following roll call:

Yeas, 22; Nays, 3; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Howell	M. Peterson	Steiner

Absent or not voting were: Senators

Evans	Mantes	Mayne	Stephenson

S.C.R. 2 was transmitted to the House.

* * *

S.J.R. 6, RESOLUTION AMENDING SPECIAL SESSIONS, was read the third time, explained by Senator Blackham, and failed to pass on the following roll call:

Yeas, 17; Nays, 8; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Holmgren	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton			

Voting in the negative were: Senators

Buhler	Hillyard	Howell	Hull
C. Peterson	Steele	Steiner	Beattie

Absent or not voting were: Senators

Dmitrich	Evans	Mantes	Poulton

S.J.R. 6 was filed.

* * *

S.B. 73, BEER INDUSTRY DISTRIBUTION, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Poulton

S.B. 73 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Mansell, **2nd Sub. S.B. 76**, the bill was circled.

* * *

S.B. 108, ALCOHOLIC BEVERAGE LAW AMENDMENTS, was read the second time. Senator Buhler explained the bill. Senator Wharton commented. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones

Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Beattie

Voting in the negative were: Senators

Mayne	Taylor	Wharton

Absent or not voting were: Senators

Howell	Waddoups

* * *

S.B. 95, ORDERLY SCHOOL TERMINATION ACT AMENDMENTS, was read the second time. Senator Steele explained the bill. Senators Blackham and Jones commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Taylor	Beattie		

Absent or not voting were: Senators

Tanner	Waddoups	Wharton

* * *

S.B. 30, SCHOOL ACTIVITIES REPORT, was read the second time. Senator Myrin explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin

Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Taylor	Wharton		

Absent or not voting were: Senators

Tanner	Waddoups	Beattie

* * *

S.B. 93, HIGHER EDUCATION PRESIDENTIAL AUTHORITY, was before the Senate for reconsideration. Senator Evans explained the bill.

On motion of Senator Evans, the bill was amended as follows:

1. Page 2, Line 3:
   Delete "shall" and insert "may"

Senators Hillyard, Steele, Nielson, Tanner, Jones, and Hull commented. The bill passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Howell
Hull	Jones	Mansell	Mayne
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Waddoups	Wharton

Voting in the negative were: Senators

Buhler	Hillyard	Holmgren	McAllister
Myrin	Tanner	Taylor	

Absent or not voting were: Senators

Mantes	Beattie

* * *

S.B. 99, MOTOR VEHICLE - CONSUMER PROTECTION AMENDMENTS, was read the second time. On motion of Senator C. Peterson, the bill was circled.

* * *

S.B. 117, CRITERIA FOR SOUND WALLS, was read the second time. Senator Suazo explained the bill. Senators Buhler, Montgomery, Holmgren, and C. Peterson commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Nielson	Stephenson

* * *

S.B. 35, RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM, was read the second time. Senator Hillyard explained the bill. Senators Evans and McAllister commented. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Evans	Jones	Nielson

Absent or not voting was: Senator
Dmitrich

* * *

On motion of Senator Buhler, the circle was removed from S.B. 99, MOTOR VEHICLE - CONSUMER PROTECTION AMENDMENTS, and it was before the Senate. Senator Buhler explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Dmitrich

BILL ASSIGNMENT REPORTS

To the Members of the Senate: January 30, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 42	Occupational and Professional Licensure Sunrise Task Force (L. Mansell)
S.B. 137	Disaster Service Volunteer Leave Act (L. Poulton)

Education

S.B. 13	Creating a Public School District (M. Peterson)

Energy, Natural Resources & Agriculture

S.B. 147	Mining - Surety and Reclamation Requirements (M. Dmitrich)

Health/Environment

S.B. 136	Municipal and County Land Use Development and Management (L. McAllister)

Human Services

S.B. 45	Gang Amendments (D. Buhler)

Judiciary

S.B. 43	Governmental Immunity - Notice of Claim (M. Waddoups)
S.B. 131	Age of Victim for Unlawful Sexual Intercourse (L. McAllister)

Revenue & Taxation

S.B. 41	Water Conservancy Districts Taxing Authority (M. Waddoups)
S.B. 128	Municipal Energy Sales and Use Tax Exemption (L. Hillyard)

State & Local Affairs

S.B. 33	Task Force Reviewing Federal Funding (R. Muhlestein)
S.B. 130	County Regulation of Wildlife Rehabilitation (R. Evans)
S.B. 138	Retirement - Use of Sick Leave (D. Buhler)
S.B. 139	Public Safety Retirement Cost of Living Adjustment (L. Mansell)
S.B. 150	Cost-of-living Adjustment Amendments (M. Dmitrich); and

The President, having received the following House bills and resolutions, assigns them to the following committees:

Business, Labor & Economic Development

H.B. 44	Telemarketing Requirements (L. Nelson)
H.B. 210	Affordable Housing Amendments (W. Harper)

Education

H.J.R. 9	Resolution Encouraging School Break For 2002 Olympics (G. Cox)

Energy, Natural Resources & Agriculture

H.B. 45	Wildlife License Fees (M. Styler)
H.B. 217	Edge of the Cedars State Park Access Road (K. Johnson)

Health/Environment

H.B. 49	Emergency Services Amendments (B. Holladay)
1st Sub. H.B. 205	Insurance Coverage for Metabolic Disease (T. Beck)
H.B. 221	Underground Storage Tanks - Reauthorization (B. Wright)
H.B. 224	Health Care Assistant Registration Act (J. Haymond)
H.B. 252	Water Quality Act Amendments (D. Ure)

Human Services

H.C.R. 1	Resolution Supporting Resources for Affordable Housing (R. Bigelow)

Judiciary

H.B. 39	Criminal Intent (J. Arrington)
H.B. 42	Unemployment Compensation Fraud Amendments (N. Hendrickson)
H.B. 225	Jurisdiction in Utah Courts (P. Arent)

Revenue & Taxation

H.B. 209	Appropriation for Olene Walker Housing Trust Fund (G. Adair)

State & Local Affairs

1st Sub. H.B. 73 Dates For Bond Elections (G. Way)

H.B. 219 Notice of Rights to Remove Mechanics Lien (M. Dillree)

Lane Beattie, Senate President

Report filed.

* * *

On motion of Senator C. Peterson and at 12:00 noon, the Senate adjourned until 10:00 a.m., Monday, February 2, 1998.

FIFTEENTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Pastor Steven Klemz, Zion Evangelical Lutheran Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 2, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twelfth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 30, 1998

The House passed, **S.J.R. 4**, RESOLUTION SUPPORTING AFFORDABLE AND ACCESSIBLE HOUSING FROM OLYMPIC HOUSING, by Senator P. Suazo, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.J.R. 4 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: January 30, 1998

The House passed **H.B. 68**, APPROPRIATION FOR USU PASTURE AND FORAGE INITIATIVE, by Representative E. Anderson, and it is transmitted for consideration; and

The House passed **H.B. 72**, UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.B. 77**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 176**, EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION, by Representative M. Dayton, and it is transmitted for consideration; and

The House passed **H.B. 211**, SPECIAL SESSION PUBLIC HEARING REQUIREMENTS, by Representative E. Olsen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 258**, GAMBLING AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed **H.B. 260**, PUBLIC EDUCATION SERVICES APPROPRIATION, by Representative J. Gowans, and it is transmitted for consideration; and

The House passed **H.B. 273**, WATER EXCHANGE APPLICATIONS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 11**, REHABILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION, by Representative B. Johnson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 68, H.B. 72, H.B. 77, H.B. 176, H.B. 211, H.B. 258, H.B. 260, H.B. 273**, and **H.J.R. 11** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: January 29, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 26**, TRADE OR BUSINESS NAMES, by Representative R. Bigelow; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 213**, NATIVE AMERICAN COORDINATING BOARD MEMBERSHIP, by Representative B. Evans; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 222**, BOILER INSPECTION AMENDMENTS, by Representative G. Adair, and recommends it be considered read for the second time and placed on the Consent Calendar.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 26** and **H.B. 213** were placed on Second Reading Calendar.

On motion of Senator Holmgren, **H.B. 222** was read the second time and placed on the Consent Calendar.

* * *

Mr. President: January 30, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 129**, MOTOR VEHICLE ACCIDENT INSURANCE COVERAGE, by Senator L. Jones; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 9**, APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN, by Representative G. Adair, with the following amendments:

1. Page 1, Line 7:
   Delete "$6,736,000" and insert "$2,368,125"

2. Page 1, Line 8:
   Delete "80" and insert "30"

3. Page 1, Line 13:
   Delete "$6,736,000" and insert "$2,368,125"

4. Page 1, Line 15:
   Delete "80" and insert "30"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 174**, WINDOW TINTING AMENDMENTS, by Representative D. Bush; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 214**, MOTOR VEHICLE IDENTIFICATION, by Representative J. Tanner; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 220**, DISPLAY OF LICENSE PLATES ON TRUCKS

AND TRAILERS, by Representative G. Adair, and recommends it be considered read for the second time and placed on the Consent Calendar.

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 129, H.B. 9, H.B. 174,** and **H.B. 214** were placed on Second Reading Calendar.

On motion of Senator Holmgren, **H.B. 220** was read the second time and placed on Consent Calendar.

* * *

Mr. President: January 30, 1998

The Education Committee reports a favorable recommendation on **H.B. 7,** COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM, by Representative S. Allen, with the following amendments:

1. Page 2, Line 3:
   After "(c)" insert "(i)"

2. Page 2, Line 4:
   After line 4 insert:
   "(ii) In order for a school district to participate in the pilot program, it must first demonstrate to the satisfaction of the board a sustained effort to meet its existing technology needs by providing related support and training."

3. Page 2, Line 15:
   After line 15 insert:

   "(d) If the number of computers requested exceeds the number of computers available under the program, then the board's determination as to which applicants are given priority shall be based on a school district's efforts to secure computers in the previous fiscal year as compared to all other school districts."; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 37,** OPEN SPACE NEAR STATE PRISON, by Senator R. Evans, with the following amendments:

1. Page 1, Line 16:
   After "parcel of" delete "approximately 350-400"

2. Page 1, Line 17:
   At the beginning of line 17 delete "acres of"

3. Page 1, Line 22:
After "land" insert "and other present conditions"

4. Page 2, Line 7:
After "local governments," insert "the state archeologist, the Division of Indian Affairs,"

5. Page 2, Line 8:
After "parties," delete "determine" and insert "recommend to the Legislature and the governor"; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 46**, URBAN AND COMMUNITY FORESTRY, by Senator R. Steiner; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.R. 3**, SUPPORT FOR WENDOVER UTAH-NEVADA ENOLA GAY RESTORATION PROJECT, by Senator G. Mantes; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 37**, PURCHASE OF TELECOMMUNICATIONS SERVICE, by Representative B. Evans; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.J.R. 7**, RESOLUTION ON RESTRUCTURING OF ELECTRICAL INDUSTRY, by Representative B. Evans, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 7, S.B. 37, S.B. 46, S.R. 3,** and **H.B. 37** were placed on Second Reading Calendar.

On motion of Senator Holmgren, **H.J.R. 7** was read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

APPROPRIATION ACT

S.B. 1 *LeRay McAllister*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

1998 HIGHWAY FINANCING

S.B. 2 *Lane Beattie*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

MINIMUM SCHOOL PROGRAM ACT AMENDMENT

S.B. 3 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

IMMUNITY FOR VOLUNTEERS

S.B. 54 *Craig L. Taylor*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

MUSIC LICENSING PRACTICES ACT

S.B. 55 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

BOW HUNTER CERTIFICATION

S.B. 56 *Millie M. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

CONCEALED FIREARMS AMENDMENTS

S.B. 57 *Lane Beattie*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS

S.B. 58 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

JUDICIAL NOMINATING PROCEDURE AMENDMENTS

S.B. 59 *Craig L. Taylor*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

MOTOR VEHICLE INSURANCE - LIABILITY ON RENTAL OR LOANED VEHICLE

S.B. 60 *George Mantes*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

EMPLOYMENT OF OUT-OF-STATE CONTRACTORS AND EMPLOYEES

S.B. 61 *Eddie P. Mayne*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

DISTRICT COURT REVIEW OF TAX COMMISSION CASES

S.B. 62 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

INCOME TAX - EDUCATION TAX CREDIT

S.B. 155 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

SALES TAX FOR ARTS AND RECREATION

S.B. 156 *David L. Buhler*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS

S.B. 157 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

DONATION OF BUILDINGS TO UNIVERSITIES

S.B. 158 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

GOVERNMENT RELATIONSHIP TO OLYMPICS

S.B. 159 *Alarik Myrin*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

AFTER-SCHOOL ACCESS TO COMPUTERS TASK FORCE

S.B. 160 *Millie M. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

MOTOR VEHICLE REPAIR - INSURANCE DEDUCTIBLE

S.B. 161 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

ELECTION RESPONSIBILITIES

S.B. 162 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RECRUITMENT AND TRAINING OF FOSTER FAMILIES

S.B. 163 *Nathan C. Tanner*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

DISTRIBUTION LIMITATIONS ON A TRUST BENEFICIARY

S.B. 164 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

PROPERTY TAXES - ABATEMENT FOR INDIGENT PERSONS

S.B. 165 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

FOOD HANDLER LICENSING

S.B. 166 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

INCOME TAX - AUTOMOBILE INSURANCE DEDUCTION

S.B. 167 *Alarik Myrin*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

CHILD ABUSE DATABASE AMENDMENTS

S.B. 168 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

COAL MINING AMENDMENTS

S.B. 169 *Mike Dmitrich*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

WORKERS' COMPENSATION FUND OF UTAH AMENDMENTS

S.B. 170 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

UNDERGROUND UTILITIES FACILITIES AMENDMENTS

S.B. 171 *John P. Holmgren*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPRENTICESHIP TRAINING FUNDING

S.B. 172 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPRAISER REGISTRATION AND CERTIFICATION

S.B. 173 *Mike Dmitrich*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS

S.B. 174 *Eddie P. Mayne*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

STATE SETTLEMENT AGREEMENT

S.B. 175 *Lane Beattie*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

HIGHWAY TRANSFERS AND HIGHWAY JURISDICTION AND FUNDING TASK FORCE

S.B. 176 *John P. Holmgren*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

LONG TERM LEASE - NORTH CAMPUS OF UVSC

S.B. 177 *LeRay McAllister*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

VOLUNTEERS IN HIGHER EDUCATION RESOLUTION

S.B. 178 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

PROPERTY TAX STRUCTURE AND ADMINISTRATION

S.B. 179 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

PROCUREMENT OF PRIVATE SECTOR GOODS AND SERVICES

S.B. 180 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

LIMITING LIABILITY IN HOCKEY FACILITIES

S.B. 181 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESTRICTION ON STATE AND LOCAL GOVERNMENTS COLLECTING MONIES FOR GROUPS

S.B. 182 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

DANGEROUS WEAPONS RESTRICTIONS

S.B. 183 *Robert C. Steiner*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

STATE RESPONSIBILITIES FOR AQUACULTURE

S.B. 184 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

TAX AMENDMENTS

S.B. 185 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

USE OF COMPUTER LABS IN THE PUBLIC SCHOOLS

S.B. 186 *Millie M. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

UTAH COUNCIL ON VICTIMS

S.B. 187 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

STATE OLYMPIC COORDINATION AMENDMENTS

S.B. 188 *Alarik Myrin*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

COUNTY DEVELOPMENT COORDINATION COMMITTEE

S.B. 189 *LeRay McAllister*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

CREDIT CARD AMENDMENTS

S.B. 190 *David L. Buhler*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

TOWNSITE STATUTE MODIFICATION

S.B. 191 *Robert M. Muhlestein*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

CLANDESTINE DRUG LAB AMENDMENTS

S.B. 192 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

EMPLOYMENT RELATIONSHIPS IN FILM INDUSTRY

S.B. 193 *Eddie P. Mayne*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

STATE BOARD OF REGENTS OVERSIGHT OF STUDENT INSTRUCTION

S.B. 194 *Eddie P. Mayne*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

PAYMENT OF OUT OF NETWORK HEALTH CARE PROVIDERS

S.B. 195 *Eddie P. Mayne*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

HIGH LEVEL NUCLEAR WASTE DISPOSAL

S.B. 196 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

TASK FORCE ON LOCAL AIRPORT FUNDING

S.B. 197 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

MOLD RETENTION LAW, MOLD LIEN LAW, AND CREDITOR'S RIGHTS

S.B. 198 *Mike Dmitrich*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

ARTS, TECHNOLOGY, AND EDUCATION APPROPRIATION

S.B. 199 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

BOATING LAW CHANGES

S.B. 200 *Nathan C. Tanner*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RETIREMENT ELIGIBILITY FORMULA

S.B. 201 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

DENTAL LICENSE REGIONAL BOARD EXAM

S.B. 202 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

FUNDING EDUCATION THROUGH COMMERCIAL ADVERTISEMENT

S.B. 203 *Mike Dmitrich*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR FESTIVAL OF THE AMERICAN WEST

S.B. 204 *John P. Holmgren*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

DEFINING RESIDENTIAL AREA FOR BUILDING PERMIT EXEMPTIONS

S.B. 205 *Alarik Myrin*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

PROCEDURAL RIGHTS FOR LAW ENFORCEMENT OFFICERS

S.B. 206 *Eddie P. Mayne*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

PROFESSIONAL BOXING ACT AMENDMENTS

S.B. 207 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR ENGINEERING AND PRE-ENGINEERING PROGRAM

S.B. 208 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

TAX EXPENDITURES FOR ZOOLOGICAL FACILITIES

S.B. 209 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN

S.B. 210 *Robert M. Muhlestein*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

SALES TAX - PREPAID CALLING CARDS

S.B. 211 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

TAX INCREMENT FINANCING OF REDEVELOPMENT AGENCIES

S.B. 212 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR TRAINING AND EDUCATION OF LOCAL GOVERNMENTS

S.B. 213 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR UTAH STATE FAIRPARK

S.B. 214 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

LICENSE PLATES FOR CHILDREN'S ISSUES

S.B. 215 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPROPRIATION TO OFFICE OF ATTORNEY GENERAL

S.B. 216 *George Mantes*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

TAX CREDIT FOR CLEAN FUEL VEHICLES

S.B. 217 *LeRay McAllister*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

CURRICULUM REQUIREMENTS IN SECONDARY SCHOOLS

S.B. 218 *Craig L. Taylor*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

HOUSEHOLD HAZARDOUS WASTE AMENDMENTS

S.B. 219 *John P. Holmgren*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESEARCH AND DEVELOPMENT CREDIT FOR MACHINERY AND EQUIPMENT

S.B. 220 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

911 - TELEPHONE SURCHARGE FEE

S.B. 221 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS

S.B. 222 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

PUBLIC EDUCATION AMENDMENTS

S.B. 223 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

APPROPRIATION FOR TUACAHN FOUNDATION

S.B. 224 *Lorin V. Jones*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION REQUESTING CONGRESS TO ALLOW INDIVIDUALS TO OPT OUT OF SOCIAL SECURITY

S.C.R. 4 *Craig L. Taylor*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

CONCURRENT RESOLUTION APPROVING HAZARDOUS WASTE FACILITY MODIFICATIONS

S.C.R. 5 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

VOLUNTEERS IN HIGHER EDUCATION RESOLUTION

S.C.R. 6 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESIDENTIAL PROPERTY TAX AMENDMENTS RESOLUTION

S.J.R. 2 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION LIMITING PROPERTY TAX FOR RETIREES

S.J.R. 12 *Robert C. Steiner*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION ON REVIEW OF TAX COMMISSION CASES

S.J.R. 13 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION ADDRESSING OLYMPIC FINANCING

S.J.R. 14 *Alarik Myrin*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION APPROVING MODIFICATION OF HAZARDOUS WASTE FACILITY

S.J.R. 15 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

MASTER STUDY RESOLUTION

S.J.R. 16 *Craig A. Peterson*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION AMENDING INTANGIBLE PROPERTY TAX

S.J.R. 17 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION ENCOURAGING PARENTS OVERSIGHT OF CHILDREN'S TELEVISION VIEWING

S.R. 4 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

RESOLUTION URGING STUDY OF REGIONAL COMMUTER SYSTEM

S.R. 5 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the President of the Senate.

* * *

On motion of Senator Taylor, the Senate authorized a bill file to be opened concerning a tax credit for purchase of prosthetic devices for families of children with disabilities.

* * *

Senator Steele, on behalf of the Legislature, presented a special citation to Joseph Wade, Office of Legislative Research and General Counsel, for his invaluable contributions to the legislative automation process.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 2, 1998

The President, having received the following House bills, assigns them to the following committees:

Business, Labor & Economic Development	
H.B. 78	Testing Period for Hearing Aids (L. Pace)
Education	
H.B. 47	Appropriation for English as Second Language Adult Education Classes (T. Rowan)
H.B. 247	Revenues for the State School Fund (D. Iverson)
Human Services	
H.B. 4	Statewide Implementation of Foster Care Citizen Review Boards (N. Stephens)
Judiciary	
1st Sub. H.B. 46	Joinder of Misdemeanor and Felony Offenses (S. Barth)
H.B. 64	Child Abuse Offense Amendments (G. Cox)

Revenue & Taxation

1st Sub. H.B. 216 Sales Tax Exemption for Municipality-Sponsored Events (D. Ure)

State & Local Affairs

H.B. 75 Prohibiting Fusion Candidates for Political Office (J. Murray)

H.B. 238 Transit District Authority (R. Bigelow)

Transportation & Public Safety

H.B. 10 Driving Under the Influence - Conditional Licensing (N. Stephens); and

The President having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 144 Changes Regarding Existing Hazardous Waste Facilities (L. Blackham)

Human Services

S.B. 135 Expansion of Children's Justice Center Program (C. Peterson)

Revenue & Taxation

S.B. 47 Research Tax Credit (H. Nielson)

S.B. 71 Severance Tax Law Changes (A. Myrin)

Transportation & Public Safety

S.B. 23 Negligent Storage of Loaded Firearm (R. Steiner)

S.B. 134 Soil Conservation Special License Plate (A. Myrin)

S.B. 140 Extending Renewal of Concealed Firearm Permits (M. Waddoups)

S.B. 141 Handgun Purchase Requirements (M. Waddoups)

Lane Beattie, Senate President

Reports filed.

CONSENT CALENDAR

S.B. 124, SUNSET REAUTHORIZATIONS OF LICENSED PROFESSIONS, was read the third time and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin

Nielson	C. Peterson	M. Peterson	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Evans	Howell	Mansell
Poulton	Stephenson		

S.B. 124 was transmitted to the House.

SPECIAL ORDER OF BUSINESS

Sub. S.B. 34, SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS, was read the second time and explained by Senator Hillyard.

On motion of Senator Hillyard, Chris Hill, University of Utah Athletic Director; Rondo Fehlberg, Brigham Young University Athletic Director; and John Johnson, Weber State University Athletic Director, spoke in Committee of the Whole.

Senators Blackham and Steiner commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
C. Peterson

* * *

On motion of Senator Evans, **S.B. 90**, ASSAULTING A PEACE OFFICER, will be considered Wednesday, February 4, 1998 at 10:30 a.m.

On motion of Senator Evans, **S.B. 37**, OPEN SPACE NEAR STATE PRISON, will be considered Thursday, February 5, 1998 at 10:30 a.m.

THIRD READING CALENDAR

S.B. 108, ALCOHOLIC BEVERAGE LAW AMENDMENTS, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Evans

S.B. 108 was transmitted to the House.

* * *

S.B. 95, ORDERLY SCHOOL TERMINATION ACT AMENDMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Jones

S.B. 95 was transmitted to the House.

* * *

S.B. 30, SCHOOL ACTIVITIES REPORT, was read the third time and explained by Senator Myrin.

On motion of Senator Myrin, the bill was amended as follows:

1. Page 3, Line 6 (goldenrod copy):
Delete "and

2. Page 3, Line 7:
After "activities" delete the period and insert "; and"

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Blackham

S.B. 30 was transmitted to the House.

* * *

S.B. 93, HIGHER EDUCATION PRESIDENTIAL AUTHORITY, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Howell	Hull	Jones	Mansell
Mayne	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Suazo	Waddoups	Wharton	

Voting in the negative were: Senators

Hillyard	Holmgren	McAllister	Myrin
Poulton	Stephenson	Tanner	Taylor
Beattie			

Absent or not voting was: Senator
Mantes

S.B. 93 was transmitted to the House.

* * *

S.B. 117, CRITERIA FOR SOUND WALLS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 117 was transmitted to the House.

SPECIAL ORDER OF BUSINESS

S.B. 17, PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION, was read the second time.

On motion of Senator Buhler, the bill was amended as follows:

1. Page 6, Line 19:
   After "(a)(i)" insert "subject to the provisions of Subsection (5),"

2. Page 6, Line 21:
   After "(ii)(A)" insert "subject to the provisions of Subsection (5),"

3. Page 7, Line 4:
   After line 4 insert:
   "(5) If an owner files an affidavit meeting the requirements of Subsection (4) for a secondary residence that qualifies for a residential exemption under this part, for the time period during which the secondary residence qualifies for the residential exemption:
   (a) the affidavit is valid; and

(b) the owner is not required to file another affidavit under Subsection (4)."

Senator Buhler explained the bill. Senators Waddoups, Jones, Steiner, Blackham, Hull, Hillyard, Mansell, and M.. Peterson commented. Senators McAllister and Myrin declared conflicts of interest. The bill passed on the following roll call:

Yeas, 15; Nays, 14; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Howell
Mansell	McAllister	Montgomery	Nielson
C. Peterson	Poulton	Steiner	Tanner
Taylor	Waddoups	Beattie	

Voting in the negative were: Senators

Dmitrich	Hillyard	Holmgren	Hull
Jones	Mantes	Mayne	Muhlestein
Myrin	M. Peterson	Steele	Stephenson
Suazo	Wharton		

COMMUNICATION FROM THE HOUSE

Mr. President: February 2, 1998

The House requests the return of **H.B. 273**, WATER EXCHANGE APPLICATIONS, by Representative D. Ure, for reconsideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 273** was returned to the House.

* * *

On motion of Senator Hull, the Senate voted to strike the enacting clause on **S.B. 148**.

* * *

On motion of Senator C. Peterson, **S.B. 215** was lifted from the Rules Committee and assigned to the Transportation and Public Safety Standing Committee.

* * *

On motion of Senator C. Peterson and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 3, 1998.

SIXTEENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senator Buhler, excused.
Prayer - Steven C. Packham, Bishop of the L.D.S. Yale First Ward.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 3, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the fifteenth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 2, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 14**, MOTOR VEHICLE SAFETY INSPECTION, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 18**, COMPUTERS FOR HIGHWAY PATROL, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 74**, AGRICULTURAL PROTECTION AREAS, by Representative E. Anderson, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 80**, MEETINGS OF INTERIM COMMITTEES, by Representative L. Frandsen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 91**, REGULATION OF SIGNS IN COMMUNITIES, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 190**, FELON VOTING RESTRICTIONS, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 241**, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAMS, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 281**, PROOF OF APPROPRIATION REQUIREMENTS, by Representative M. Styler, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 4**, RESOLUTION ELIMINATING VOTING RIGHTS OF CONVICTED FELONS, by Representative C. Saunders, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 14, H.B. 18, H.B. 74, H.B. 80, H.B. 91, H.B. 190, Sub. H.B. 241, H.B. 281,** and **H.J.R. 4** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 2, 1998

The Human Services Committee reports a favorable recommendation on **S.B. 38**, EDUCATION REQUIREMENTS OF ADOPTION ASSISTANCE, by Senator C. Taylor; and

The Human Services Committee reports a favorable recommendation on **S.B. 44**, APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS, by Senator P. Suazo; and

The Human Services Committee recommends **S.B. 45**, GANG AMENDMENTS, by Senator D. Buhler, be replaced and favorably recommends **2nd Sub. S.B. 45**, GANG AMENDMENTS; and

The Human Services Committee recommends **S.B. 120**, ENERGY ASSISTANCE PROGRAM OVERSIGHT, by Senator H. Nielson, be replaced and favorably recommends **1st Sub. S.B. 120**, ENERGY ASSISTANCE PROGRAM OVERSIGHT; and

The Human Services Committee reports a favorable recommendation on **S.B. 123**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY DEVICES AND SERVICES, by Senator N. Tanner, with the following amendments:

1. Page 2, Line 14:
   After "services" insert "in accordance with rules adopted by the State Board of Education"; and

The Human Services Committee reports a favorable recommendation on **H.C.R. 1**, RESOLUTION SUPPORTING RESOURCES FOR AFFORDABLE HOUSING, by Representative R. Bigelow.

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 38, S.B. 44, 2nd Sub. S.B. 45, Sub. S.B. 120, S.B. 123,** and **H.C.R. 1** were placed on Second Reading Calendar.

* * *

Mr. President: February 2, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 128**, MUNICIPAL ENERGY SALES AND USE TAX EXEMPTION, by Senator L. Hillyard, with the following amendments:

1. Page 2, Line 15:
   After "customers" insert "who, as of July 1, 1997, were" and after "energy by a" delete "provider" and insert "supplier"

2. Page 2, Line 17:
   After "municipality is" delete "the primary supplier" and insert "a generator"

3. Page 2, Line 19:
   After "unable to" delete "provide" and insert "generate" and after "energy" delete "to" and insert "for"; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 200**, INCOME TAX - ELECTION CAMPAIGN FUND DESIGNATIONS, by Representative R. Short; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 209**, APPROPRIATION FOR OLENE WALKER HOUSING TRUST FUND, by Representative G. Adair.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 128, H.B. 200,** and **H.B. 209** were placed on Second Reading Calendar.

* * *

Mr. President: February 2, 1998

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 33**, TASK FORCE REVIEWING FEDERAL FUNDING, by Senator R. Muhlestein, with the following amendments:

1. Page 2, Line 8:
   After "of" insert "the" and after "Legislative" delete "Research and General Counsel" and insert "Fiscal Analyst"

2. Page 2, Line 30:
   After "of" insert "the" and after "Legislative" delete "Research and General Counsel" and insert "Fiscal Analyst"; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 130**, COUNTY REGULATION OF WILDLIFE REHABILITATION, by Senator R. Evans; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 133**, OPTIONAL FORMS OF COUNTY GOVERNMENT, by Senator R. Evans; and

The State and Local Affairs Committee recommends **S.B. 138**, RETIREMENT - USE OF SICK LEAVE, by Senator D. Buhler, be replaced and favorably recommends **1st Sub. S.B. 138**, RETIREMENT - USE OF SICK LEAVE; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 139**, PUBLIC SAFETY RETIREMENT COST OF LIVING ADJUSTMENT, by Senator L. Mansell.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 33, S.B. 130, S.B. 133, Sub. S.B. 138**, and **S.B. 139** were placed on Second Reading Calendar.

INTRODUCTION OF BILL

PAY-PER-VIEW BOXING TAX

S.B. 48 *Pete Suazo*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS AND REVENUE AND TAXATION; LEVYING A TAX ON THE PURCHASE OF

PAY-PER-VIEW BOXING EVENTS; CREATING THE UTAH BOXING FUND; ALLOCATING REVENUES FROM THE PAY-PER-VIEW BOXING TAX TO THE UTAH BOXING FUND; AND GRANTING RULEMAKING AUTHORITY TO THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING TO REGULATE DISTRIBUTION OF MONIES FROM THE UTAH BOXING FUND, was read for the first time and referred to the President of the Senate.

THIRD READING CALENDAR

S.B. 35, RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM, was read the third time and explained by Senator Hillyard.

Senator Evans moved the following amendments:

1. Page 1, Lines 7-8:
   After "TOURISM" delete "AT UTAH STATE UNIVERSITY" and insert "WITHIN THE STATE SYSTEM OF HIGHER EDUCATION"

2. Page 1, Line 12:
   Delete "53B-18-601" and insert "53B-16-501"

3. Page 1, Line 14:
   After "1. Section" delete "53B-18-601" and insert "53B-16-501"

4. Page 1, Line 15:
   After "Part" delete "6" and insert "5"

5. Page 1, Line 16:
   Delete "53B-18-601" and insert "53B-16-501"

6. Page 1, Lines 17-18:
   After "to" delete "Utah State University" and insert "the state board of regents"

7. Page 1, Line 20:
   After "The" delete "university" and insert "board"

8. Page 1, Lines 20-21:
   After "program" delete "in the Institute of Outdoor Recreation and Tourism in the College of Natural Resources" and insert "at the most appropriate university or college"

Senator Hillyard commented. The amendment failed on a voice vote.

Senator McAllister commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Steiner

S.B. 35 was transmitted to the House.

* * *

S.B. 99, MOTOR VEHICLE CONSUMER PROTECTION AMENDMENTS, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

Sub. S.B. 34, SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 17, PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION, was read the third time. On motion of Senator C. Peterson, the bill was circled.

SECOND READING CALENDAR

S.B. 118, REGULATION OF LEAD-BASED PAINT REMEDIATION, was read the second time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Mantes	Poulton

* * *

S.B. 103, INDIGENT DEFENSE FUND AMENDMENTS, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Mantes	Poulton

* * *

S.B. 107, NOTARY ON ELECTRONIC DOCUMENT, was read the second time. On motion of Senator C. Peterson, the bill was circled.

* * *

S.B. 122, NEW JUDICIAL POSITION, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell

Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Mantes

* * *

S.B. 84, STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Buhler	Howell	Mantes	Nielson

* * *

On motion of Senator C. Peterson, the circle was removed from S.B. 107, NOTARY ON ELECTRONIC DOCUMENT, and it was before the Senate. Senator C. Peterson explained the bill.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 1, Line 6:
   After "SIGNATURE;" delete "AND"
2. Page 1, Line 7:
   After "CORRECTIONS;" insert "AND PROVIDING A COORDINATION CLAUSE"

3. Page 3, Line 2:
After line 2 insert:
"Section 2. **Coordination Clause.**
If this bill and H.B. 345, Notaries Public Revision, both pass, it is the intent of the Legislature that the amendments in Subsection 46-1-13(8) of this bill become Subsection 46-1-16(7) in H.B. 345."

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Howell

* * *

S.B. 105, UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT, was read the second time. Senator McAllister explained the bill. Senator Steele commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Howell

* * *

S.R. 1, RESOLUTION URGING PARENTAL OVERSIGHT OF CHILDREN WATCHING MOVIES, was read the second time. Senator M. Peterson explained the bill. Senators C. Peterson and Taylor commented. The bill passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 7.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Steele	Steiner	Suazo
Tanner	Taylor	Wharton	Beattie

Voting in the negative were: Senators

Mansell	C. Peterson

Absent or not voting were: Senators

Blackham	Buhler	Howell	Jones
Poulton	Stephenson	Waddoups	

* * *

S.B. 72, BUDGET REVIEW TASK FORCE, was read the second time. Senator M. Peterson explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Tanner
Taylor	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Buhler	Howell	Poulton
Suazo	Waddoups		

* * *

S.B. 111, ENTERPRISE ZONE AMENDMENTS, was read the second time. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Buhler	Howell	Jones
Poulton	Suazo		

* * *

S.B. 20, PENALTIES FOR SPEEDING IN CONSTRUCTION ZONES, was read the second time. Senator C. Peterson explained the bill. Senators Hull and Steele commented. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Buhler	Howell	Wharton

* * *

On motion of Senator Suazo, West High's A Cappella Chorale sang a version of "Utah We Love Thee" in Committee of the Whole. Senators Suazo and Tanner commented.

* * *

S.B. 100, RADAR JAMMING DEVICES, was read the second time. Senator Hull explained the bill. Senator Mansell commented. The bill passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators

Blackham	Buhler	Evans	Hillyard
Howell	Mantes		

* * *

S.B. 110, APPROPRIATION FOR OGDEN PARKWAY HIGHWAY UNDERPASS, was read the second time. Senator Montgomery explained the bill. Senators Dmitrich, Mansell, and McAllister commented.

On motion of Senator Montgomery, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$1,200,000" and insert "$700,000"

2. Page 1, Line 13:
   Delete "$1,200,000" and insert "$700,000"

The bill passed on the following roll call:

Yeas, 17; Nays, 7; Absent, 5.

Voting in the affirmative were: Senators

Evans	Hillyard	Holmgren	Hull
Mansell	McAllister	Montgomery	Muhlestein
Myrin	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Waddoups
Beattie			

Voting in the negative were: Senators

Blackham	Dmitrich	Jones	Mantes
Nielson	Stephenson	Taylor	

Absent or not voting were: Senators

Buhler	Howell	Mayne	C. Peterson
Wharton			

* * *

S.B. 113, LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES, was read the second time. Senator Hull explained the bill. Senator Myrin declared a conflict of interest. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Howell	Mayne	McAllister
C. Peterson			

* * *

S.B. 114, THIS IS THE PLACE FOUNDATION, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.J.R. 9, RESOLUTION CONCERNING KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE, was read the second time. Senator Dmitrich explained the bill. Senator Dmitrich declared a conflict of interest. Senators Steiner and Nielson commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators
Buhler Howell McAllister

* * *

On motion of Senator C. Peterson, and at 11:45 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding. Senator Howell was excused.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 3, 1998

The House passed **H.B. 17**, AGGRAVATED KIDNAPING AMENDMENTS, by Representative P. Buckner, et al, and it is transmitted for consideration; and

The House passed **H.B. 19**, DUTIES OF WATER COMMISSIONERS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 34**, DINOSAUR DIAMOND PREHISTORIC HIGHWAY DESIGNATION, by Representative J. Seitz, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 40**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Representative G. Cox, and it is transmitted for consideration; and

The House passed **H.B. 55**, TOWN OPTION SALES AND USE TAX, by Representative P. Knudson, and it is transmitted for consideration; and

The House passed **H.B. 96**, PHARMACY PRACTICE ACT AMENDMENTS, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed **H.B. 212**, NAVAJO REVITALIZATION FUND BOARD, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 227**, SPECIAL DISTRICT ELECTIONS, by Representative J. Swallow, et al, and it is transmitted for consideration; and

The House passed **H.B. 237**, GROWTH IMPACT HIGHWAY AMENDMENTS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 244**, DUI PENALTIES AMENDMENT, by Representative P. Buckner, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 259**, SALE OF VEHICLE, by Representative B. Allen, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 276**, CONSERVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.C.R. 5**, RESOLUTION SUPPORTING PRIVATIZATION OF DUTCH JOHN UTAH, by Representative J. Seitz, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 58**, OIL AND GAS SEVERANCE TAX AMENDMENTS, by Representative B. Evans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 88**, RECORDING OF DOCUMENTS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 100**, UTAH SUMMER GAMES APPROPRIATION, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed, upon reconsideration, **H.B. 273**, WATER EXCHANGE APPLICATIONS, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 17, H.B. 19, H.B. 34, H.B. 40, H.B. 55, H.B. 96, H.B. 212, Sub. H.B. 227, H.B. 237, H.B. 244, H.B. 259, Sub. H.B. 276, H.C.R. 5, H.B. 58, H.B. 88** and **Sub. H.B. 100** were read the first time and referred to the President of the Senate.

H.B. 273 was referred to the President of the Senate.

SECOND READING CALENDAR

S.J.R. 10, RESOLUTION ESTABLISHING WILDLIFE NUMBERS, was read the second time.

On motion of Senator Blackham, the following substitute bill replaced the original bill.

RESOLUTION ESTABLISHING WILDLIFE NUMBERS

Sub. S.J.R. 10 *Leonard M. Blackham, John P. Holmgren, Howard C. Nielson, Eddie P. Mayne, Lorin V. Jones, Alarik Myrin, Lyle W. Hillyard, David H. Steele, Howard A. Stephenson, Robert F. Montgomery, Craig A. Peterson, Robert M. Muhlestein Craig L. Taylor, Joseph L. Hull, Mike Dmitrich, LeRay McAllister, L. Alma Mansell, Lane Beattie, Pete Suazo, Michael G. Waddoups, L. Steven Poulton, Blaze D. Wharton, George Mantes*

A JOINT RESOLUTION OF THE LEGISLATURE PROPOSING TO AMEND THE UTAH CONSTITUTION; PROVIDING THAT ANY VOTER INITIATIVE REGARDING THE TAKING OF WILDLIFE SHALL BE ADOPTED UPON APPROVAL OF TWO-THIRDS OF THOSE VOTING; AND PROVIDING AN EFFECTIVE DATE.

Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Buhler	Howell	Mantes	Steiner

* * *

On motion of Senator C. Peterson, the circle was removed from **S.B. 114**, THIS IS THE PLACE STATE PARK, and it was before the Senate. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Howell	Mansell	Mantes

* * *

S.B. 19, AIR QUALITY BOARD POWERS, was read the second time. On motion of Senator McAllister, the bill was circled.

* * *

Sub. S.B. 28, MASSAGE PRACTICE ACT AMENDMENTS, was read the second time. On motion of Senator Evans, the bill was circled.

* * *

Sub. S.B. 39, PENALTIES FOR SALE OF TOBACCO TO YOUTH, was read the second time. Senator Montgomery explained the bill. Senator Holmgren commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators
Buhler Howell Mansell

* * *

S.B. 119, MEDICAL PRACTICE AMENDMENTS, was read the second time. Senator Montgomery explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators
Buhler Howell Suazo

* * *

Sub. S.B. 26, UTAH CHILD CARE LICENSING ACT REVISIONS, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 18; Nays, 9; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative were: Senators

Dmitrich	Hull	Jones	Mantes
Mayne	M. Peterson	Steiner	Suazo
Wharton			

Absent or not voting were: Senators
Buhler Howell

* * *

S.B. 40, NEWBORN HEARING SCREENING, was read the second time. Senator C. Peterson explained the bill.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 1, Lines 14 and 15:
   Delete "as provided in Section 26-23-10, or"

2. Page 1, Line 26:
   After "(c)" insert "(i) beginning July 1, 1998, for an infant born in a hospital with 100 or more live births annually,"

   After "hearing loss" insert ", and (ii) beginning July 1, 1999, for an infant born in a setting other than a hospital with 100 or more live births annually, hearing loss"

3. Page 2, Line 13:
   Delete "notify" and insert "ensure"
   After "parents" insert "are notified"

Senators Mansell and Muhlestein commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Howell

* * *

S.B. 102, AMENDMENTS TO INDIVIDUAL INCOME TAX, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

Sub. S.J.R. 1, RESOLUTION AMENDING PROPERTY TAX PROVISIONS, was read the second time. Senator Montgomery explained the bill. Senators Steiner and Steele commented. The bill failed to pass on the following roll call:

Yeas, 12; Nays, 15; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Jones	Mansell	McAllister
Montgomery	Muhlestein	Myrin	C. Peterson
Poulton	Taylor	Waddoups	Beattie

Voting in the negative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Mantes	Mayne	Nielson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Wharton	

Absent or not voting were: Senators

Buhler	Howell

Sub. S.J.R. 1 was filed.

* * *

S.B. 109, STATE LAW LIBRARY AMENDMENTS, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Howell

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 3, 1998

The President, having received the following House bills, assigns them to the following committees:

Business, Labor & Economic Development

H.B. 229 Membership on Utah Sports Authority (J. Tanner)

Energy, Natural Resources & Agriculture

H.B. 68 Appropriation for USU Pasture and Forage Initiative (E. Anderson)

H.B. 248 Appropriation for Submarine Memorial (D. Zolman)

Health/Environment

H.B. 176 Emergency Injection for Anaphylactic Reaction (M. Dayton)

Judiciary

H.B. 72 Unlawful Sexual Activity with a Minor (G. Curtis)

H.B. 215 Enforcement of Court's Restitution Order (J. Swallow)

1st Sub. H.B. 232 Statute of Limitations (P. Buckner)

H.B. 249 Clarification on Probation Limitations (G. Curtis)

H.B. 258 Gambling Amendments (B. Chard)

State & Local Affairs

H.B. 261 Municipal Government Civil Service Selection Procedures (R. Killpack)

Transportation & Public Safety

H.B. 253 Vehicle Safety Inspection Certificate Amendments (G. Cox)

Lane Beattie, Senate President

Report filed.

* * *

On motion of Senator C. Peterson and at 3:10 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 4, 1998.

SEVENTEENTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call– All Senators present, except Senator Howell, excused.

Prayer – The Right Reverend Carolyn Tanner Irish, Bishop of the Episcopal Diocese of Utah.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 4, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the sixteenth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 3, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 86**, HEALTH INSURANCE - PRIMARY CARE PROVIDER, by Representative J. Buffmire, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 175**, TAX INCENTIVES FOR ADOPTION AND GUARDIANSHIP, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed **H.C.R. 2**, RESOLUTION ON THE FAMILY, by Representative E. Olsen, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 86, H.B. 175,** and **H.C.R. 2** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 3, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 42**, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, by Senator L. Mansell; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 137**, DISASTER SERVICE VOLUNTEER LEAVE ACT, by Senator L. Poulton.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 42** and **S.B. 137** were placed on Second Reading Calendar.

* * *

Mr. President: February 3, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 140**, EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS, by Senator M. Waddoups; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 134**, SOIL CONSERVATION SPECIAL LICENSE PLATE, by Senator A. Myrin; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 215**, LICENSE PLATES FOR CHILDREN'S ISSUES, by Senator P. Suazo; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 6**, PRIVATE INVESTIGATOR REGULATION, by Representative S. Koehn; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 10**, DRIVING UNDER THE INFLUENCE - CONDITIONAL LICENSING, by Representative N. Stephens; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 60**, COMPENSATION FOR PUBLIC SAFETY DISPATCHERS, by Representative D. Bowman, with the following amendments:

1. Page 1, Line 24:
After "ranges" insert "and survey of benefits"

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 140, S.B. 134, S.B. 215, H.B. 6, H.B. 10,** and **H.B. 60** were placed on Second Reading Calendar.

* * *

Mr. President: February 3, 1998

The Health and Environment Committee reports a favorable recommendation on **S.B. 136,** MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT, by Senator L. McAllister; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 57,** ACUPUNCTURE PRACTICE AMENDMENTS, by Representative A. Bradshaw, with the following amendments:

1. Page 1, Line 27:
Delete line 27

2. Page 3, Lines 28-31 (lilac 1-26-98):
Reinstate lines 28-31

3. Page 4, Lines 1-14 (lilac 1-26-98):
Reinstate lines 1-14

4. Page 4, Line 31 (lilac 1-26-98):
After "(6)" delete the remainder of line 31 and insert "establish procedures, as defined by rule, which shall enable patients to give informed consent to treatment; and"

5. Page 5, Lines 1-2 (lilac 1-26-28):
Delete lines 1-2

6. Page 6, Line 25:
After "includes" delete the remainder of line 25 and insert "the failure to transmit records in the English language to the division, the patient's practitioner, or a third party insurance payor upon request."

7. Page 6, Line 26:
Delete line 26

8. Page 8, Lines 15-16:
Delete lines 15-16; and

The Health and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 205**, INSURANCE COVERAGE FOR METABOLIC DISEASE, by Representative T. Beck; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 221**, UNDERGROUND STORAGE TANKS - REAUTHORIZATION, by Representative B. Wright; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 224**, HEALTH CARE ASSISTANT REGISTRATION ACT, by Representative J. Haymond, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 226**, OUTSIDE EMPLOYMENT FOR MENTAL HEALTH ADVISOR, by Representative M. Dayton, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 136, H.B. 57, Sub. H.B. 205**, and **H.B. 221** were placed on Second Reading Calendar.

On motion of Senator Holmgren, **H.B. 224** and **H.B. 226** were read the second time and placed on the Consent Calendar.

* * *

Mr. President: February 3, 1998

The Education Committee reports a favorable recommendation on **S.B. 13**, CREATING A PUBLIC SCHOOL DISTRICT, by Senator M. Peterson, with the following amendments:

1. Page 1, Line 1:
Before "CREATING" insert "PROCESS FOR"

2. Page 2, Line 2:
After "election" insert ", beginning with the general election held in the year 2000"; and

The Education Committee reports a favorable recommendation on **H.J.R. 9**, RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS, by Representative G. Cox.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 13** and **H.J.R. 9** were placed on Second Reading Calendar.

* * *

Mr. President: February 3, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 147**, MINING - SURETY AND RECLAMATION REQUIREMENTS, by Senator M. Dmitrich, with the following amendments:

1. Page 2, Line 5:
   After "shall" reinsert "approve a method acceptable to" and delete "consult with" and after "operator" delete "and approve a method"; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 217**, EDGE OF THE CEDARS STATE PARK ACCESS ROAD, by Representative K. Johnson.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 147** and **H.B. 217** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.B. 184, EDUCATIONAL TECHNOLOGY INITIATIVE AMENDMENTS, was read the second and third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Hillyard	Holmgren	Hull
Jones	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Dmitrich	Evans	Howell
Mansell	Mantes	McAllister	

H.B. 184 was signed by the President of the Senate in open session and returned to the House.

* * *

H.C.R. 3, PROFESSIONAL DEVELOPMENT PROGRAMS FOR EDUCATORS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Hillyard	Holmgren
Hull	Jones	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Evans	Howell	Mansell
Mantes			

H.C.R. 3 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 203, TRUTH IN TAXATION HEARINGS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Evans	Howell	Mantes	Wharton

H.B. 203 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 121, LEGISLATIVE COMMITTEES, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Howell	Wharton

S.B. 121 was transmitted to the House.

THIRD READING CALENDAR

On motion of Senator Buhler, the circle was removed from **S.B. 99,** MOTOR VEHICLE CONSUMER PROTECTION AMENDMENTS, and it was before the Senate. Senator Buhler explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator Howell

S.B. 99 was transmitted to the House.

* * *

On motion of Senator Tanner, Blake Moore was honored for receiving the National High School Heisman Trophy. He spoke in Committee of the Whole. Senators Tanner, Montgomery, and C. Peterson commented.

SPECIAL ORDER OF BUSINESS

S.B. 90, ASSAULTING A PEACE OFFICER, was read the second time. Senator Evans explained the bill.

On motion of Senator Evans, the bill was amended as follows:

1. Page 1, Lines 17-19:
   After "(2)" delete the remainder of lines 17 through 19 and insert:
   "A person who violates this section shall serve, in jail or another correctional facility:
   (a) 90 consecutive days for a second offense; and
   (b) 180 consecutive days for each subsequent offense."

On motion of Senator Mayne, the bill was amended as follows:

2. Page 1, Line 22:
   After "writing" insert "or"

Senators Mansell, C. Peterson, and McAllister commented.

Senator Evans moved the following amendment:

3. Page 1, Line 21:
   Delete Item #2 on the Transportation and Public Safety Standing Committee report dated January 28, 1998.

Senators Tanner, Mayne, and Steele commented. The amendment passed on a voice vote.

Senators Hull, Hillyard, and Evans commented. On motion of Senator Evans, the bill was moved to the top of Second Reading Calendar and circled.

THIRD READING CALENDAR

S.B. 118, REGULATION OF LEAD-BASED PAINT REMEDIATION, was read the third time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	M. Peterson

S.B. 118 was transmitted to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **Sub. S.B. 34,** SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS, and it was before the Senate.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 6:
   After "TAXATION" insert "AND HIGHER EDUCATION"

2. Page 1, Line 8:
   After "EDUCATION;" insert "PRESCRIBING FOR STATE INSTITUTIONS THAT CERTAIN REVENUES BE USED FOR TITLE IX PURPOSES;"

3. Page 1, Line 16:
   After line 16 insert:
   "ENACTS: 53B-7-103.5, Utah Code Annotated 1953"

4. Page 1, Line 17:
   After line 17 insert:
   "Section 1. Section 53B-7-103.5 is enacted to read:
   Beginning on July 1, 1998, a state institution of higher education shall annually use for the purposes described in Title IX of the Education Amendments of 1972, 20 U.S.C. Sec. 1681 et seq., an amount of revenue equal to the total amount of sales and use tax revenue collected under Title 59, Chapter 12, Sales and Use Tax Act;

(a) during the one-year period beginning on July 1, 1997, and ending on June 30, 1998; and

(b) on amounts paid for admission to athletic events at the institution of higher education."

Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
M. Peterson

Absent or not voting were: Senators

Blackham	Evans	Howell

Sub. S.B. 34 was transmitted to the House.

* * *

S.B. 103, INDIGENT DEFENSE FUND AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Howell	Steiner	Suazo
Taylor			

S.B. 103 was transmitted to the House.

* * *

S.B. 122, NEW JUDICIAL POSITIONS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Mayne

S.B. 122 was transmitted to the House.

* * *

S.B. 84, STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator

Howell

S.B. 84 was transmitted to the House.

* * *

S.B. 107, NOTARY ON ELECTRONIC DOCUMENT, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Howell	Wharton

S.B. 107 was transmitted to the House.

* * *

S.B. 105, UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Howell	Steiner	Wharton

S.B. 105 was transmitted to the House.

* * *

S.R. 1, RESOLUTION URGING PARENTAL OVERSIGHT OF CHILDREN WATCHING MOVIES, was read the third time and explained by Senator M. Peterson.

On motion of Senator Buhler, the bill was amended as follows:

1. Page 2, Line 25:
After line 25 insert:
"BE IT FURTHER RESOLVED that the Legislature urge parents to discourage their children from exhibiting the following behaviors: swearing, staying up late, littering, lying, quarreling, cheating, stealing, and spitting gum.
BE IT FURTHER RESOLVED that the Legislature urge parents to teach their children to be trustworthy, loyal, helpful, friendly, courteous, kind, obedient, cheerful, thrifty, brave, clean, and reverent."

The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
C. Peterson

Absent or not voting was: Senator
Howell

S.R. 1 was signed by the President of the Senate in open session and will be enrolled and transmitted to the Governor.

* * *

S.B. 72, BUDGET REVIEW TASK FORCE, was read the third time, explained by Senator M. Peterson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell

Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Howell

S.B. 72 was transmitted to the House.

* * *

S.B. 111, ENTERPRISE ZONE AMENDMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Evans	Howell

S.B. 111 was transmitted to the House.

* * *

S.B. 20, PENALTIES FOR SPEEDING IN CONSTRUCTION ZONES, was read the third time and explained by Senator Buhler. Senator Montgomery commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein

Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Evans	Howell	Wharton

S.B. 20 was transmitted to the House.

* * *

S.B. 100, RADAR JAMMING DEVICES, was read the third time and explained by Senator Hull. Senator Hillyard commented.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Lines 17 and 18:
   After "(2)" delete "(a) A person may not operate a motor vehicle on a highway with a radar jamming device in the motor vehicle."
2. Page 1, Line 19:
   Delete "(b)"

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Evans	Howell	Mayne	Myrin
Wharton			

S.B. 100 was transmitted to the House.

* * *

S.B. 110, APPROPRIATION FOR OGDEN PARKWAY HIGHWAY UNDERPASS, was read the third time and explained by Senator Montgomery.

Senator C. Peterson declared a conflict of interest. The bill passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Mansell	Mayne	Montgomery
Myrin	C. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Wharton
Beattie			

Voting in the negative were: Senators

Blackham	Dmitrich	Jones	Mantes
McAllister	Muhlestein	Nielson	M. Peterson
Stephenson	Taylor	Waddoups	

Absent or not voting was: Senator
Howell

S.B. 110 was transmitted to the House.

* * *

S.B. 113, LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES, was read the third time, explained by Senator Hull, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Howell

S.B. 113 was transmitted to the House.

* * *

S.J.R. 9, RESOLUTION CONCERNING KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Howell

S.J.R. 9 was transmitted to the House.

* * *

Sub. S.J.R. 10, RESOLUTION ESTABLISHING WILDLIFE NUMBERS, was read the third time.

Senator Stephenson moved the following amendments:

1. Page 1, Lines 16-17:
   After "APPROVAL" delete "OF TWO-THIRDS OF THOSE VOTING" and insert "BY A MAJORITY OF THE REGISTERED VOTERS IN THE STATE"

2. Page 2, Line 9:
   After "approval" delete "of two-thirds of those voting" and insert "by a majority of the registered voters in the state"

Senators Nielson, Blackham, and Hillyard commented. The amendments failed on a voice vote.

Senators Steiner, Myrin, Hillyard, and M. Peterson commented. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Buhler	M. Peterson	Steiner

Absent or not voting was: Senator
Howell

Sub. S.J.R. 10 was transmitted to the House.

* * *

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 4, 1998

The President, having received the following Senate bills and resolution with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development
S.B. 149 Landscape Architect Licensing Act (C. Peterson)
Health/Environment
S.B. 146 Nursing Regulation - Interstate Compact (C. Peterson)
Judiciary
S.J.R. 3 Resolution Amending Judicial Nomination Process (C. Taylor)
Revenue & Taxation
S.B. 151 Property Tax Exemption for Veterans (C. Peterson); and

The President, having received the following House bills and resolution, assigns them to the following committees:

Business, Labor & Economic Development
H.B. 259 Sale of Vehicle (B. Allen)
Energy, Natural Resources & Agriculture
H.B. 19 Duties of Water Commissioners (T. Hatch)

H.B. 34	Dinosaur Diamond Prehistoric Highway Designation (J. Seitz)
H.B. 273	Water Exchange Applications (D. Ure)
H.J.R. 11	Rehabilitation of Wildfire Damaged Lands Resolution (B. Johnson)
Health/Environment	
H.B. 96	Pharmacy Practice Act Amendments (P. Arent)
Human Services	
H.B. 233	Antidiscrimination Advisory Council (G. Adair)
State & Local Affairs	
H.B. 91	Regulation of Signs in Communities (B. Johnson)
Transportation & Public Safety	
1st Sub. H.B. 14	Motor Vehicle Safety Inspection (W. Harper)
H.B. 18	Computers for Highway Patrol (G. Adair); and

The President, having received the following House bill and resolution, and assigns them to the following committees:

Business, Labor & Economic Development	
H.B. 180	Extension of Gas Service Territories (T. Hatch)
H.C.R. 5	Resolution Supporting Privatization of Dutch John Utah (J. Seitz)

Lane Beattie, Senate President

Report filed.

* * *

On motion of Senator C. Peterson and at 12:10 p.m., the Senate adjourned until 10:00 a.m., Thursday, February 5, 1998.

EIGHTEENTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call - All Senators present, except Senators Howell, Mansell, and Hull, excused.

Prayer - Minister Saitumua, First Samoan Congregational Christian Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 5, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the seventeenth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 4, 1998

The House passed, **S.B. 32**, REAL ESTATE RECOVERY FUND AMENDMENTS, by Senator L. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 74**, DEMAND DRAFTS - UNIFORM COMMERCIAL CODE, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 75**, UNIFORM PROBATE CODE AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 83**, DIVISION OF PURCHASING AND GENERAL SERVICES AMENDMENTS, by Senator R. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 32, S.B. 74, S.B. 75, and **S.B. 83** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 4, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 59**, ADOPTION AMENDMENTS, by Representative N. Stephens, and it is transmitted for consideration; and

The House passed **H.B. 84**, INSPECTION OF VITAL RECORDS, by Representative D. Zolman, and it is transmitted for consideration; and

The House passed **H.B. 89**, RESTRICTIONS ON NAMES OF BUSINESS ENTITIES, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed **H.B. 94**, LONGEVITY AMENDMENTS FOR STATE EMPLOYEES, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 95**, LOCAL GOVERNMENT SUBDIVISION ORDINANCES, by Representative M. Stephens, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 173**, COUNSELING AND SUPPORT OF ADOPTIVE FAMILIES AND CHILDREN, by Representative N. Stephens, and it is transmitted for consideration; and

The House passed **H.B. 240**, UTAH FOUNDATION FOR EDUCATIONAL EXCELLENCE REPEALER, by Representative T. Rowan, and it is transmitted for consideration; and

The House passed **H.B. 267**, SEX ABUSE OF A CHILD, by Representative J. Murray, and it is transmitted for consideration; and

The House passed **H.B. 294**, APPROPRIATION FOR ROY MUSEUM, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.C.R. 4**, RESOLUTION URGING BUSINESSES TO ADJUST PARENT WORK SCHEDULES, by Representative R. Killpack, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 59, H.B. 84, H.B. 89, H.B. 94, Sub. H.B. 95, Sub. H.B. 173, H.B. 240, H.B. 267, H.B. 294,** and **H.C.R. 4** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 4, 1998

The House passed, as amended, **S.B. 18**, PROHIBITING ALCOHOL IN SCHOOLS, by Senator L. McAllister, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator McAllister, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Hull	Mansell	Mantes
Montgomery	M. Peterson	Stephenson	Taylor

S.B. 18 was returned to the House.

STANDING COMMITTEE REPORTS

Mr. President: February 4, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 47**, RESEARCH TAX CREDIT, by Senator H. Nielson.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee report was adopted. **S.B. 47** was placed on Second Reading Calendar.

* * *

Mr. President: February 4, 1998

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 8**, STATE TREASURER AMENDMENTS, by Representative J. Murray; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 196**, RETIREMENT OFFICE AMENDMENTS, by Representative S. Koehn; and

The State and Local Affairs Committee reports a favorable recommendation on **H.J.R. 6**, RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS, by Representative B. Goodfellow; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 195**, SPECIAL DISTRICTS AMENDMENTS, by Representative D. Ure, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 23**, COUNTY IMPROVEMENT DISTRICT CONSTRUCTION CONTRACTS, by Representative R. Short, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 8, H.B. 196,** and **H.J.R. 6** were placed on Second Reading Calendar.

On motion of Senator Holmgren, **H.B. 195** and **H.B. 23** were read the second time and placed on the Consent Calendar.

CONSENT CALENDAR

H.B. 222, BOILER INSPECTION AMENDMENTS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Jones	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Evans	Howell	Hull	Mansell
Mantes	C. Peterson	Stephenson	

H.B. 222 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 220, DISPLAY OF LICENSE PLATES ON TRUCKS AND TRAILERS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Jones	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Steele	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Howell	Hull	Mansell
Mantes	C. Peterson	Poulton	Steiner
Stephenson			

H.B. 220 was signed by the President of the Senate in open session and returned to the House.

* * *

H.J.R. 7, RESOLUTION ON RESTRUCTURING OF ELECTRICAL INDUSTRY, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mayne
McAllister	Montgomery	Muhlestein	Nielson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Hull	Mansell	Mantes
Myrin	C. Peterson	Stephenson	

H.J.R. 7 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to recall **S.B. 100** from the House for reconsideration.

* * *

On motion of Senator Myrin, the Senate presented citations to citizens who saved others using training learned through the "Utah Emergency Medical Training Program."

SPECIAL ORDER OF BUSINESS

S.B. 37, OPEN SPACE NEAR STATE PRISON, was read the second time. Senator Evans explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Jones	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Howell	Hull	Mansell
Mantes	Steiner	Suazo	

THIRD READING CALENDAR

S.B. 114, THIS IS THE PLACE FOUNDATION, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Jones	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Hillyard	Howell	Hull	Mansell
Mantes	Stephenson	Wharton	

S.B. 114 was transmitted to the House.

* * *

Sub. S.B. 39, PENALTIES FOR SALE OF TOBACCO TO YOUTH, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Hull	Mansell	Stephenson

Sub. S.B. 39 was transmitted to the House.

* * *

S.B. 119, MEDICAL PRACTICE AMENDMENTS, was read the third time.

On motion of Senator Montgomery, the bill was amended as follows:

1. Page 1, Line 7:
   After "PROGRAM" insert "IN THE UNITED STATES OR CANADA" and after "BY THE" delete the rest of the line

2. Page 1, Line 8:
   Delete line 8 and insert "DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING."

3. Page 2, Line 9:
   Delete "or" and insert a comma and after "Surgeons" insert ", the College of Family Physicians of Canada, or any similar body in the United States or Canada approved by the division in collaboration with the board"

The bill and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Hull	Mansell

S.B. 119 was transmitted to the House.

* * *

Sub. S.B. 26, UTAH CHILD CARE LICENSING ACT REVISIONS, was read the third time and explained by Senator Blackham. Senator M. Peterson commented. The bill passed on the following roll call:

Yeas, 18; Nays, 8; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Jones	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative were: Senators

Buhler	Dmitrich	Mantes	Mayne
M. Peterson	Steiner	Suazo	Wharton

Absent or not voting were: Senators

Howell	Hull	Mansell

Sub. S.B. 26 was transmitted to the House.

* * *

On motion of Senator Steiner, the Senate voted to reconsider its action on **S.R. 1** and recall it from the Office of Legislative Research and General Counsel.

* * *

S.B. 40, NEWBORN HEARING SCREENING, was read the third time.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 2, Line 11 (Goldenrod 2-3-98):
   Delete "(a)" and after "to" insert a colon and delete "the"

2. Page 2, Line 12 (Goldenrod 2-3-98):
   Delete line 12

3. Page 2, Line 13 (Goldenrod 2-3-98):
   Delete "(b) The department shall ensure" and delete "parents are notified" and insert "(a) parents"

4. Page 2, Line 15 (Goldenrod 2-3-98):
   After "necessary" insert ": and
   (b) the department"

The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Howell	Hull	Mansell	Myrin

S.B. 40 was transmitted to the House.

* * *

S.B. 109, STATE LAW LIBRARY AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Hull	Mansell	Myrin

S.B. 109 was transmitted to the House.

SECOND READING CALENDAR

H.B. 187, PUBLIC SERVICE COMMISSION REPORTING AMENDMENTS, was read the second time. Senator Jones explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Jones	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Wharton	Beattie	

Absent or not voting were: Senators

Hillyard	Howell	Hull	Mansell
Mayne	Waddoups		

* * *

H.B. 201, PROPERTY TAX - CIRCUIT BREAKER AMENDMENTS, was read the second time. Senator Stephenson explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Jones	Mantes	McAllister	Montgomery

Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Wharton			

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Hull
Mansell	Mayne	Waddoups	Beattie

* * *

H.B. 202, TRANSPORTATION CODE RECODIFICATION, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton		

Absent or not voting were: Senators

Dmitrich	Howell	Hull	Jones
Mansell	Mayne	Beattie	

* * *

H.B. 16, FUNDING CLASSROOM SUPPLIES, was read the second time. Senator Montgomery explained the bill. Senators McAllister and C. Peterson commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Howell	Hull	Jones	Mansell
Suazo	Beattie		

On motion of Senator McAllister, **H.B. 16** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 179, TRANSPORTATION OF STUDENTS BY SCHOOL DISTRICTS, was read the second time. Senator Steele explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Voting in the negative was: Senator

Poulton

Absent or not voting were: Senators

Howell	Hull	Jones	Mansell
Beattie			

* * *

H.B. 15, WORKFORCE SERVICES AMENDMENTS, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups			

Voting in the negative were: Senators

Mayne	Wharton		

Absent or not voting were: Senators

Howell	Hull	Jones	Mansell
Mantes	Beattie		

* * *

H.B. 26, TRADE OR BUSINESS NAMES, was read the second time. Senator Nielson explained the bill. Senator Steiner commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Howell	Hull	Jones	Mansell
Steele			

* * *

H.B. 213, NATIVE AMERICAN COORDINATING BOARD MEMBERSHIP, was read the second time. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Hull	Mansell	Steele

* * *

H.B. 9, APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN, was read the second time. Senator Blackham explained the bill. Senator Tanner commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Howell	Hull	Mansell	Mantes
C. Peterson			

On motion of Senator McAllister, **H.B. 9** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 174, WINDOW TINTING AMENDMENTS, was read the second time. Senator Waddoups explained the bill passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Stephenson	Suazo	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Buhler	Howell	Hull	Mansell
Mantes	Steele	Tanner	Wharton

* * *

H.B. 214, MOTOR VEHICLE IDENTIFICATION, was read the second time. Senator Muhlestein explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steiner	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Howell	Hull	Mansell
Steele	Tanner		

* * *

H.B. 7, COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM, was read the second time. Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Howell	Hull	Mansell
Suazo	Tanner		

On motion of Senator McAllister, **H.B. 7** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 37, PURCHASE OF TELECOMMUNICATIONS SERVICE, was read the second time. Senator Jones explained the bill. Senator Hillyard commented. Senator Myrin declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Hull	Mansell

* * *

H.C.R. 1, RESOLUTION SUPPORTING RESOURCES FOR AFFORDABLE HOUSING, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Hull	Mansell	Poulton

* * *

H.B. 200, INCOME TAX - ELECTION CAMPAIGN FUND DESIGNATIONS, was read the second time. Senator Buhler explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson

C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Howell	Hull	Jones	Mansell
Mantes			

On motion of Senator McAllister, **H.B. 200** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 209, APPROPRIATION FOR OLENE WALKER HOUSING TRUST FUND, was read the second time. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Howell	Hull	Jones
Mansell	Taylor		

On motion of Senator McAllister, **H.B. 209** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 6, PRIVATE INVESTIGATOR REGULATION, was read the second time. Senator Waddoups explained the bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
McAllister	Montgomery	Muhlestein	Myrin

Nielson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Hull	Mansell	Mayne
C. Peterson	Steiner		

* * *

On motion of Senator Blackham, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 5, 1998

The House passed, as substituted, **1st Sub. H.B. 21**, SELECTIVE SERVICE FILING PREREQUISITE TO RECEIVING POSTSECONDARY FINANCIAL AID, by Representative B. Holladay, and it is transmitted for consideration; and

The House passed **H.B. 30**, PUBLIC SCHOOL HAZARDOUS BUS ROUTES APPROPRIATION, by Representative W. Harper, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 63**, REGULATION OF MOTORIZED SCOOTERS, by Representative L. Nelson, and it is transmitted for consideration; and

The House passed **H.B. 82**, ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES, by Representative D. Gladwell, et al, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 186**, PRIVACY TASK FORCE, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 251**, DISABILITY CENTER TRUST FUND AMENDMENTS, by Representative G. Davis, and it is transmitted for consideration; and

The House passed **H.B. 277**, LIMITED LIABILITY COMPANY AMENDMENTS, by Representative S. Allen, et al, and it is transmitted for consideration; and

The House passed **H.B. 282**, AVOIDING CONFLICTS OF INTEREST FOR MEMBERS OF SCHOOL BOARDS, by Representative L. Frandsen, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 21, H.B. 30, H.B. 63, H.B. 82, Sub. H.B. 186, H.B. 251, H.B. 277**, and **H.B. 282** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 5, 1998

The House transmits **S.B. 100**, RADAR JAMMING DEVICES, by Senator J. Hull, for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, **S.B. 100** was placed at the top of Third Reading Calendar and circled.

SECOND READING CALENDAR

H.B. 10, DRIVING UNDER THE INFLUENCE, was read the second time. On motion of Senator Taylor, the bill was circled.

* * *

H.B. 60, COMPENSATION FOR PUBLIC SAFETY DISPATCHERS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 57, ACUPUNCTURE PRACTICE AMENDMENTS, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Waddoups	Beattie	

Voting in the negative were: Senators
Tanner Taylor

Absent or not voting were: Senators
Buhler Howell Mansell Wharton

* * *

Sub. H.B. 205, INSURANCE COVERAGE FOR METABOLIC DISEASE, was read the second time. Senator Steele explained the bill. Senators Montgomery, Hillyard, and Steiner commented. Senator Mantes declared a conflict of interest. The bill passed on the following roll call:

Yeas, 18; Nays, 8; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Mayne	McAllister	Montgomery
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Wharton	Beattie		

Voting in the negative were: Senators

Hillyard	Jones	Mantes	Muhlestein
Myrin	Nielson	Stephenson	Waddoups

Absent or not voting were: Senators
Blackham Howell Mansell

* * *

H.B. 221, UNDERGROUND STORAGE TANKS - REAUTHORIZATION, was read the second time. Senator Holmgren explained the bill. Senator Waddoups commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Hull
Mansell	Suazo		

* * *

H.J.R. 9, RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 217, EDGE OF THE CEDARS STATE PARK ACCESS ROAD, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 132, NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS, was read the second time. On motion of Senator Evans, the bill was circled.

* * *

On motion of Senator Evans, the circle was removed from **Sub. S.B. 28**, MASSAGE PRACTICE ACT AMENDMENTS, and it was before the Senate.

On motion of Senator Evans, the bill was amended as follows:

1. Page 2, Line 24:
   After "means" insert: ", in accordance with division rule established in collaboration with the board"
2. Page 2, Line 25:
   After "assessment," delete "measurement,"
3. Page 3, Line 3:
   After "achieving" delete "physical and mental"
4. Page 3, Line 10:
   After "distortion" delete ", body mechanics, and gait"
5. Page 6, Line 4:
   Delete "and"
6. Page 6, Line 6:
   Delete the period and insert: "; and
   (k) occupational therapist licensed under Chapter 42a, Occupational Therapy Practice Act."

Senator Evans explained the bill. Senators Steele, Jones, Nielson, and Hillyard commented.

On motion of Senator Evans, the bill was circled.

THIRD READING CALENDAR

On motion of Senator Hillyard, the circle was removed from **S.B. 100**, RADAR JAMMING DEVICES, and it was before the Senate.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Lines 17, 18, and 19:
   Reinstate the deleted language.

2. Page 1, Line 23:
   After "condition" delete "and" and insert "or". After "readily" delete "made operative" and insert "used"

The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell
Mayne	Beattie		

S.B. 100 was transmitted to the House.

* * *

On motion of Senator C. Peterson and at 3:00 p.m., the Senate adjourned until 10:00 a.m., Friday, February 6, 1998.

NINETEENTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Howell, Mansell, and Blackham, excused.

Prayer - Pastor David Malcom, Jr., Trinity African Methodist Episcopal Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 6, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the eighteenth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 5, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 206**, ECO-TERRORISM PROHIBITION AND PENALTIES, by Representative D. Iverson, and it is transmitted for consideration; and

The House passed **H.B. 245**, UTAH BOTANICAL CENTER APPROPRIATION, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 280**, WORKERS' COMPENSATION INSURANCE AMENDMENTS, by Representative B. Wright, and it is transmitted for consideration; and

The House passed **H.B. 296**, MINING RECLAMATION AMENDMENTS AND APPROPRIATION, by Representative J. Gowans, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 206, H.B. 245, H.B. 280**, and **H.B. 296** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 5, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 106**, PARKING RESTRICTIONS, by Senator D. Buhler; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 253**, VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS, by Representative G. Cox.

Dave Steele, Acting Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 106** and **H.B. 253** were placed on Second Reading Calendar.

* * *

Mr. President: February 5, 1998

The Health and Environment Committee reports a favorable recommendation on **H.B. 176**, EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION, by Representative M. Dayton; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 49**, EMERGENCY SERVICES AMENDMENTS, by Representative B. Holladay, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 252**, WATER QUALITY ACT AMENDMENTS, by Representative D. Ure, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee report was adopted. **H.B. 176** was placed on Second Reading Calendar.

On motion of Senator Holmgren, **H.B. 49** and **H.B. 252** were read the second time and placed on the Consent Calendar.

* * *

Mr. President: February 5, 1998

The Education Committee reports a favorable recommendation on **H.B. 47**, APPROPRIATION FOR ENGLISH AS SECOND LANGUAGE ADULT EDUCATION CLASSES, by Representative T. Rowan; and

The Education Committee reports a favorable recommendation on **H.B. 247**, REVENUES FOR THE STATE SCHOOL FUND, by Representative D. Iverson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 47** was placed on Second Reading Calendar.

On motion of Senator Holmgren, **H.B. 247** was read the second time and placed on the Consent Calendar.

* * *

Mr. President: February 5, 1998

The Judiciary Committee reports a favorable recommendation on **S.B. 116**, PARENTAL RESPONSIBILITY FOR WRONGFUL CONDUCT OF A CHILD, by Senator P. Suazo, with the following amendments:

1. Page 3, Line 23:
   After "minor." insert "If the parent of legal guardian of the minor has paid restitution under this section, the recipient may not recover additional damages under Section 78-11-20."; and

The Judiciary Committee recommends **S.B. 131**, AGE OF VICTIM FOR UNLAWFUL SEXUAL INTERCOURSE, by Senator L. McAllister, be replaced and favorably recommends **1st Sub. S.B. 131**, AGE OF VICTIM FOR UNLAWFUL SEXUAL INTERCOURSE; and

The Judiciary Committee reports a favorable recommendation on **S.J.R. 3**, RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS, by Senator C. Taylor; and

The Judiciary Committee reports a favorable recommendation on **H.B. 191**, CORRECTIONAL OFFICER AMENDMENT, by Representative B. Chard; and

The Judiciary Committee reports a favorable recommendation on **H.B. 192**, DIVISION OF YOUTH CORRECTIONS SPECIAL FUNCTION OFFICERS, by Representative B. Chard; and

The Judiciary Committee reports a favorable recommendation on **S.B. 43**, GOVERNMENTAL IMMUNITY - NOTICE OF CLAIM, by Senator M. Waddoups, and recommends it be considered read for the second time and placed on the Consent Calendar.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 116, Sub. S.B. 131, S.J.R. 3, H.B. 191**, and **H.B. 192** were placed on Second Reading Calendar.

On motion of Senator Holmgren, **S.B. 43** was read the second time and placed on the Consent Calendar.

THIRD READING CALENDAR

S.B. 37, OPEN SPACE NEAR STATE PRISON, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 11.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Jones	McAllister	Montgomery
Muhlestein	Myrin	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Hull	Mansell
Mantes	Mayne	Nielson	C. Peterson
Poulton	Waddoups	Wharton	

S.B. 37 was transmitted to the House.

* * *

H.B. 187, PUBLIC SERVICE COMMISSION REPORTING AMENDMENTS, was read the third time, explained by Senator Jones, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Howell	Mansell	Mantes
C. Peterson			

H.B. 187 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 201, PROPERTY TAX - CIRCUIT BREAKER AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Howell	Mansell	Myrin
C. Peterson			

H.B. 201 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 202, TRANSPORTATION CODE RECODIFICATION, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell
C. Peterson			

H.B. 202 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 179, TRANSPORTATION OF STUDENTS BY SCHOOL DISTRICTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell
Stephenson			

H.B. 179 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 15, WORKFORCE SERVICES AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell

H.B. 15 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 26, TRADE OR BUSINESS NAMES, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell
Montgomery	Wharton		

H.B. 26 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 213, NATIVE AMERICAN COORDINATING BOARD MEMBERSHIP, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Hillyard	Holmgren	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Evans	Howell
Mansell	Poulton	Wharton	

H.B. 213 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 174, WINDOW TINTING AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell
Wharton			

H.B. 174 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 214, MOTOR VEHICLE IDENTIFICATION, was read the third time, explained by Senator Muhlestein, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell
Montgomery			

H.B. 214 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 37, PURCHASE OF TELECOMMUNICATIONS SERVICE, was read the third time and explained by Senator Jones.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 2, Line 7 (lilac copy):
   After "WITH THE" delete "DEPARTMENT OF ADMINISTRATIVE SERVICES" and insert "STATE'S CHIEF INFORMATION OFFICER"

The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Mansell
Myrin	Poulton		

H.B. 37, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, Keith Lockhart, Director of the Utah Symphony, spoke in Committee of the Whole. Senators Hillyard and Tanner commented.

* * *

H.C.R. 1, RESOLUTION SUPPORTING RESOURCES FOR AFFORDABLE HOUSING, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Mansell

H.C.R. 1 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 6, PRIVATE INVESTIGATOR REGULATION, was read the third time and explained by Senator Waddoups. Senator Muhlestein commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Howell	Jones	Mansell

H.B. 6 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 57, ACUPUNCTURE PRACTICE AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Mansell

H.B. 57, as amended, was returned to the House.

* * *

Sub. H.B. 205, INSURANCE COVERAGE FOR METABOLIC DISEASE, was read the third time and explained by Senator Steele. Senator Montgomery commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Mansell

Sub. H.B. 205 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 221, UNDERGROUND STORAGE TANKS - REAUTHORIZATION, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Buhler	Howell	Mansell
Waddoups			

H.B. 221 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Holmgren, the circle was removed from **S.B. 24**, SNOWMOBILE SPECIAL LICENSE PLATES, and it was before the Senate.

On motion of Senator Holmgren, the following substitute bill replaced the original bill.

SNOWMOBILE SPECIAL LICENSE PLATES

Sub. S.B. 24 *John P. Holmgren*

AN ACT RELATING TO MOTOR VEHICLES; AUTHORIZING SNOWMOBILE SPECIAL GROUP LICENSE PLATES FOR CERTAIN CONTRIBUTORS; PROVIDING A FEE EXEMPTION; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

Senator Holmgren explained the bill. On motion of Senator Holmgren, the bill was circled.

SECOND READING CALENDAR

S.R. 2, RESOLUTION URGING REFORM OF FEDERAL CAMPAIGN FINANCE LAWS, was read the second time. On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Poulton, the circle was removed from **2nd Sub. S.B. 76**, INSURANCE LAW CHANGES, and it was read the second time.

On motion of Senator Poulton, the following substitute bill replaced the original bill.

INSURANCE LAW CHANGES

4th Sub. S.B. 76 *L. Steven Poulton*

AN ACT RELATING TO INSURANCE; ALLOWING REPLACEMENT OF CERTAIN POLICIES OR ANNUITIES; AMENDING DEFINITIONS; AMENDING PROVISIONS FOR LICENSING AGENTS; REQUIRING AN INSURANCE COMPANY FILE A PLAN IF IT INTENDS TO WITHDRAW FROM THE UTAH MARKET; MODIFYING FEE PROVISIONS; REPLACING EXISTING HEALTH BENEFITS FOR AN ADOPTED CHILD WITH AN INDEMNITY BENEFIT; MAKING CONVERSION COVERAGE BENEFITS THE SAME AS BASIC COVERAGE OFFERED THROUGH OPEN ENROLLMENT; EXPANDING HIGH RISK POOL COVERAGE FOR PREEXISTING CONDITIONS; CLARIFYING PERMISSIBLE SURCHARGES TO SMALL GROUPS WHO CHANGE HEALTH COVERAGE; REQUIRING AN INSURED GIVE NOTICE OF PREVIOUS HEALTH INSURANCE FOR COVERAGE OF PREEXISTING CONDITIONS; AMENDING ELIGIBILITY FOR HEALTH INSURANCE POOL; EXPANDING USE OF CERTAIN FEES; ADDRESSING MARKETING ISSUES; AMENDING WORKERS' COMPENSATION FRAUD PROVISIONS; AND MAKING TECHNICAL CORRECTIONS; AND REPEALING PROVISIONS ON CONVERSION COVERAGE.

Senator Poulton explained the bill and declared a conflict of interest. Senators Mayne and Taylor commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Mansell

* * *

On motion of Senator Evans, the circle was removed from **S.B. 132**, NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS.

On motion of Senator Evans, under suspension of the rules, **S.B. 132** was lifted from the State and Local Affairs Standing Committee due to a question about the quorum present. On motion of Senator Evans, under suspension of the rules, **S.B. 132** was read the second time.

On motion of Senator Evans, the bill was amended as follows:

1. Page 10, Line 20:
   After "(2)" insert "(a)"

2. Page 10, Line 21:
   After "municipality" delete ", based on the date of"

3. Page 10, Line 22:
   At the beginning of line 22, delete "annexation."

4. Page 10, Line 25:
   After line 25 insert:
   "(b) The pro rata allocation of taxes under Subsection (2)(a) shall be based on the date of annexation, and the pro rata allocation of service charges and fees shall be based on the proportion of services related to the service charges and fees that remain to be rendered after annexation."

Senator Evans explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Mansell

* * *

On motion of Senator Hillyard, Fern Holly Wimmer, Utah Mother of the Year and Marne Fox, Utah Mother of Young Children, were honored in Committee of the Whole.

BILL ASSIGNMENT REPORT

To the Members of the Senate: February 6, 1998

The President having received the following House resolution, orders it placed on the Second Reading Calendar:

H.C.R. 2 RESOLUTION ON THE FAMILY (E. Olsen)

Lane Beattie, Senate President

Report filed. **H.C.R. 2** was placed at the top of Second Reading Calendar.

* * *

On motion of Senator Buhler, **S.R. 1** was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

S.R. 1, RESOLUTION URGING PARENTAL OVERSIGHT OF CHILDREN WATCHING MOVIES, was before the Senate upon its reconsideration. On motion of Senator Buhler, under suspension of the rules, **S.R. 1** was read the second and third times.

On motion of Senator Buhler, the bill was amended as follows:

Remove all of Senator Buhler's previous amendments of February 4, 1998.

The bill passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Buhler C. Peterson

Absent or not voting were: Senators

Blackham	Hillyard	Howell	Mansell
Nielson	Taylor		

S.R. 1 was signed by the President of the Senate in open session and will be enrolled and transmitted to the Governor.

* * *

On motion of Senator Stephenson, under suspension of the rules, **H.C.R. 2,** RESOLUTION ON THE FAMILY, was read the second and third times. Senator Stephenson explained the bill. Senator Steele commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Hillyard	Howell	Mansell
Nielson			

H.C.R. 2 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator M. Peterson, **H.B. 224** was moved from the Consent Calendar and placed at the bottom of the Second Reading Calendar.

* * *

On motion of Senator Suazo, **S.B. 44,** APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS, will be considered Monday, February 9, 1998 at 10:45 a.m.

* * *

On motion of Senator Buhler, **S.B. 6,** ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS, will be considered Friday, February 13, 1998 at 10:30 a.m.

• • •

On motion of Senator Buhler, **2nd Sub. S.B. 45** was returned to the Senate Rules Committee.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 6, 1998

The President, having received the following Senate bills and resolution with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 53	Motor Vehicle Business Regulation (G. Mantes)

Education

S.B. 160	After-school Access to Computers Task Force (M. Peterson)
S.B. 177	Long Term Lease - North Campus of UVSC (L. McAllister)
S.B. 208	Appropriation for Engineering and Preengineering Program (C. Peterson)

Health/Environment

S.B. 64	Background Check of Home Health Professionals (M. Waddoups)

Human Services

S.B. 145	Child Support Amendments (N. Tanner)

Judiciary

S.B. 65	Expungement of Criminal Record Amendments (P. Suazo)
S.B. 68	Judiciary Amendments (L. Hillyard)

Revenue & Taxation

S.B. 48	Pay-per-view Boxing Tax (P. Suazo)
S.B. 49	Eminent Domain Valuation (P. Suazo)
S.B. 50	Property Taxes-uniform Fees and Certified Tax Rate (G. Mantes)
S.B. 52	Property Tax Restriction (L. Poulton)
S.C.R. 4	Resolution Requesting Congress to Allow Individuals to Opt Out of Social Security (C. Taylor)

State & Local Affairs

S.B. 152	Water Conservancy Districts Bonding Authority (H. Stephenson)
S.B. 214	Appropriation for Utah State Fairpark (P. Suazo)

Transportation & Public Safety
S.B. 142 Regulation of Cell Phone Use by Motor Vehicle Operators (R. Steiner); and

The President, having received the following House bills and resolutions, assigns them to the following committees:

Education
H.B. 260 Public Education Services Appropriation (J. Gowans)
Energy, Natural Resources & Agriculture
H.B. 74 Agricultural Protection Areas (E. Anderson)
H.B. 281 Proof of Appropriation Requirements (M. Styler)
Human Services
1st Sub. H.B. 59 Adoption Amendments (N. Stephens)
1st Sub. H.B. 100 Utah Summer Games Appropriation (D. Bowman)
H.B. 264 Adoption Act Amendments (R. Killpack)
H.C.R. 4 Resolution Urging Businesses to Adjust Parent Work Schedules (R. Killpack)
Judiciary
H.B. 17 Aggravated Kidnaping Amendments (P. Buckner)
H.B. 40 Judicial Conduct Commission Amendments (G. Cox)
Revenue & Taxation
H.B. 175 Tax Incentives for Adoption and Guardianship (J. Haymond)
State & Local Affairs
H.B. 88 Recording of Documents (T. Hatch)
H.B. 212 Navajo Revitalization Fund Board (K. Johnson)
1st Sub. H.B. 227 Special District Elections (J. Swallow)
1st Sub. H.B. 276 Conservation District Technical Assistance Appropriation (B. Johnson)
Transportation & Public Safety
H.B. 244 DUI Penalties Amendment (P. Buckner)

Lane Beattie, Senate President

Report filed.

* * *

On motion of Senator C. Peterson and at 12:00 noon, the Senate adjourned until 10:00 a.m., Monday, February 9, 1998.

TWENTY-SECOND DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senator Howell, excused.
Prayer - Frank Budd, President of Salt Lake Community College.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 9, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the nineteenth day and find it correct with minor amendments noted on the final copy.

Nathan Tanner
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 6, 1998

The Speaker of the House has signed **S.B. 18**, PROHIBITING ALCOHOL IN SCHOOLS, by Senator L. McAllister, and it is transmitted for the signature of the President; and

The House passed, **S.B. 89**, PRIVATE COLLECTION OF DELINQUENT TAXES, by Senator L. Beattie, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 101**, SPECIAL REVENUE FUND, by Senator L. McAllister, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 18, S.B. 89, and **S.B. 101** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 6, 1998

The House passed **H.B. 193**, ELECTION LAW - SUBSTANTIVE REVISIONS, by Representative L. Nelson, and it is transmitted for consideration: and

The House passed, as substituted and amended, **1st Sub. H.B. 194,** AMENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER SERVICES, by Representative B. Allen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 207,** ENVIRONMENTAL CRIMES AMENDMENTS, by Representative B. Wright, and it is transmitted for consideration; and

The House passed **H.B. 275,** ANNEXATION OF AGRICULTURE PROTECTION AREAS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 292,** UTAH NATIONAL GUARD TUITION ASSISTANCE, by Representative B. Johnson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 193, Sub. H.B. 194, H.B. 207, H.B. 275,** and **H.B. 292** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 5, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 34,** DINOSAUR DIAMOND PREHISTORIC HIGHWAY DESIGNATION, by Representative J. Seitz; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 68,** APPROPRIATION FOR USU PASTURE AND FORAGE INITIATIVE, by Representative E. Anderson; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 248,** APPROPRIATION FOR SUBMARINE MEMORIAL, by Representative D. Zolman; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.J.R. 11,** REHABILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION, by Representative B. Johnson, with the following amendments:

1. Page 2, Line 4 (lilac copy):
   After "service." insert "School and Institutional Trust Lands Administration."

2. Page 2, Line 7 (lilac copy):
After "service." insert "School and Institutional Trust Lands Administration."; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 19**, DUTIES OF WATER COMMISSIONERS, by Representative T. Hatch, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 34, H.B. 68, H.B. 248,** and **H.J.R. 11** were placed on Second Reading Calendar.

H.B. 19 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 6, 1998

The Human Services Committee reports a favorable recommendation on **S.B. 21**, ANIMAL SHELTER PET STERILIZATION ACT, by Senator R. Steiner, with the following amendments:

1. Page 1, Line 8:
After "PLACEMENT;" insert "LIMITING APPLICATION OF THIS PROVISION TO COUNTIES AND MUNICIPALITIES OF SPECIFIED OR GREATER LEVELS OF POPULATION;"

2. Page 1, Line 26:
Delete Line 26

3. Page 2, Line 7:
Delete Line 7

4. Page 2, Line 19:
After "adoption" and before "." insert ", but does not include an institution conducting research on animals, as defined in Section 26-26-1"

5. Page 2, Line 20:
After "operated by" delete the rest of the line.

6. Page 2, Line 21:
Delete entire line and insert:
".

(i) a first or second class county as defined in Section 17-16-13;
(ii) a municipality with a population of 40,000 or greater;
(iii) a first or second class county operating the shelter jointly with any municipality; or
(iv) a private humane society or private animal welfare organization located within a first or second class county or within a municipality with a population of 40,000 or greater."

7. Page 4, Line 26:
Delete Lines 26 through 31

8. Page 5, Line 1:
Delete Lines 1 and 2

9. Page 5, Line 3:
Delete "7. Section 10-17-107" and insert "6. Section 10-17-106"

10. Page 5, Line 4:
Delete "10-17-107." and insert "10-17-106."

11. Page 5, Line 22:
Delete "8. Section 10-17-108" and insert "7. Section 10-17-107"

12. Page 5, Line 23:
Delete "10-17-108." and insert "10-17-107."

13. Page 5, Line 26:
After "Section" delete "9." and insert "8."
Renumber all following Section Lines accordingly.

14. Page 6, Line 5:
After "adoption" and before ";" insert ", but does not include an institution conducting research on animals, as defined in Section 26-26-1"

15. Page 6, Line 6:
After "operated by" delete the rest of the line.

16. Page 6, Line 7:
Delete entire line and insert:
":
(i) a first or second class county as defined in Section 17-16-13;
(ii) a municipality with a population of 40,000 or greater;
(iii) a first or second class county operating the shelter jointly with any

municipality; or
(iv) a private humane society or private animal welfare organization located within a first or second class county or within a municipality with a population of 40,000 or greater."

17. Page 8, Line 12:
Delete Lines 12 through 19

18. Page 8, Line 20:
After "Section" delete "15." and insert "13."
Renumber all following Section Lines accordingly.

19. Page 8, Line 21:
Delete "17-42-107." and insert "17-42-106."

20. Page 9, Line 9:
Delete "17-42-108." and insert "17-42-107."; and

The Human Services Committee reports a favorable recommendation on **S.B. 135**, EXPANSION OF CHILDREN'S JUSTICE CENTER PROGRAM, by Senator C. Peterson; and

The Human Services Committee reports a favorable recommendation on **H.B. 4**, STATEWIDE IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARDS, by Representative N. Stephens; and

The Human Services Committee reports a favorable recommendation on **H.B. 233**, ANTIDISCRIMINATION ADVISORY COUNCIL, by Representative G. Adair.

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 21, S.B. 135, H.B. 4**, and **H.B. 233** were placed on Second Reading Calendar.

* * *

Mr. President: February 6, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 41**, WATER CONSERVANCY DISTRICTS TAXING AUTHORITY, by Senator M. Waddoups, with the following amendments:

1. Page 1, Lines 8 - 9:Delete "REPEALING AUTHORIZATION TO IMPOSE ADDITIONAL TAXES AND ASSESSMENTS;

2. Page 1, Lines 13 -14:
Delete Lines 13 and 14.

3. Page 2, Line 10:
After "maximum of" insert "; (A)" and reinstate ".0004" and then insert "per dollar of taxable value of taxable property within the district, for each district that is located in more than one county and that has incurred an obligation to repay funds that the federal government has advanced to the district; or
(B)"

4. Page 2, Line 11:
After "[; and]," delete "except as provided" and insert "for each other district,"

5. Page 2, Line 12:
Delete Line 12

6. Page 2, Line 15:
After "(b)" delete "If" and insert "Notwithstanding Subsection (2)(a)(ii), if"

7. Page 2, Lines 27 - 29:
Delete Lines 27 -29.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee report was adopted. **S.B. 41** was placed on Second Reading Calendar.

* * *

Mr. President: February 6, 1998

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 75**, PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE, by Representative J. Murray; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 238**, TRANSIT DISTRICT AUTHORITY, by Representative R. Bigelow; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 261**, MUNICIPAL GOVERNMENT CIVIL SERVICE SELECTION

PROCEDURES, by Representative R. Killpack, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 75** and **H.B. 238** were placed on Second Reading Calendar.

H.B. 261 was read the second time and placed on Consent Calendar.

CONSENT CALENDAR

H.B. 226, OUTSIDE EMPLOYMENT FOR MENTAL HEALTH ADVISOR, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Poulton

H.B. 226 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

4th Sub. S.B. 76, INSURANCE LAW CHANGES, was read the third time. On motion of Senator C. Peterson, the bill was circled.

* * *

S.B. 132, NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS, was read the third time.

The bill was explained by Senator Evans and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Poulton

S.B. 132 was transmitted to the House.

SECOND READING CALENDAR

S.B. 129, MOTOR VEHICLE ACCIDENT INSURANCE COVERAGE, was read the second time. Senator Jones explained the bill.

Senator Jones moved the following amendments:

1. Page 2, Line 11:
   After "driving." insert "The driver's liability is limited to the insurance coverage."

Senator Hillyard commented. The amendment passed on a voice vote.

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator

Howell

* * *

On motion of Senator McAllister, the circle was removed from **S.B. 19**, AIR QUALITY BOARD POWERS, and it was before the Senate. Senator McAllister explained the bill. Senator Evans commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Mayne

THIRD READING CALENDAR

On motion of Senator Buhler, the Senate voted to move to the Third Reading Calendar.

On motion of Senator Buhler, the circle was removed from **S.B. 17**, PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION, and it was before the Senate. On motion of Senator Buhler, the Senate voted to return the bill to the Secretary of the Senate for interim study.

SECOND READING CALENDAR

S.B. 46, URBAN AND COMMUNITY FORESTRY, was read the second time. Senator Steiner declared a conflict of interest and explained the bill. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson

Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Mansell

Absent or not voting were: Senators
Howell Mayne

* * *

S.R. 3, SUPPORT FOR WENDOVER UTAH-NEVADA ENOLA GAY, was read the second time. Senator Mantes explained the bill. Senators Montgomery and Hillyard commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Howell

* * *

S.B. 38, EDUCATION REQUIREMENTS OF ADOPTION ASSISTANCE, was read the second time.

On motion of Senator Taylor, the bill was amended as follows:

1. Page 1, Line 8:
   After "GRADES" delete "9" and insert "7"
2. Page 1, Line 19:
   After "grades" delete "9" and insert "7"
3. Page 1, Line 21:
   After "state" insert ", so that each student receives the presentation at least once during grades 7-9 and at least once during grades 10-12"

Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton		

Voting in the negative was: Senator
Suazo

Absent or not voting were: Senators

Howell	Beattie

SPECIAL ORDER OF BUSINESS

S.B. 44, APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS, was read the second time. Senator Suazo explained the bill. Senators Tanner and Myrin commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton			

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators

Howell	Hull	Beattie

* * *

Sub. S.B. 120, ENERGY ASSISTANCE PROGRAM OVERSIGHT, was read the second time. Senator Nielson explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Jones	Mansell	Mantes
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	

Absent or not voting were: Senators

Holmgren	Howell	Hull	Mayne
Taylor	Beattie		

* * *

S.B. 123, APPROPRIATION FOR ASSISTIVE TECHNOLOGY DEVICES AND SERVICES, was read the second time. Senator Tanner explained the bill. Senator Suazo commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Jones	Mansell	Mantes
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Holmgren	Howell	Hull	McAllister
Beattie			

* * *

S.B. 128, MUNICIPAL ENERGY SALES AND USE TAX EXEMPTION, was read the second time. Senator Hillyard explained the bill. Senator Holmgren commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell

Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton			

Absent or not voting were: Senators

Howell	Hull	Myrin	Beattie

* * *

S.B. 33, TASK FORCE REVIEWING FEDERAL FUNDING, was read the second time. Senator Muhlestein explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Howell	Hull	Mayne	Myrin
Beattie			

* * *

S.B. 130, COUNTY REGULATION OF WILDLIFE REHABILITATION, was read the second time.

On motion of Senator Evans, the bill was amended as follows:

1. Page 1, Line 8:
   Delete "GAME" and insert "WILDLIFE"

2. Page 1, Line 14:
   Delete "**game**" and insert "**wildlife**"

3. Page 1, Line 16:
   Delete "game" and insert "wildlife"

4. Page 1, Line 18:
Delete "game" and insert "wildlife"

Senator Evans explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Howell	Hull	Mantes	Myrin
Beattie			

• • •

S.B. 133, OPTIONAL FORMS OF COUNTY GOVERNMENT, was read the second time. Senator Evans explained the bill.

Senator Steiner moved the following amendments:

1. Page 14, Line 25:
After "Section 17-35a-504;" delete "or"

2. Page 14, Line 26:
After "Section 17-35a-505" insert:
"; or
(6) the restricted taxing authority form under Section 17-35a-506"

3. Page 18, Line 13:
After line 13 insert:
"Section 20. Section 17-35a-506 is enacted to read:
17-35a-506. Restricted taxing authority form of county government.
(1) The optional form of county government known as the "restricted taxing authority" form may consist of a structure and power that differ from those of the forms provided for under Sections 17-35a-502, 17-35a-503, 17-35a-504, and 17-35a-505.
(2)(a) Under the optional form of county government provided for in this section, a county possess all powers granted to county government

by the Utah Constitution, statutes, or county government charter, except as provided in Subsection (2)(b).
(b) A county adopting the "restricted taxing authority" form of county government under this section may not levy a tax, unless the Legislature has expressly authorized the several counties to levy such a tax.
(3)(a) The structure and management of the optional form of county government allowed by this section shall be set forth in the charter.
(b) The charter shall require:
(i) that the chief executive officer of the county be elected at large by the voters of the county; and
(ii) checks and balances between the chief executive officer and the county legislative body."

Senators Evans, C. Peterson, and Hillyard commented. The amendment failed on a voice vote.

Senator Wharton declared a conflict of interest. The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Hull	Jones	Mansell	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Stephenson	Suazo	Taylor	Waddoups
Wharton			

Voting in the negative were: Senators

Holmgren	Mantes	Montgomery	Steele
Tanner			

Absent or not voting were: Senators

Dmitrich	Howell	Beattie

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 9, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 172 Apprenticeship Training Funding (M. Waddoups)

S.B. 198	Mold Retention Law, Mold Lien Law, and Creditor's Rights (M. Dmitrich)
S.B. 202	Dental License Regional Board Exam (C. Peterson)

Judiciary

S.B. 70	Judgment Lien on Real Property (L. Mansell)

Revenue & Taxation

S.B. 173	Appraiser Registration and Certification (M. Dmitrich)
S.B. 175	State Settlement Agreement (L. Beattie)

Transportation & Public Safety

S.B. 63	DUI – Serious Bodily Injury (S. Howell)
S.B. 143	Recreational Vehicle Standards (G. Mantes)

The President, having received the following House bills and resolution, and assigns them to the following committees:

Business, Labor & Economic Development

H.B. 89	Restrictions on Names of Business Entities (K. Bryson)
H.B. 277	Limited Liability Company Amendments (S. Allen)

Education

H.B. 240	Utah Foundation for Educational Excellence Repealer (T. Rowan)
1st Sub. H.B. 241	Higher Education Savings and Supplemental Savings Incentive Programs (K. Johnson)
H.B. 245	Utah Botanical Center Appropriation (M. Dillree)
H.B. 294	Appropriation for Roy Museum (G. Adair)

Energy, Natural Resources & Agriculture

H.B. 58	Oil and Gas Severance Tax Amendments (B. Evans)
H.B. 280	Workers' Compensation Insurance Amendments (B. Wright)

Health/Environment

1st Sub. H.B. 86	Health Insurance – Primary Care Provider (J. Buffmire)

Human Services

H.B. 251	Disability Center Trust Fund Amendments (G. Davis)
H.B. 267	Sex Abuse of a Child (J. Murray)

Judiciary

H.B. 190	Felon Voting Restrictions (C. Saunders)
H.J.R. 4	Resolution Eliminating Voting Rights of Convicted Felons (C. Saunders)

Revenue & Taxation

H.B. 55	Town Option Sales and Use Tax (P. Knudson)

Lane Beattie, Senate President

Reports filed.

SECOND READING CALENDAR

Sub. S.B. 138, RETIREMENT - USE OF SICK LEAVE, was read the second time. Senator Buhler explained the bill. Senator McAllister commented. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Dmitrich	Howell	Nielson

* * *

On motion of Senator C. Peterson and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 10, 1998.

TWENTY-THIRD DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Howell and Muhlestein, excused.

Prayer - Reverend Robert J. Helms, First Baptist Church of Cedar City.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 10, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twenty-second day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 9, 1998

The House concurred in the Senate amendments and passed **H.B. 37**, PURCHASE OF TELECOMMUNICATIONS SERVICE, by Representative B. Evans, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 37 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 9, 1998

The House refused to concur with the Senate Amendments to **H.B. 57**, ACUPUNCTURE PRACTICE AMENDMENTS, by Representative A. Bradshaw, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

On motion of Senator Montgomery, the Senate voted to refuse to recede from its amendments to **H.B. 57**. President Beattie appointed a conference committee

consisting of Senators Montgomery, Mansell, and Suazo to meet with a like committee from the House.

* * *

Mr. President: February 9, 1998

The House passed, as substituted, **1st Sub. H.B. 25**, PENALTY FOR INTERFERENCE WITH SERVICE OF PROCESS, by Representative J. Arrington, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 36**, JUROR REIMBURSEMENT, by Representative D. Zolman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 70**, SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 71**, ALCOHOL AND DRUG TESTING FEE, by Representative D. Bush, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 76**, UNCLAIMED PROPERTY AMENDMENTS, by Representative J. Valentine, and it is transmitted for consideration; and

The House passed **H.B. 92**, SEXUAL OFFENSES WITHOUT CONSENT OF VICTIM, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed **H.B. 103**, ETHIC LAW AMENDMENTS, by Representative M. Stephens, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 177**, COLLECTION OF UNIFORM MOTOR VEHICLE FEES AMENDMENT, by Representative D. Bush, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 178**, TASK FORCE ON WHISTLEBLOWER PROTECTIONS, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 242**, REVOCATION OF CONCEALED FIREARM PERMIT AMENDMENTS, by Representative S. Barth, and it is transmitted for consideration; and

The House passed **H.B. 243**, RECOGNITION OF NON-COURT ORDERED GUARDIANSHIPS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 272**, INMATE PRODUCTIVITY AND WORK SKILLS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.B. 278**, VEHICLE REGISTRATION REQUIREMENTS, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed **H.B. 283**, ICE CREAM AND MILK DISPENSER REQUIREMENTS, by Representative G. Davis, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 295**, METROPOLITAN PUBLIC SAFETY TASK FORCE, by Representative P. Buckner, and it is transmitted for consideration.

The House passed **H.B. 302**, CONVEYANCE OF WATER RIGHTS, by Representative M. Styler, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 25, Sub. H.B. 36, H.B. 70, H.B. 71, Sub. H.B. 76, H.B. 92, H.B. 103, H.B. 177, H.B. 178, H.B. 242, H.B. 243, H.B. 272, H.B. 278, H.B. 283, H.B. 295,** and **H.B. 302** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 10, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 53**, MOTOR VEHICLE BUSINESS REGULATION, by Senator G. Mantes; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 210**, AFFORDABLE HOUSING AMENDMENTS, by Representative W. Harper; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 229**, MEMBERSHIP ON UTAH SPORTS AUTHORITY, by Representative J. Tanner; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 149**, LANDSCAPE ARCHITECT LICENSING ACT, by Senator C. Peterson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.C.R. 5**, RESOLUTION SUPPORTING PRIVATIZATION OF DUTCH JOHN UTAH, by Representative J. Seitz, and recommends it be considered read for the second time and placed on the Consent Calendar.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 53, H.B. 210**, and **H.B. 229** were placed on Second Reading Calendar.

S.B. 149 and **H.C.R. 5** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 9, 1998

The Health and Environment Committee recommends **S.B. 64**, BACKGROUND CHECK OF HOME HEALTH PROFESSIONALS, by Senator M. Waddoups, be replaced and favorably recommends **1st Sub. S.B. 64**, BACKGROUND CHECK OF HOME HEALTH PROFESSIONALS; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 146**, NURSING REGULATION - INTERSTATE COMPACT, by Senator C. Peterson; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 96**, PHARMACY PRACTICE ACT AMENDMENTS, by Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 64** and **S.B. 146** were placed on Second Reading Calendar.

H.B. 96 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 9, 1998

The Education Committee reports a favorable recommendation on **S.B. 160**, AFTER-SCHOOL ACCESS TO COMPUTERS TASK FORCE, by Senator M. Peterson; and

The Education Committee reports a favorable recommendation on **S.B. 177**, LONG TERM LEASE - NORTH CAMPUS OF UVSC, by Senator L. McAllister; and

The Education Committee reports a favorable recommendation on **S.B. 208**, APPROPRIATION FOR ENGINEERING AND PREENGINEERING PROGRAM, by Senator C. Peterson; and

The Education Committee reports a favorable recommendation on **H.B. 260**, PUBLIC EDUCATION SERVICES APPROPRIATION, by Representative J. Gowans.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 160, S.B. 177, S.B. 208,** and **H.B. 260** were placed on Second Reading Calendar.

* * *

On motion of Senator C. Peterson, Congressman Merrill Cook spoke in Committee of the Whole. Senators Suazo and Mayne commented.

CONSENT CALENDAR

H.B. 195, SPECIAL DISTRICTS AMENDMENTS, was read the third time. On motion of Senator C. Peterson, the bill was circled.

* * *

H.B. 23, COUNTY IMPROVEMENT DISTRICT CONSTRUCTION CONTRACTS, was read the third time. On motion of Senator Poulton, the bill was circled.

THIRD READING CALENDAR

S.B. 129, MOTOR VEHICLE ACCIDENT INSURANCE COVERAGE, was read the third time.

On motion of Senator Jones, the bill was amended as follows:

1. Page 1, Line 14:
   After "(1)" insert "(a)"

2. Page 1, Line 16:
   Delete "(a)" and insert "(i)"

3. Page 1, Line 19:
Delete "(b)(i)" and insert "(ii)(A)"

4. Page 1, Line 22:
Delete "(c)" and insert "(a)(iii)"

5. Page 1, Line 27:
Delete "(ii)" and insert "(B)"

6. Page 2, Line 3 (Goldenrod 2-9-98):
Delete "(b)(i)" and insert "(ii)(A)"

7. Page 2, Line 4 (Goldenrod 2-9-98):
Delete "(c)" and insert "(iii)"

8. Page 2, Line 8 (Goldenrod 2-9-98):
Delete "(d)" and insert "(iv)"

9. Page 2, Lines 11-11a (Goldenrod 2-9-98):
Delete "The driver's liability is limited to the insurance coverage." and after line 11a insert "(b) The driver's liability under Subsection (1)(a)(iv) is limited to the insurance coverage."

The bill was explained by Senator Jones. Senators Steiner, Wharton, Hillyard, Beattie, and Poulton commented. The bill passed on the following roll call:

Yeas, 22; Nays, 4; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Steele
Steiner	Suazo	Tanner	Taylor
Wharton	Beattie		

Voting in the negative were: Senators

Nielson	Poulton	Stephenson	Waddoups

Absent or not voting were: Senators

Howell	Mantes	Muhlestein

S.B. 129 was transmitted to the House.

CONSENT CALENDAR

On motion of Senator Evans, the circle was removed from **H.B. 195**, SPECIAL DISTRICTS AMENDMENTS, and it was before the Senate. Senator Evans explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	McAllister	Montgomery	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Howell	Mantes	Mayne	Muhlestein
Stephenson			

H.B. 195 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator McAllister, **H.B. 247** was moved from Consent Calendar and placed at the bottom of Second Reading Calendar

THIRD READING CALENDAR

S.B. 19, AIR QUALITY BOARD POWERS, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Jones	Muhlestein	C. Peterson

S.B. 19 was transmitted to the House.

* * *

S.B. 46, URBAN AND COMMUNITY FORESTRY, was read the third time, explained by Senator Steiner, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Muhlestein

S.B. 46 was transmitted to the House.

* * *

S.R. 3, SUPPORT FOR WENDOVER UTAH-NEVADA ENOLA GAY, was read the third time, explained by Senator Mantes, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Muhlestein	Steiner

S.R. 3 was signed by the President of the Senate in open session and will be enrolled and transmitted to the Governor.

* * *

S.B. 38, EDUCATION REQUIREMENTS OF ADOPTION ASSISTANCE, was read the third time, explained by Senator Taylor, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
Suazo

Absent or not voting were: Senators

Howell	Muhlestein	Stephenson

S.B. 38 was transmitted to the House.

* * *

S.B. 44, APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS, was read the third time.

Senator Suazo moved the following amendments:

1. Page 2, Line 2:
   After "population:" delete "and"

2. Page 2, Line 7:
   After "programs" insert "; and (c) used primarily to pay the costs directly associated with the acquisition, development, construction, or design of the central site described in Subsection (2)(b)"

Senator Tanner commented. The amendments passed on a voice vote.

The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators

Howell	Muhlestein	C. Peterson

S.B. 44 was transmitted to the House.

* * *

Sub. S.B. 120, ENERGY ASSISTANCE PROGRAM OVERSIGHT, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Muhlestein	C. Peterson

Sub. S.B. 120 was transmitted to the House.

* * *

S.B. 123, APPROPRIATION FOR ASSISTIVE TECHNOLOGY DEVICES AND SERVICES, was read the third time, explained by Senator Tanner, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Muhlestein	C. Peterson

S.B. 123 was transmitted to the House.

* * *

S.B. 128, MUNICIPAL ENERGY SALES AND USE TAX EXEMPTION, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Muhlestein	Waddoups

S.B. 128 was transmitted to the House.

* * *

On motion of Senator C. Peterson, Ambassador Ahmed Maher El Sayed from Egypt spoke in Committee of the Whole. Senator Nielson commented.

* * *

S.B. 33, TASK FORCE REVIEWING FEDERAL FUNDING, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Howell	Muhlestein	C. Peterson
Poulton			

S.B. 33 was transmitted to the House.

* * *

S.B. 130, COUNTY REGULATION OF WILDLIFE REHABILITATION, was read the third time and explained by Senator Evans. Senator McAllister commented. Senator Wharton declared a conflict of interest. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Howell	Muhlestein	C. Peterson
Poulton			

S.B. 130 was transmitted to the House.

* * *

S.B. 133, OPTIONAL FORMS OF COUNTY GOVERNMENT, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Howell	Muhlestein	C. Peterson
Poulton			

S.B. 133 was transmitted to the House.

* * *

Sub. S.B. 138, RETIREMENT - USE OF SICK LEAVE, was read the third time and explained by Senator Buhler. Senators Beattie, Hull, M. Peterson, and Evans commented. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Muhlestein

Sub. S.B. 138 was transmitted to the House.

* * *

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 1998

The House passed, **S.B. 16**, TRANSFER OF AGRICULTURAL LAND WITHIN CITY, by Senator R. Muhlestein, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 16 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 10, 1998

The House passed, as amended, **H.B. 33**, COMMUNITY RESPONSIVENESS REQUIREMENTS OF UTAH DEPARTMENT OF TRANSPORTATION, by Representative R. Becker, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 61**, FUNDING FOR SENIOR CITIZEN CENTERS, by Representative P. Larson, and it is transmitted for consideration; and

The House passed **H.B. 158**, VOTER REGISTRATION AMENDMENTS, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 182**, CLASS SIZE REDUCTION, by Representative L. Frandsen, et al, and it is transmitted for consideration; and

The House passed **H.B. 274**, INFORMATION TECHNOLOGY STRUCTURE AMENDMENTS, by Representative B. Evans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 323**, AMENDMENTS RELATED TO LIMITED LIABILITY COMPANIES, by Representative J. Valentine, and it is transmitted for consideration; and

The House passed, as amended, **H.C.R. 6**, NUCLEAR WASTE STORAGE OPPOSITION RESOLUTION, by Representative R. Becker, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 33, H.B. 61, H.B. 158, H.B. 182, H.B. 274, H.B. 323,** and **H.C.R. 6** were read the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 10, 1998

The President, having received the following Senate bills and resolution with their fiscal notes, orders them printed and assigned to the following committees:

Education

S.B. 199	Arts, Technology, and Education Appropriation (C. Peterson)

Health/Environment

S.B. 51	Critical Land Conservation Revolving Loan Fund (L. McAllister)

Human Services

S.B. 153	Assisted Living Facilities (M. Dmitrich)

State & Local Affairs

S.B. 154	Reporting Elected Official Funds (E. Mayne)
S.B. 162	Election Responsibilities (L. Poulton)
S.B. 205	Defining Residential Area for Building Permit Exemptions (A. Myrin)

Transportation & Public Safety

S.B. 69	Matching Funds for Highways (S. Howell)
S.R. 5	Resolution Urging Study of Regional Commuter System (R. Montgomery); and

The President, having received the following House bills, assigns them to the following committees:

Education

1st Sub. H.B. 21	Selective Service Filing Prerequisite to Receiving Postsecondary Financial Aid (B. Holladay)
H.B. 30	Public School Hazardous Bus Routes Appropriation (W. Harper)
H.B. 82	Annual Salary Adjustment for Deaf and Blind Schools Employees (D. Gladwell)

Energy, Natural Resources & Agriculture
H.B. 296 Mining Reclamation Amendments and Appropriation (J. Gowans)
Health/Environment
H.B. 84 Inspection of Vital Records (D. Zolman)
H.B. 207 Environmental Crimes Amendments (B. Wright)
Judiciary
1st Sub. H.B. 206 Eco-Terrorism Prohibition and Penalties (D. Iverson)
State & Local Affairs
H.B. 94 Longevity Amendments for State Employees (D. Bowman)
H.B. 193 Election Law - Substantive Revisions (L. Nelson)
Transportation & Public Safety
H.B. 63 Regulation of Motorized Scooters (L. Nelson)
H.B. 237 Growth Impact Highway Amendments (T. Hatch)

Lane Beattie, Senate President

Reports filed.

CONSENT CALENDAR

On motion of Senator Poulton, the circle was removed from **H.B. 23**, COUNTY IMPROVEMENT DISTRICT CONSTRUCTION CONTRACTS, and it was before the Senate. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Hillyard	Howell	Mayne	Muhlestein
C. Peterson			

H.B. 23 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

On motion of Senator Holmgren, the circle was removed from **Sub. S.B. 24**, SNOWMOBILE SPECIAL LICENSE PLATES, and it was before the Senate. Senator Holmgren explained the bill. Senator Mansell commented. On motion of Senator Nielson, the bill was circled.

* * *

On motion of Senator Nielson, the Senate voted to move **S.B. 134** and **S.B. 215** to the top of Second Reading Calendar.

SECOND READING CALENDAR

S.B. 134, SOIL CONSERVATION SPECIAL LICENSE PLATE, was read the second time. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 16; Nays, 8; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Hull
Mayne	Montgomery	Myrin	Nielson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Waddoups	Beattie

Voting in the negative were: Senators

Buhler	Hillyard	Jones	Mansell
McAllister	Steiner	Taylor	Wharton

Absent or not voting were: Senators

Blackham	Howell	Mantes	Muhlestein
C. Peterson			

* * *

S.B. 215, LICENSE PLATES FOR CHILDREN'S ISSUES, was read the second time. Senator Suazo explained the bill. Senators M. Peterson, Buhler, Steele, and Beattie commented. The bill passed on the following roll call:

Yeas, 18; Nays, 7; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Mayne	Montgomery	Myrin

Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Beattie		

Voting in the negative were: Senators

Hillyard	Jones	Mansell	Mantes
McAllister	Taylor	Wharton	

Absent or not voting were: Senators

Blackham	Howell	Muhlestein	C. Peterson

THIRD READING CALENDAR

On motion of Senator Holmgren, the circle was removed from **Sub. S.B. 24,** SNOWMOBILE SPECIAL LICENSE PLATES, and it was before the Senate. Senator Holmgren explained the bill. Senators Hillyard, and Mansell commented. The bill failed to pass on the following roll call:

Yeas, 9; Nays, 16; Absent, 4.

Voting in the affirmative were: Senators

Evans	Hull	Mayne	Montgomery
Myrin	Poulton	Steele	Suazo
Waddoups			

Voting in the negative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Jones	Mansell	Mantes	McAllister
Nielson	C. Peterson	M. Peterson	Stephenson
Tanner	Taylor	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Howell	Muhlestein	Steiner

Sub. S.B. 24 was filed. On motion of Senator Holmgren, **Sub. S.B. 24** will be held by the Secretary of the Senate for 24 hours.

* * *

On motion of Senator Montgomery, the circle was removed from **Sub. S.B. 97,** LICENSE PLATES - SNOWBOARD UTAH, and it was before the Senate. Senator Montgomery explained the bill. Senators C. Peterson and Wharton commented.

Senator Steele moved the following amendments:

1. Page 6, Line 11:
After "1999," insert "based upon an origination fee of $9,000" and after "division" delete "may" and insert "shall"

Senators Suazo and Tanner commented. The amendment failed to pass on a voice vote.

The bill failed to pass on the following roll call:

Yeas, 9; Nays, 16; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Evans	Holmgren	Hull
Mayne	Montgomery	Myrin	Suazo
Waddoups			

Voting in the negative were: Senators

Dmitrich	Hillyard	Jones	Mansell
Mantes	McAllister	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Tanner	Taylor	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Howell	Muhlestein	Stephenson

Sub. S.B. 97 was filed.

* * *

On motion of Senator Poulton, the circle was removed from **4th Sub. S.B. 76,** INSURANCE LAW CHANGES, and it was before the Senate.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 13:
Delete line 13

2. Page 1, Line 14:
Delete "HEALTH COVERAGE;"

3. Page 2, Line 11:
Delete line 11

4. Page 21, Line 3:
Delete "upon finalization of adoption"

5. Page 21, Line 4:
Delete "and the adoption is finalized within one year of the child's birth"

6. Page 21, Lines 24:
After line 24 insert "(b) An insurer that has paid the benefit under Subsection (1)(a) may seek reimbursement of the benefit if:
(i) the post-placement evaluation disapproves the adoption placement; and
(ii) a court rules the adoption may not be finalized because of an act or omission of an adoptive parent or parents that affects the child's health or safety."

7. Page 21, Line 25:
Delete "(b)" and insert "(c)"

8. Page 21, Line 31:
Delete "(c)" and insert "(d)"

9. Page 34, Line 23:
After "(2)(a)" bracket "If" and insert "Notwithstanding Subsection (1)(b)(viii), if"

10. Page 34, Line 26:
Delete "Subsection (1)(b)" and insert "Subsections (1)(b)(i) through (vii),"

11. Page 36, Lines 27-31:
Delete lines 27-31

12. Page 37, Lines 1-3:
Delete lines 1-3

Renumber remaining sections accordingly

Senator Poulton explained the bill. Senators Beattie and Taylor commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell

Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Muhlestein

4th Sub. S.B. 76 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Evans, the circle was removed from **S.B. 90**, ASSAULTING A PEACE OFFICER, and it was before the Senate.

On motion of Senator Evans, the following substitute bill replaced the original bill.

ASSAULTING A PEACE OFFICER

Sub. S.B. 90 *R. Mont Evans*

AN ACT RELATING TO THE CRIMINAL CODE; CREATING MANDATORY TERMS OF CONFINEMENT FOR ASSAULTING A PEACE OFFICER AND PROVIDING FOR SUSPENSION OR EXECUTION OF THE SENTENCE; REPEALING SIMILAR PROVISION IN ANOTHER SECTION OF CODE.

Senator Evans explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	M. Peterson
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Howell	Muhlestein	C. Peterson	Poulton
Steele	Wharton		

* * *

S.B. 139, PUBLIC SAFETY RETIREMENT COST OF LIVING ADJUSTMENT, was read the second time. Senator Mansell explained the bill. Senators Myrin, Hillyard, Montgomery, and Blackham commented. Senator Evans declared a conflict of interest. The bill failed to pass on the following roll call:

Yeas, 13; Nays, 12; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hull
Jones	Mansell	Mayne	M. Peterson
Steiner	Suazo	Tanner	Waddoups
Wharton			

Voting in the negative were: Senators

Blackham	Hillyard	Holmgren	Mantes
McAllister	Montgomery	Myrin	Nielson
C. Peterson	Steele	Taylor	Beattie

Absent or not voting were: Senators

Howell	Muhlestein	Poulton	Stephenson

S.B. 139 was filed.

* * *

S.B. 42, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, was read the second time. Senator Mansell explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators
Howell Jones Muhlestein

* * *

On motion of Senator Evans, the circle was removed from **Sub. S.B. 28,** MASSAGE PRACTICE ACT AMENDMENTS, and it was before the Senate. Senator Evans explained the bill. Senator Tanner commented.

On motion of Senator Buhler, the bill was amended as follows:

1. Page 3, Line 14:
   Delete the comma after "activities" and insert "and modality"

2. Page 3, Line 14:
   After "techniques" delete ", and modalities"

Senators Montgomery, Steele, and Hillyard commented. The bill passed on the following roll call:

Yeas, 18; Nays, 8; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Myrin	M. Peterson
Steiner	Stephenson	Suazo	Tanner
Taylor	Wharton		

Voting in the negative were: Senators

Blackham	Hillyard	Nielson	C. Peterson
Poulton	Steele	Waddoups	Beattie

Absent or not voting were: Senators

Howell	Mantes	Muhlestein

* * *

S.B. 137, DISASTER SERVICE VOLUNTEER LEAVE ACT, was read the second time. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Mantes	Muhlestein	Stephenson

* * *

S.B. 140, EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS, was read the second time. Senator Waddoups explained the bill. Senators Hillyard and Jones commented.

Senator Waddoups moved the following amendments:

1. Page 1, Line 19:
   After "restriction" delete the comma and insert "except as provided by Section 53-5-710: (a)" and after "for" reinstate "two" and delete "five" and after "years" insert "; or (b) for five years for permits issued or renewed on or after May 1, 1998"

Senators Dmitrich and Suazo commented. The amendment passed on a standing vote.

Senator Dmitrich declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Howell Muhlestein

* * *

On motion of Senator C. Peterson and at 4:00 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 11, 1998.

TWENTY-FOURTH DAY

The Senate was called to order at 10:10 a.m., with President R. Lane Beattie presiding.

Roll Call– All Senators present.

Prayer – Jody Gardner, Stake Relief Society President, Little Cottonwood LDS Stake.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 11, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twenty-third day and find it correct with minor amendments noted on the final copy.

Nathan Tanner
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 1998

The Speaker of the House has appointed a Conference Committee consisting of Rep. A. Bradshaw, Rep. M. Stephens, and Rep. S. Barth to meet with a like committee from the Senate to consider or amend **H.B. 57**, ACUPUNCTURE PRACTICE AMENDMENTS, by Representative A. Bradshaw.

Carole E. Peterson, Chief Clerk

Communication filed.

* * *

Mr. President: February 10, 1998

The House passed, as amended, **H.B. 81**, MOTIONS TO VACATE EX PARTE PROTECTIVE ORDERS, by Representative P. Larson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 99**, SENTENCING CREDIT FOR GOOD BEHAVIOR, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed **H.B. 112**, UNDERGROUND STORAGE TANK ASSURANCE AMENDMENTS, by Representative B. Wright, and it is transmitted for consideration; and

The House passed **H.B. 113**, UNDERGROUND STORAGE TANK PROGRAM AMENDMENTS, by Representative B. Wright, and it is transmitted for consideration; and

The House passed **H.B. 236**, FUNDING FOR CLEANUP OF UDOT DUMPSITE, by Representative D. Zolman, and it is transmitted for consideration; and

The House passed **H.B. 290**, ENGINEER LICENSE AMENDMENTS, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 81, H.B. 99, H.B. 112, H.B. 113, H.B. 236,** and **H.B. 290** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 10, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 141**, HANDGUN PURCHASE REQUIREMENTS, by Senator M. Waddoups, with the following amendments:

1. Page 1, Line 5:
   After "CODE;" insert "MODIFYING DEFINITION AND PROCEDURES REGARDING STATE WARRANT SYSTEM;"

2. Page 1, Line 10:
   After line 10 insert:
   "53-5-209, as last amended by Chapters 17, 82, and 234, Laws of Utah 1993

3. Page 1, Line 13:
   After line 13 insert:
   "Section 1. Section 53-5-209 is amended to read:
   53-5-209. Definition -- Magistrates and court clerks to supply information -- Offenses included on statewide warrant system -- Transportation fee to be included -- Statewide warrant system responsibility -- Quality control -- Training -- Technical support -- Transaction costs.

(1) "Statewide warrant system" means the portion of the state court computer system [~~containing~~] that is accessible by modem from the state mainframe computer and contains:
(a) records of criminal warrant information [~~that is accessed~~]; and (b) after notice and hearing, records of protective orders issued pursuant to:
(i) Title 30, Chapter 6, Cohabitant Abuse Act; or
(ii) Title 77, Chapter 36, Cohabitant Abuse Procedures Act [~~by modem from the state mainframe computer~~].

(2) Every magistrate or clerk of a court responsible for court records in this state shall furnish the division with information pertaining to:

(a) [~~information pertaining to~~] all dispositions of criminal matters, including guilty pleas, convictions, dismissals, acquittals, pleas held in abeyance, or probations granted, within 30 days of the disposition and on forms and in the manner provided by the division; [~~and~~]

(b) [~~information pertaining to~~] the issuance, recall, cancellation, or modification of all warrants of arrest or commitment as described in Rule 6, Utah Rules of Criminal Procedure and Section 78-32-4, within one day of the action and in a manner provided by the division; and

(c) protective orders issued after notice and hearing, pursuant to:
(i) Title 30, Chapter 6, Cohabitant Abuse Act; or
(ii) Title 77, Chapter 36, Cohabitant Abuse Procedures Act.

(3) (a) (i) The division [~~will~~] shall include on the statewide warrant system all warrants issued for felony offenses and class A, B, and C misdemeanor offenses in the state.

(ii) For each offense the division shall indicate whether the magistrate ordered under Section 77-7-5 and Rule 6, Utah Rules of Criminal Procedure, that the accused appear in court.

(b) Infractions [~~will~~] may not be included on the statewide warrant system, including any subsequent failure to appear warrants issued on an infraction.

(4) The division is the agency responsible for the statewide warrant system and shall:

(a) ensure quality control of all warrants of arrest or commitment and protective orders contained in the statewide warrant system by conducting regular validation checks with every clerk of a court responsible for entering [~~warrant~~] the information on the system;

(b) upon the expiration of the protective orders and in the manner prescribed by the division, purge information regarding protective

orders described in Subsection (2)(c) within 30 days of the time after expiration;

[~~(b)~~] (c) establish system procedures and provide training to all criminal justice agencies having access to [~~warrant~~] information contained on the state warrant system;

[~~(c)~~] (d) provide technical support, program development, and systems maintenance for the operation of the system; and

[~~(d)~~] (e) pay data processing and transaction costs for state, county, and city law enforcement agencies and criminal justice agencies having access to [~~warrant~~] information contained on the state warrant system.

(5) (a) Any data processing or transaction costs not funded by legislative appropriation shall be paid on a pro rata basis by all agencies using the system during the fiscal year.

(b) This subsection supersedes any conflicting provision in Subsection (4)[~~(d)~~](e).

Renumber remaining sections accordingly; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 18**, COMPUTERS FOR HIGHWAY PATROL, by Representative G. Adair.

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 141** and **H.B. 18** were placed on Second Reading Calendar.

* * *

Mr. President: February 10, 1998

The Energy, Natural Resources, and Agriculture Committee recommends **H.B. 45**, WILDLIFE LICENSE FEES, by Representative M. Styler, be replaced and favorably recommends **1st Sub. H.B. 45**, WILDLIFE LICENSE FEES; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 74**, AGRICULTURAL PROTECTION AREAS, by Representative E. Anderson; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 281**, PROOF OF APPROPRIATION REQUIREMENTS, by Representative M. Styler.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 45, H.B. 74,** and **H.B. 281** were placed on Second Reading Calendar.

* * *

Mr. President: February 10, 1998

The Revenue and Taxation Committee recommends **S.B. 31,** SALES TAX ON FOOD AMENDMENTS, by Senator S. Howell, et al, be replaced and favorably recommends **1st Sub. S.B. 31,** SALES TAX ON FOOD AMENDMENTS; and

The Revenue and Taxation Committee recommends **S.B. 80,** RECODIFICATION OF SPECIAL DISTRICTS, by Senator R. Evans, be replaced and favorably recommends **1st Sub. S.B. 80,** RECODIFICATION OF SPECIAL DISTRICTS; and

The Revenue and Taxation Committee recommends **S.B. 151,** PROPERTY TAX EXEMPTION FOR VETERANS, by Senator C. Peterson, be replaced and favorably recommends **2nd Sub. S.B. 151,** PROPERTY TAX EXEMPTION FOR DISABLED VETERANS.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 31, Sub. S.B. 80,** and **2nd Sub. S.B. 151** were placed on Second Reading Calendar.

* * *

Mr. President: February 10, 1998

The Judiciary Committee reports a favorable recommendation on **S.B. 65,** EXPUNGEMENT OF CRIMINAL RECORD AMENDMENTS, by Senator P. Suazo; and

The Judiciary Committee reports a favorable recommendation on **S.B. 68,** JUDICIARY AMENDMENTS, by Senator L. Hillyard; and

The Judiciary Committee reports a favorable recommendation on **H.B. 72,** UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, by Representative G. Curtis; and

The Judiciary Committee reports a favorable recommendation on **H.B. 249,** CLARIFICATION ON PROBATION LIMITATIONS, by Representative G. Curtis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 65, S.B. 68,** and **H.B. 72** were placed on Second Reading Calendar.

H.B. 249 was read the second time and placed on Consent Calendar.

NOTIFICATION OF BILL RETURNED TO THE SECRETARY OF THE SENATE

Mr. President: February 10, 1998

The Judiciary Committee has returned **S.B. 126,** PROVISION FOR JUVENILE JUDGE, by Senator M. Dmitrich, to the Secretary of the Senate.

Craig L. Taylor, Chair

S.B. 126 was returned to the Secretary of the Senate.

* * *

On motion of Senator Blackham, **S.B. 205** was lifted from the State and Local Affairs Standing Committee and referred to the Energy and Natural Resources Standing Committee.

CONSENT CALENDAR

H.B. 49, EMERGENCY SERVICES AMENDMENTS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Mantes	Stephenson

H.B. 49 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 252, WATER QUALITY ACT AMENDMENTS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mantes

H.B. 252 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 43, GOVERNMENTAL IMMUNITY - NOTICE OF CLAIM, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mantes

S.B. 43 was transmitted to the House.

THIRD READING CALENDAR

S.B. 134, SOIL CONSERVATION SPECIAL LICENSE PLATE, was read the third time.

On motion of Senator Myrin, the bill was amended as follows:

1. Page 6, Line 16:
   After "(a)" insert "(i)"

2. Page 6, Line 17:
   After "plates" insert "if soil conservation districts provide a one-time contribution of at least $9,000 to the division to cover startup materials and programming costs" and after line 17 insert:
   "(ii) The contribution described in Subsection (14)(a)(i) may be from private funds available to soil conservation districts."

Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Jones	Mayne	Montgomery
Muhlestein	Myrin	Nielson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie			

Voting in the negative were: Senators

Hillyard	Howell	Mansell	McAllister
C. Peterson	M. Peterson	Steiner	Tanner
Taylor	Wharton		

Absent or not voting were: Senators

Blackham	Mantes

S.B. 134 was transmitted to the House.

* * *

S.B. 215, LICENSE PLATES FOR CHILDREN'S ISSUES, was read the third time, explained by Senator Suazo, and failed to pass on the following roll call:

Yeas, 13; Nays, 12; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mayne	Montgomery
Muhlestein	Myrin	Poulton	Stephenson
Suazo			

Voting in the negative were: Senators

Jones	Mansell	McAllister	Nielson
C. Peterson	M. Peterson	Steele	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	Steiner

S.B. 215 was filed

* * *

Sub. S.B. 90, ASSAULTING A PEACE OFFICER, was read the third time, explained by Senator Evans, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Hillyard	Mantes

Sub. S.B. 90 was transmitted to the House.

* * *

S.B. 42, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, was read the third time. On motion of Senator Mansell, the bill was circled.

* * *

Sub. S.B. 28, MASSAGE PRACTICE ACT AMENDMENTS, was read the third time. On motion of Senator Evans, the bill was circled.

* * *

S.B. 137, DISASTER SERVICE VOLUNTEER LEAVE ACT, was read the third time. On motion of Senator C. Peterson, the bill was circled.

* * *

S.B. 140, EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS, was read the third time. On motion of Senator Waddoups, the bill was circled.

SECOND READING CALENDAR

H.B. 8, STATE TREASURER AMENDMENTS, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mayne	Steiner

THIRD READING CALENDAR

On motion of Senator Evans, the circle was removed from **Sub. S.B. 28**, MASSAGE PRACTICE ACT AMENDMENTS, and it was before the Senate.

On motion of Senator Evans, the bill was amended as follows:

1. Page 6, Line 6 (goldenrod 2-10-98):
   Delete "and"
2. Page 6, Line 6b (goldenrod 2-10-98):
   Delete the period and insert:
   "; and
   (l) persons performing gratuitous massage."

Senator Evans explained the bill. On motion of Senator Evans, the bill was circled.

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 137**, DISASTER SERVICE VOLUNTEER LEAVE ACT, and it was before the Senate. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mayne

S.B. 137 was transmitted to the House.

SECOND READING CALENDAR

H.B. 196, RETIREMENT OFFICE AMENDMENTS, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Dmitrich Mayne

THIRD READING CALENDAR

On motion of Senator Mansell, the circle was removed from **S.B. 42**, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, and it was before the Senate. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 42 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Dmitrich, the circle was removed from **H.B. 217**, EDGE OF THE CEDARS STATE PARK ACCESS ROAD, and it was before the Senate. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Montgomery	Tanner

* * *

On motion of Senator Howell, the circle was removed from **H.B. 60**, COMPENSATION FOR PUBLIC SAFETY DISPATCHERS, and it was before the Senate. Senator Howell explained the bill. Senators C. Peterson and Hull commented. Senator Hull declared a conflict of interest. The bill passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull

Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Voting in the negative was: Senator
Beattie

On motion of Senator McAllister **H.B. 60** was placed on Third Reading Table due to fiscal impact.

* * *

H.J.R. 6, RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS, was read the second time. On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Howell, the circle was removed from **H.J.R. 9**, RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS, and it was before the Senate. Senator Howell explained the bill. Senator Jones commented. The bill passed on the following roll call:

Yeas, 22; Nays, 3; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Myrin	Nielson	C. Peterson	Poulton
Steiner	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Muhlestein	Stephenson	Taylor

Absent or not voting were: Senators

Buhler	Mayne	M. Peterson	Steele

* * *

On motion of Senator Blackham, the circle was removed from **H.J.R. 6**, RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS, and it was

before the Senate. Senator Blackham explained the bill. Senator Steiner commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mayne Poulton

On motion of Senator McAllister, **H.J.R. 6** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Holmgren, the Senate voted to lift **Sub. S.B. 24** to the top of the Third Reading Calendar.

RECONSIDERATION OF SUB. S.B. 24

Sub. S.B. 24, SNOWMOBILE SPECIAL LICENSE PLATES, was before the Senate upon its reconsideration.

Senator Holmgren moved the following amendments:

1. Page 6, Line 18:
   After "(a)" insert "(i)"

2. Page 6, Line 19:
   After "plates" insert "if the Division of Parks and Recreation provides a one-time contribution of at least $9,000 to the division to cover startup materials and programming costs" and after line 19 insert:
   "(ii) The contribution described in Subsection (14)(a)(i) shall be from private funds not normally available to the Division of Parks and Recreation."

Senators Tanner and Holmgren commented. The amendment passed on a voice vote.

The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Steele	Stephenson	Suazo	Waddoups
Wharton			

Voting in the negative were: Senators

Blackham	Hillyard	Jones	Mantes
McAllister	M. Peterson	Steiner	Tanner
Taylor	Beattie		

Absent or not voting were: Senators

Mansell	Poulton

Sub. S.B. 24 was transmitted to the House.

SECOND READING CALENDAR

H.B. 253, VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS, was read the second time. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Mansell	C. Peterson	Poulton

• • •

On motion of Senator Taylor, the circle was removed from **H.B. 10,** DRIVING UNDER THE INFLUENCE - CONDITIONAL LICENSING, and it

was before the Senate. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Jones
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Holmgren	Mansell	Mayne	C. Peterson

On motion of Senator McAllister, **H.B. 10** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 176, EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION, was read the second time. Senator Tanner explained the bill. Senators Montgomery and C. Peterson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Wharton	Beattie

Absent or not voting were: Senators

Hillyard	Mansell	Mantes	Poulton
Waddoups			

* * *

H.B. 47, APPROPRIATION FOR ENGLISH AS SECOND LANGUAGE ADULT EDUCATION CLASSES, was read the second time. Senator Muhlestein

explained the bill. Senators Suazo and Jones commented. Senator Jones declared a conflict of interest. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Holmgren	Howell
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators

Dmitrich	Evans	Hillyard	Hull
Mansell	Myrin	Waddoups	

On motion of Senator McAllister, **H.B. 47** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator McAllister, **H.B. 10** was lifted from Third Reading Table and placed at the bottom of Third Reading Calendar.

* * *

On motion of Senator Blackham, **S.B. 153** was lifted from the Human Services Standing Committee and referred to the Health and Environment Standing Committee.

* * *

On motion of Senator C. Peterson and at 11:50 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 12, 1998.

TWENTY-FIFTH DAY

MORNING SESSION

The Senate was called to order at 10:15 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Mark Eubank, Meteorologist for KSL Television.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 12, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twenty-fourth day and find it correct with minor amendments noted on the final copy.

Nathan Tanner
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 11, 1998

The House passed, **S.B. 5**, JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES, by Senator N. Tanner, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 6**, ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 8**, REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 27**, PHYSICIAN ASSISTANT PRACTICE ACT, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 73**, BEER INDUSTRY DISTRIBUTION ACT, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 79**, ELECTION LAW - TECHNICAL AMENDMENTS, by Senator R. Muhlestein, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 82**, MASTER DEEDS OF TRUST OR MORTGAGES, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 85**, REAUTHORIZATION OF ADMINISTRATIVE RULES, by Senator H. Stephenson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 87**, ATTEMPTED PURCHASE OF TOBACCO BY CHILDREN, by Senator H. Stephenson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 96**, SAFE DRINKING WATER ACT AMENDMENTS, by Senator J. Holmgren, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 1**, FUNDING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION, by Senator P. Suazo, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 5, S.B. 6, S.B. 8, S.B. 27, S.B. 73, Sub. S.B. 79, S.B. 82, S.B. 85, S.B. 87, S.B. 96, and **S.C.R. 1** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 11, 1998

The House passed, as substituted, **1st Sub. H.B. 90**, MAIL BOX DAMAGE AND MAIL THEFT, by Representative B. Goodfellow, and it is transmitted for consideration; and

The House passed **H.B. 119**, PROVISIONS FOR HEALTH CARE PROVIDERS, by Representative J. Buffmire, and it is transmitted for consideration; and

The House passed **H.B. 286**, GUN EDUCATION FOR ELEMENTARY SCHOOLS, by Representative B. Holladay, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 307**, REGULATION OF IMPOUNDED VEHICLES, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed **H.B. 309**, CONTROLLED SUBSTANCES ACT AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 344**, DUI PROBATION OR PAROLE, by Representative K. Bryson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 90, H.B. 119, H.B. 286, H.B. 307, H.B. 309**, and **H.B. 344** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 11, 1998

The House passed, as amended, **S.B. 86**, ADMINISTRATIVE RULES AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Stephenson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Howell	Mantes	Tanner	Taylor
Wharton			

S.B. 86 was returned to the House.

* * *

Mr. President: February 11, 1998

The House passed, as amended, **S.B. 94**, AMENDMENTS TO SPECIAL DISTRICTS, by Senator R. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Mantes	McAllister	Steiner

S.B. 94 was returned to the House.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 11, 1998

The President, having received the following Senate bills and resolution with their fiscal notes, orders them printed and assigned to the following committees:

Education

S.B. 158	Donation of Buildings to Universities (H. Stephenson)
S.B. 204	Appropriation for Festival of the American West (J. Holmgren)
S.C.R. 6	Volunteers in Higher Education Resolution (D. Steele)

Energy, Natural Resources & Agriculture

S.B. 56	Bow Hunter Certification (M. Peterson)
S.B. 169	Coal Mining Amendments (M. Dmitrich)

Revenue & Taxation

S.B. 155	Income Tax - Education Tax Credit (H. Stephenson)

S.B. 156	Sales Tax for Arts and Recreation (D. Buhler)
S.B. 165	Property Taxes - Abatement for Indigent Persons (L. Hillyard)
S.B. 209	Tax Expenditures for Zoological Facilities (L. Poulton)
State & Local Affairs	
S.B. 182	Restriction on State and Local Governments Collecting Monies for Groups (H. Stephenson); and

The President, having received the following House bills and resolution, assigns them to the following committees:

Education	
H.B. 182	Class Size Reduction in Grades 7-8 (L. Frandsen)
H.B. 292	Utah National Guard Tuition Assistance (B. Johnson)
Energy, Natural Resources & Agriculture	
1st Sub. H.B. 194	Amendments to County Improvement Districts for Water Services (B. Allen)
H.B. 302	Conveyance of Water Rights (M. Styler)
Health/Environment	
H.B. 283	Ice Cream and Milk Dispenser Requirements (G. Davis)
H.C.R. 6	Nuclear Waste Storage Opposition Resolution (R. Becker)
Human Services	
1st Sub. H.B. 173	Counseling and Support of Adoptive Families and Children (N. Stephens)
Judiciary	
H.B. 243	Recognition of Non-Court Ordered Guardianships (S. Allen)
Revenue & Taxation	
H.B. 177	Collection of Uniform Motor Vehicle Fees Amendment (D. Bush)
State & Local Affairs	
H.B. 275	Annexation of Agriculture Protection Areas (D. Ure)

Lane Beattie, Senate President

Reports filed.

STANDING COMMITTEE REPORTS

Mr. President: February 11, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 144**, CHANGES REGARDING EXISTING HAZARDOUS WASTE FACILITIES, by Senator L. Blackham, with the following amendments:

1. Page 1, Line 9:
After "FACILITIES" and before "." insert "; AND INCREASING THE DISPOSAL FEE FOR RADIOACTIVE WASTE"

2. Page 1, Line 12:
After Line 12 insert:
"19-3-106, as last amended by Chapter 324, Laws of Utah 1995"

3. Page 2, Line 22:
Delete "a hazardous waste facility" and insert "any existing hazardous waste land disposal facility"

4. Page 3, Line 5:
After Line 5 insert:
"Section 2. Section 19-3-106 is amended to read:
19-3-106 Fee for commercial radioactive waste disposal or treatment.
(1) An owner or operator of any commercial radioactive waste treatment or disposal facility that primarily receives waste generated by off-site sources not owned, controlled, or operated by the facility or site owner or operator that is subject to the requirements of this chapter shall collect from the generator of the waste:
(a) on and after July 1, 1992, through June 30, 1993, a fee of $2.00 per ton or fraction of a ton on all radioactive waste received at the facility or site for disposal or treatment;
(b) on and after July 1, 1993, through June 30, 1994, a fee of $2.25 per ton or fraction of a ton on all radioactive waste received at the facility or site for disposal or treatment; [~~and~~]
(c) on and after July 1, 1994, a fee of $2.50 per ton or fraction of a ton on all radioactive waste received at the facility or site for disposal or treatment; and
(d) on and after July 1, 1998, a fee of $7.50 per ton or fraction of a ton on all radioactive waste received at the facility or site for disposal or treatment.
(2) (a) The owner or operator shall pay the fees imposed under this section to the department on or before the 15th day of the month following the month in which the fee accrued.
(b) The department shall deposit all fees received under this section into the restricted account created in Section 19-1-108.
(c) The owner or operator shall submit to the department with the payment of the fee under this subsection a completed form as prescribed by the department that provides information the department requires to verify the amount of waste received and the fee amount for which the owner or operator is liable.

(3) The Legislature shall appropriate to the department funds to cover the cost of radioactive waste disposal supervision."

5. Page 3, Line 6:
After "Section" delete "2." and insert "3."

6. Page 5, Line 2:
After "at" delete "a" and insert "any existing"

Steven Poulton, Chair

On motion of Senator Holmgren, the committee report was adopted. **S.B. 144** was placed on Second Reading Calendar.

* * *

Mr. President: February 11, 1998

The Health and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 86**, HEALTH INSURANCE - PRIMARY CARE PROVIDER, by Representative J. Buffmire.

Robert Montgomery
Acting Committee Chair

On motion of Senator Holmgren, the committee report was adopted. **Sub. H.B. 86** was placed on Second Reading Calendar.

* * *

Mr. President: February 11, 1998

The Education Committee reports a favorable recommendation on **H.B. 245**, UTAH BOTANICAL CENTER APPROPRIATION, by Representative M. Dillree; and

The Education Committee reports a favorable recommendation on **H.B. 294**, APPROPRIATION FOR ROY MUSEUM, by Representative G. Adair, with the following amendments:

1. Page 1, Line 5:
After "APPROPRIATING" delete "$150,000" and insert "$85,000"

2. Page 1, Line 12:
After "appropriated" delete "$150,000" and insert "$85,000"; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 241**, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAMS, by

Representative K. Johnson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 245** and **H.B. 294**, as amended, were placed on Second Reading Calendar.

Sub. H.B. 241 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 1, 1998

The Human Services Committee reports a favorable recommendation on **S.B. 145**, CHILD SUPPORT AMENDMENTS, by Senator N. Tanner; and

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 100**, UTAH SUMMER GAMES APPROPRIATION, by Representative D. Bowman; and

The Human Services Committee reports a favorable recommendation on **H.B. 251**, DISABILITY CENTER TRUST FUND AMENDMENTS, by Representative G. Davis; and

The Human Services Committee reports a favorable recommendation on **H.B. 264**, ADOPTION ACT AMENDMENTS, by Representative R. Killpack; and

The Human Services Committee reports a favorable recommendation on **H.B. 267**, SEX ABUSE OF A CHILD, by Representative J. Murray, with the following amendments:

1. Page 2, Line 23:
   Delete line 23 and insert "grandparent, aunt, uncle, or adult cohabitant of a parent;"

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 145, Sub. H.B. 100, H.B. 251, H.B. 264**, and **H.B. 267** were placed on Second Reading Calendar.

REVISED COMMITTEE REPORT

Mr. President: February 1, 1998

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 59**, ADOPTION AMENDMENTS, by Representative N. Stephens,

with the following amendments:
The purpose of the following committee amendments is to remove all amendments to First Substitute H.B. 59 made in the House and shown on the February 4, 1998 lilac.

1. Page 2, line 15 (Lilac 02/04/98):
Reinstate "12", and delete "18"

2. Page 2, line 20 (Lilac 02/04/98):
Reinstate "12", and delete "18"

3. Page 3, line 1 (Lilac 02/04/98):
Reinstate "and with the Division of Child and Family Services within the Department"

4. Page 3, line 2 (Lilac 02/04/98):
Reinstate "of Human Services"

5. Page 3, lines 3-4 (Lilac 02/04/98):
Reinstate "(b) The department shall assess the quality and competence of preplacement adoptive [~~studies conducted~~] evaluations."

6. Page 3, line 5 (Lilac 02/04/98):
Reinstate "Subsection (b)" and delete "SUBSECTIONS (b) AND (c)"

7. Page 3, lines 17a-17c (Lilac 02/04/98):
Delete lines 17a-17c

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee report was adopted. **Sub. H.B. 59** was placed on Second Reading Calendar.

* * *

Mr. President: February 10, 1998

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 214**, APPROPRIATION FOR UTAH STATE FAIRPARK, by Senator P. Suazo; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 91**, REGULATION OF SIGNS IN COMMUNITIES, by Representative B. Johnson; and

The State and Local Affairs Committee recommends **H.B. 219**, NOTICE OF RIGHTS TO REMOVE MECHANICS LIEN, by Representative M. Dillree, be

replaced and favorably recommends **2nd Sub. H.B. 219**, RESIDENCE LIEN RECOVERY FUND AMENDMENTS. Under suspension of the rules, the committee recommends the bill be considered read for the first time; and

The State and Local Affairs Committee reports a favorable recommendation on **H.J.R. 8**, LEGISLATIVE ELIGIBILITY RESOLUTION, by Representative P. Arent.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 214, H.B. 91, 2nd Sub. H.B. 219**, and **H.J.R. 8** were placed on Second Reading Calendar.

REVISED COMMITTEE REPORT

Mr. President: February 11, 1998

The State and Local Affairs Committee reports a favorable recommendation on **1st Substitute H.B. 227**, SPECIAL DISTRICT ELECTIONS, by Representative J. Swallow, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 8, Line 9:
   After the first "jurisdiction" delete ", or if no newspaper is published within the board's jurisdiction," insert "and"
2. Page 9, Line 6:
   After "county" delete "; or" insert "and"
3. Page 9, Line 7:
   Delete line 7
   Renumber Section

R. Mont Evans, Chair

On motion of Senator Evans, the committee report was adopted. **Sub. H.B. 227** was placed on Second Reading Calendar.

REVISED COMMITTEE REPORT

Mr. President: February 12, 1998

The State and Local Affairs Committee reports a favorable recommendation on **1st Sub. H.B. 276**, CONSERVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION, by Representative B. Johnson.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee report was adopted. **Sub. H.B. 276** was placed on Second Reading Calendar.

CONFERENCE COMMITTEE REPORT

Mr. President: February 10, 1998

Your Conference Committee, consisting of Senators Mansell, Montgomery, and Suazo, and Representatives Barth, Bradshaw, and Stephens, to which was referred **H.B. 57**, ACUPUNCTURE PRACTICE AMENDMENTS, by Representative Bradshaw, proposes the following amendment:

1. Adopt the Senate amendments on pages 3 and 4 of the goldenrod copy dated February 5, 1998.

Robert Montgomery
Senate Chair

Afton Bradshaw
House Chair

On motion of Senator Montgomery, the Senate voted to adopt the Conference Committee Report. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Evans	Mantes	Tanner

H.B. 57 was returned to the House

CONSENT CALENDAR

H.B. 19, DUTIES OF WATER COMMISSIONERS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Evans	Mantes	Tanner

H.B. 19 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 261, MUNICIPAL GOVERNMENT CIVIL SERVICE SELECTION PROCEDURES, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Mantes

H.B. 261 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

H.B. 8, STATE TREASURER AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Mantes

H.B. 8 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 196, RETIREMENT OFFICE AMENDMENTS, was read the third time. On motion of Senator Montgomery, the bill was circled.

* * *

H.B. 217, EDGE OF THE CEDARS STATE PARK ACCESS PARK, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Evans	Howell	Mantes

H.B. 217 was signed by the President of the Senate in open session and returned to the House.

* * *

H.J.R. 9, RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS, was read the third time. On motion of Senator Hull, the bill was circled.

* * *

H.B. 253, VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS, was read the third time, explained by Senator Hull, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Mantes

H.B. 253 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 176, EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION, was read the third time, explained by Senator Tanner, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Howell	Mantes	Steiner

H.B. 176 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 10, DRIVING UNDER THE INFLUENCE CONDITIONAL LICENSING, was read the third time. On motion of Senator Taylor, the bill was circled.

* * *

On motion of Senator Hull, the circle was removed from **H.J.R. 9**, RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS, and it was before the Senate. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 4; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Muhlestein	Nielson	Stephenson	Taylor

Absent or not voting were: Senators

Blackham	Howell	Mantes

H.J.R. 9 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

H.B. 191, CORRECTIONAL OFFICER AMENDMENT, was read the second time. Senator Hillyard explained the bill. Senators Mayne, Montgomery, Steiner, Hillyard, Suazo, Hull, Dmitrich, Mayne, Taylor, Evans, and Jones commented. Senator Jones declared a conflict of interest. The bill passed on the following roll call:

Yeas, 16; Nays, 8; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Hillyard	Holmgren	Hull
Montgomery	Muhlestein	Myrin	C. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Voting in the negative were: Senators

Dmitrich	Evans	Howell	Jones
Mayne	Nielson	Suazo	Wharton

Absent or not voting were: Senators

Buhler	Mansell	Mantes	McAllister
M. Peterson			

* * *

H.B. 192, DIVISION OF YOUTH CORRECTIONS SPECIAL FUNCTION OFFICERS, was read the second time. Senator Hillyard explained the bill. Senator Jones declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Mantes

On motion of Senator McAllister, **H.B. 192** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 224, HEALTH CARE ASSISTANT REGISTRATION ACT, was read the second time. Senator Muhlestein explained the bill. Senators Hull, Mayne, and Steele commented.

On motion of Senator Muhlestein, the bill was circled.

* * *

H.B. 34, DINOSAUR DIAMOND PREHISTORIC HIGHWAY DESIGNATION, was read the second time. Senator Myrin explained the bill.

On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 1, Line 18 (lilac 1-29-98):
After "Route 10" insert "to Castle Dale, then north on Route 10"

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Blackham	Howell	Hull	Mantes
Beattie			

* * *

H.B. 68, APPROPRIATION FOR USU PASTURE AND FORAGE INITIATIVE, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Mansell	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Howell	Hull	Jones	Mantes
Mayne	Beattie		

On motion of Senator McAllister, **H.B. 68** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 248, APPROPRIATION FOR SUBMARINE MEMORIAL, was read the second time. Senator Dmitrich explained the bill. Senator Holmgren commented. The bill passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Jones	Mansell	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton			

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators

Hillyard	Howell	Hull	Mantes
Mayne	M. Peterson	Beattie	

On motion of Senator McAllister, **H.B. 248** was placed on Third Reading Table due to fiscal impact.

* * *

H.J.R. 11, REHABILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION, was read the second time. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Dmitrich	Howell	Mantes	Mayne

* * *

H.B. 4, STATEWIDE IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARD, was read the second time. Senator Blackham explained the bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Hull	Jones	Mansell	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Dmitrich	Holmgren	Howell	Mantes
Mayne	Beattie		

On motion of Senator McAllister, **H.B. 4** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Blackham, and at 11:50 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 12, 1998

The House passed, **S.B. 20**, PENALTIES FOR SPEEDING IN CONSTRUCTION ZONES, by Senator D. Buhler, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 88**, ADMINISTRATIVE RULES IMPACT COSTS, by Senator L. Poulton, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 92**, COMMISSION STAFFING AND DUTIES, by Senator L. Beattie, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 99**, MOTOR VEHICLE - CONSUMER PROTECTION AMENDMENTS, by Senator D. Buhler, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 100**, RADAR JAMMING DEVICES, by Senator J. Hull, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 121**, LEGISLATIVE COMMITTEES, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 2**, RESOLUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE/ CONSERVATION AREA, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 20, S.B. 88, S.B. 92, S.B. 99, S.B. 100, S.B. 121, and **S.C.R. 2,** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 12, 1998

The House passed, as substituted, **1st Sub. H.B. 54**, MUNICIPAL AMENDMENTS, by Representative D. Zolman, and it is transmitted for consideration; and

The House passed **H.B. 123**, NOT A DROP AMENDMENTS, by Representative D. Bush, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 208**, UNEMPLOYMENT INSURANCE AMENDMENTS, by Representative J. Alexander, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 54, H.B. 123** and **H.B. 208** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 12, 1998

The House passed, as amended, **S.B. 113**, LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES, by Senator J. Hull, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hull, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Hull	Jones	Mansell	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Hillyard	Howell	Mantes
Mayne	Waddoups		

S.B. 113 was returned to the House.

* * *

Mr. President: February 12, 1998

The House passed, as amended, **S.B. 117**, CRITERIA FOR SOUND WALLS, by Senator P. Suazo, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Suazo, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Wharton	Beattie

Absent or not voting were: Senators

Evans	Hillyard	Howell	C. Peterson
Waddoups			

S.B. 117 was returned to the House.

SECOND READING CALENDAR

H.B. 233, ANTIDISCRIMINATION ADVISORY COUNCIL, was read the second time. Senator Mayne explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Hillyard	Howell

* * *

H.B. 75, PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Jones	Mansell	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	

Voting in the negative were: Senators

Dmitrich	Howell	Hull	Mantes
Mayne	M. Peterson	Suazo	Waddoups
Wharton			

Absent or not voting was: Senator
Beattie

* * *

H.B. 238, TRANSIT DISTRICT AUTHORITY, was read the second time. Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting was: Senator
Beattie

* * *

H.B. 210, AFFORDABLE HOUSING AMENDMENTS, was read the second time. Senator Suazo explained the bill. Senators Dmitrich, Blackham, and Mansell commented. The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton

Voting in the negative were: Senators

Myrin	Taylor	

Absent or not voting were: Senators

Howell	Mantes	Beattie

On motion of Senator McAllister, **H.B. 210** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 229, MEMBERSHIP ON UTAH SPORTS AUTHORITY, was read the second time. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Mantes	Beattie

* * *

On motion of Senator Muhlestein, the circle was removed from **H.B. 224**, HEALTH CARE ASSISTANT REGISTRATION ACT, and it was before the Senate. Senator Muhlestein explained the bill. Senator Mayne commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Dmitrich	Beattie

* * *

H.B. 260, PUBLIC EDUCATION SERVICES APPROPRIATION, was read the second time. On motion of Senator Hull, the bill was circled.

* * *

H.B. 247, REVENUES FOR THE STATE SCHOOL FUND, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Hillyard	Beattie

* * *

On motion of Senator Mantes, the circle was removed from **H.B. 260**, PUBLIC EDUCATION SERVICES APPROPRIATION, and it was before the Senate. Senator Mantes explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton

Voting in the negative was: Senator

Taylor

Absent or not voting were: Senators

Howell	Mayne	Nielson	Beattie

On motion of Senator McAllister, **H.B. 260** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 18, COMPUTERS FOR HIGHWAY PATROL, was read the second time. Senator Hull declared a conflict of interest. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Mayne

On motion of Senator McAllister, **H.B. 18** was placed on Third Reading Table due to fiscal impact.

* * *

Sub. H.B. 45, WILDLIFE LICENSE FEES, was read the second time. Senator Suazo explained the bill. Senator Suazo declared a conflict of interest. Senators Poulton, Waddoups, Jones, Steele, M. Peterson, and Hillyard commented. The bill failed to pass on the following roll call:

Yeas, 13; Nays, 14; Absent, 2.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Howell
Hull	Mantes	McAllister	Montgomery
C. Peterson	M. Peterson	Steele	Suazo
Wharton			

Voting in the negative were: Senators

Buhler	Hillyard	Jones	Mansell
Mayne	Muhlestein	Myrin	Nielson
Poulton	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Steiner

Sub. H.B. 45 was returned to the House for filing.

* * *

H.B. 74, AGRICULTURAL PROTECTION AREAS, was read the second time. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Stephenson

* * *

H.B. 281, PROOF OF APPROPRIATION REQUIREMENTS, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Blackham

* * *

H.B. 72, UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, was read the second time. On motion of Senator C. Peterson, the bill was circled.

* * *

S.B. 136, MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT, was read the second time.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 7:
   After "MUNICIPALITIES" delete "AND COUNTIES"

2. Page 5, Line 24:
   Delete "(i)" and bracket the remainder of line 24

3. Page 5, Line 25:
   Delete "(ii)" and insert "(i)"

4. Page 5, Line 27:
   Delete "(iii)" and insert "(ii)"

5. Page 5, Line 31:
   After "and decide" insert "; (a) appeals from zoning decisions applying the zoning ordinance; and
   (b)"

6. Page 15, Line 3:
   Delete "(i)" and bracket the remainder of line 3

7. Page 15, Line 4:
   Delete "(ii)" and insert "(i)"

8. Page 15, Line 6:
   Delete "(iii)" and insert "(ii)"

9. Page 15, Line 10:
   After "and decide" insert "; (a) appeals from zoning decisions applying the zoning ordinance; and
   (b)"

Senator McAllister explained the bill. Senator Mansell commented. On motion of Senator McAllister, the bill was circled.

* * *

S.B. 13, CREATING A PUBLIC SCHOOL DISTRICT, was read the second time. On motion of Senator M. Peterson, the bill was circled.

* * *

S.B. 147, MINING - SURETY AND RECLAMATION REQUIREMENTS, was read the second time. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Mayne	Suazo	Taylor

* * *

On motion of Senator Buhler, the circle was removed from **S.B. 102,** AMENDMENTS TO INDIVIDUAL INCOME TAX, and it was before the Senate.

On motion of Senator Stephenson, the following substitute bill replaced the original bill.

INCOME TAX DEDUCTIONS AND REVENUES

Sub. S.B. 102 *David L. Buhler*

AN ACT RELATING TO INDIVIDUAL INCOME TAX AND STATE AFFAIRS IN GENERAL; PROVIDING THAT FEDERAL INCOME TAX DEDUCTED FROM FEDERAL TAXABLE INCOME IS BEFORE CERTAIN CREDITS ARE APPLIED; PROHIBITING THE GOVERNOR FROM INCLUDING IN THE BUDGET CERTAIN REVENUE INCREASES RESULTING FROM FEDERAL INCOME TAX LAW CHANGES; AND MAKING TECHNICAL CHANGES.

On motion of Senator Buhler, the bill was circled.

* * *

S.B. 47, RESEARCH TAX CREDIT, was read the second time. Senator Nielson explained the bill.

On motion of Senator Nielson, the bill was amended as follows:

1. Page 1, Line 28:
After "(1)" insert "(a)"

2. Page 2, Line 2:
At the beginning of Line 2, delete "(a)" and insert "(i)"

3. Page 2, Line 4:
At the beginning of Line 4, delete "(b)" and insert "(ii)"

4. Page 2, Line 6:
After Line 6 insert:
"(b) The credits provided for in this section do not include the alternative incremental credit provided for in Section 41(c)(4), Internal Revenue Code."

5. Page 2, Line 16:After "except that" insert ": (i) the base amount does not include the calculation of the alternative incremental credit provided for in Section 41(c)(4), Internal Revenue Code; and
(ii)"

6. Page 4, Line 5:
After "(1)" insert "(a)"

7. Page 4, Line 8:
At the beginning of Line 8, delete "(a)" and insert "(i)"

8. Page 4, Line 10:
At the beginning of Line 8, delete "(b)" and insert "(ii)"

9. Page 4, Line 12:
After Line 12 insert:
"(b) The credits provided for in this section do not include the alternative incremental credit provided for in Section 41(c)(4), Internal Revenue Code."

10. Page 4, Line 22:
After "except that" insert ": (i) the base amount does not include the calculation of the alternative incremental credit provided for in Section 41(c)(4), Internal Revenue Code; and
(ii)"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Mansell	Taylor

* * *

On motion of Senator Myrin, the Senate voted to hold **Sub. H.B. 45** for 24 hours for possible reconsideration.

* * *

S.B. 116, PARENTAL RESPONSIBILITY FOR WRONGFUL CONDUCT OF A CHILD, was read the second time. Senator Suazo explained the bill. Senators Steele and Hillyard commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Mansell	Taylor

* * *

Sub. S.B. 131, AGE OF VICTIM FOR UNLAWFUL SEXUAL INTERCOURSE, was read the second time. Senator McAllister explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Mansell Taylor

* * *

S.J.R. 3, RESOLUTION AMENDING JUDICIAL NOMINATING PROCESS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 21, ANIMAL SHELTER PET STERILIZATION ACT, was read the second time. Senator Steiner explained the bill. Senators Myrin, Hillyard, and Tanner commented. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Myrin

Absent or not voting were: Senators
Mansell Taylor

* * *

S.B. 135, EXPANSION OF CHILDREN'S JUSTICE CENTER PROGRAM, was read the second time. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mansell	Taylor

* * *

S.B. 41, WATER CONSERVANCY DISTRICTS TAXING AUTHORITY, was read the second time. On motion of Senator Buhler, the bill was circled.

* * *

On motion of Senator Buhler, the circle was removed from **Sub. S.B. 102,** AMENDMENTS TO INDIVIDUAL INCOME TAX, and it was before the Senate. Senator Buhler explained the bill. Senators Stephenson, Hillyard, and C. Peterson commented. The bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Jones
Mayne	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steiner
Stephenson	Suazo	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Blackham	Hillyard	Holmgren	Hull
Mantes	McAllister	C. Peterson	Steele
Tanner			

Absent or not voting were: Senators

Howell	Mansell	Taylor

* * *

On motion of Senator Montgomery, the Senate voted to reconsider its action on **H.B. 57.**

CONFERENCE COMMITTEE REPORT

Mr. President: February 10, 1998

Your Conference Committee, consisting of Senators Montgomery, Mansell, and Suazo, and Representatives Bradshaw, Barth, and Stephens, to which was referred **H.B. 57**, ACUPUNCTURE PRACTICE AMENDMENTS, by Representative Bradshaw, proposes the following amendments:

1. Adopt the House amendments on page 2 of the lilac copy dated 1-26-98.

2. Adopt the Senate amendments on pages 1, 3, 4, 5, 6, and 8 of the goldenrod copy dated 2-5-98.

3. Adopt the House amendments on page 5 of the goldenrod copy dated 2-5-98.

Robert F. Montgomery
Senate Chair

Afton B. Bradshaw
House Chair

On motion of Senator Montgomery, the Conference Committee Report was adopted. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Mansell	Poulton	Taylor

H.B. 57 was returned to the House.

* * *

On motion of Senator C. Peterson and at 4:05 p.m., the Senate adjourned until 10:00 a.m., Friday, February 13, 1998.

TWENTY-SIXTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Darrell Nilson, President of the Monument Park LDS Stake.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 13, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twenty-fifth day and find it correct with minor amendments noted on the final copy.

Nathan Tanner
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 12, 1998

The Speaker of the House has signed **S.B. 94**, AMENDMENTS TO SPECIAL DISTRICTS, by Senator R. Evans, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 86**, ADMINISTRATIVE RULES AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 94 and **S.B. 86** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 13, 1998

The House passed, as substituted, **1st Sub. H.B. 32**, DISCLOSURE OF TOBACCO INGREDIENTS, by Representative J. Tanner, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 284**, APPROPRIATION FOR BRIDGERLAND ICE ARENA, by Representative C. Buttars, et al, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 117**, INFORMATION TECHNOLOGY SERVICES STUDY APPROPRIATION, by Representative B. Evans, and it is transmitted for consideration; and

The House passed **H.B. 198**, PUBLIC SAFETY - NONCONTRIBUTORY RETIREMENT SYSTEM OPTION, by Representative S. Koehn, and it is transmitted for consideration; and

The House passed **H.B. 256**, RURAL ENTERPRISE ZONES, by Representative B. Evans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 285**, APPROPRIATION FOR COUNTY LAND USE PLANS, by Representative D. Iverson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 291**, HIGHER EDUCATION TUITION WAIVERS, by Representative J. Hickman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 297**, COUNTY EMPLOYEES RUNNING FOR COUNTY OFFICE, by Representative G. Cox, and it is transmitted for consideration; and

The House passed **H.B. 310**, WRONGFUL APPROPRIATION, by Representative B. Holladay, and it is transmitted for consideration; and

The House passed **H.B. 316**, SUNSET AERONAUTICS COMMITTEE, by Representative B. Allen, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 32, Sub. H.B. 284, Sub. H.B. 117, H.B. 198, H.B. 256, H.B. 285, H.B. 291, H.B. 297, H.B. 310,** and **H.B. 316** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 12, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 63**, DUI - SERIOUS BODILY INJURY, by Senator S. Howell; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 69**, MATCHING FUNDS FOR HIGHWAYS, by Senator S. Howell, with the following amendments:

1. Page 1, Line 5:
   Delete "$30,000,000" and insert "$3,000,000"

2. Page 1, Line 12:
   Delete "$30,000,000" and insert "$3,000,000"

3. Page 1, Line 23:
   After "nonlapsing" insert "until June 30, 2001"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.R. 5**, RESOLUTION URGING STUDY OF REGIONAL COMMUTER SYSTEM, by Senator R. Montgomery; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 63**, REGULATION OF MOTORIZED SCOOTERS, by Representative L. Nelson; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 237**, GROWTH IMPACT HIGHWAY AMENDMENTS, by Representative T. Hatch; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 244**, DUI PENALTIES AMENDMENT, by Representative P. Buckner.

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 63, S.B. 69, S.R. 5, H.B. 63, H.B. 237,** and **H.B. 244** were placed on Second Reading Calendar.

* * *

Mr. President: February 12, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 58**, OIL AND GAS SEVERANCE TAX AMENDMENTS, by Representative B. Evans; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 280**, WORKERS' COMPENSATION INSURANCE AMENDMENTS, by Representative B. Wright, with the following amendments:

1. Page 4, Line 6a (Lilac 2-5-98):
Delete line 6a and insert "(VIII); or"; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 296**, MINING RECLAMATION AMENDMENTS AND APPROPRIATION, by Representative J. Gowans.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 58, H.B. 280**, and **H.B. 296** were placed on Second Reading Calendar.

• • •

Mr. President: February 12, 1998

The Judiciary Committee reports a favorable recommendation on **S.B. 70**, JUDGMENT LIEN ON REAL PROPERTY, by Senator L. Mansell, with the following amendments:

1. Page 1, Line 7:
After "STATEMENT" delete "ATTACHED TO" and insert "INCLUDED WITH"

2. Page 1, Line 26:
After "1997, " insert "and after May 15, 1998" and after "entered" delete "on or after April 27, 1992."

3. Page 2, Line 1:
Before "recorded" insert "abstracted to the civil division of the District Court and"

4. Page 2, Line 24:
After "separate information" delete "sheet" and insert "statement"

5. Page 2, Line 27:
After "separate information" delete "sheet" and insert "statement"; and

The Judiciary Committee reports a favorable recommendation on **H.B. 39**, CRIMINAL INTENT, by Representative J. Arrington; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 206**, ECO-TERRORISM PROHIBITION AND PENALTIES, by Representative D. Iverson, with the following amendments:

1. Page 1, Line 8:
Delete "; AND EXEMPTING ANY CONSPIRACY OR"

2. Page 1, Line 9:
Delete entire line.

3. Page 1, Line 10:
Delete entire line except "."

4. Page 1, Line 13:
Delete Line 13.

5. Page 1, Line 16:
Delete Lines 16 through 23.

6. Page 1, Line 24:
Delete "2." and insert "1."

7. Page 2, Line 26 (Lilac 2-5-98):
Delete "(a)"

8. Page 2, Line 28 (Lilac 2-5-98):
Delete Lines 28 through 31.

9. Page 3, Line 1 (Lilac 2-5-98):
Delete Lines 1 through 4a; and

The Judiciary Committee reports a favorable recommendation on **H.B. 258**, GAMBLING AMENDMENTS, by Representative B. Chard; and

The Judiciary Committee reports a favorable recommendation on **H.B. 215**, ENFORCEMENT OF COURT'S RESTITUTION ORDER, by Representative J. Swallow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Craig Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 70, H.B. 39, Sub. H.B. 206, H.B. 258** were placed on Second Reading Calendar.

H.B. 215 was read the second time and placed on Consent Calendar.

CONSENT CALENDAR

S.B. 149, LANDSCAPE ARCHITECT LICENSING ACT, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mantes	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Howell	Hull	Mansell
Mayne	McAllister	Suazo	

S.B. 149 was transmitted to the House.

* * *

H.C.R. 5, RESOLUTION SUPPORTING PRIVATIZATION OF DUTCH JOHN UTAH, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mansell	Mantes
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Howell	Hull	McAllister
Suazo	Tanner		

H.C.R. 5 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 96, PHARMACY PRACTICE ACT AMENDMENTS, was read the third time, explained by Senator Mantes, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Jones	Mansell	Mantes
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Howell	Hull	McAllister
Poulton	Suazo		

H.B. 96 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Tanner, **Sub. H.B. 45,** WILDLIFE LICENSE FEES, was placed at the top of Second Reading Calendar and circled.

THIRD READING CALENDAR

H.B. 191, CORRECTIONAL OFFICER AMENDMENT, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 34, DINOSAUR DIAMOND PREHISTORIC HIGHWAY DESIGNATION, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Hull Suazo

H.B. 34, as amended, was returned to the House.

* * *

H.J.R. 11, REHABILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Suazo

H.J.R. 11, as amended, was returned to the House.

* * *

H.B. 233, ANTIDISCRIMINATION ADVISORY COUNCIL, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

H.B. 233 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 75, PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE, was read the third time and explained by Senator Montgomery. On motion of Senator Montgomery, the bill was circled.

SPECIAL ORDER OF BUSINESS

On motion of Senator Buhler, under suspension of the rules, **S.B. 106, PARKING RESTRICTIONS,** was read the second and third times. Senator Buhler explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 106 was transmitted to the House.

THIRD READING CALENDAR

On motion of Senator Montgomery, the circle was removed from **H.B. 75, PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE,** and it was before the Senate. Senator Montgomery explained the bill. Senators Mayne and Jones commented. The bill passed on the following roll call:

Yeas, 16; Nays, 12; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Jones	Mansell	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Steele	Stephenson	Tanner	Beattie

Voting in the negative were: Senators

Dmitrich	Howell	Hull	Mantes
Mayne	M. Peterson	Poulton	Steiner
Suazo	Taylor	Waddoups	Wharton

Absent or not voting was: Senator
Buhler

H.B. 75 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 238, TRANSIT DISTRICT AUTHORITY, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Poulton	Stephenson

Absent or not voting were: Senators

Dmitrich	Mantes

H.B. 238 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 229, MEMBERSHIP ON UTAH SPORTS AUTHORITY, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull

Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mantes

H.B. 229 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 224, HEALTH CARE ASSISTANT REGISTRATION ACT, was read the third time. On motion of Senator Muhlestein, the bill was circled.

* * *

H.B. 247, REVENUES FOR THE STATE SCHOOL FUND, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 247 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 74, AGRICULTURAL PROTECTION AREAS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Wharton		

Voting in the negative was: Senator
Beattie

Absent or not voting were: Senators
Jones Waddoups

H.B. 74 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 281, PROOF OF APPROPRIATION REQUIREMENT, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators
Jones Myrin Waddoups

H.B. 281 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 147, MINING - SURETY AND RECLAMATION REQUIREMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Jones	Myrin

S.B. 147 was transmitted to the House.

* * *

S.B. 47, RESEARCH TAX CREDIT, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Myrin	Steele

S.B. 47 was transmitted to the House.

* * *

S.B. 116, PARENTAL RESPONSIBILITY FOR WRONGFUL CONDUCT OF A CHILD, was read the third time.

On motion of Senator Suazo, the bill was amended as follows:

1. Page 3, Line 23 (goldenrod copy):
After "PARENT" delete "OF" and insert "OR"

The bill was explained by Senator Suazo. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Taylor

Absent or not voting was: Senator
Steele

S.B. 116 was transmitted to the House.

* * *

Sub. S.B. 131, AGE OF VICTIM FOR UNLAWFUL SEXUAL INTERCOURSE, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Steele

Sub. S.B. 131 was transmitted to the House.

* * *

S.B. 21, ANIMAL SHELTER PET STERILIZATION ACT, was read the third time and explained by Senator Steiner. Senators M. Peterson, Hillyard, and Muhlestein commented. The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Nielson	M. Peterson
Steele	Steiner	Suazo	Tanner
Wharton			

Voting in the negative were: Senators

Hillyard	Mansell	Muhlestein	Myrin
C. Peterson	Poulton	Stephenson	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Montgomery

S.B. 21 was transmitted to the House.

* * *

S.B. 135, EXPANSION OF CHILDREN'S JUSTICE CENTER PROGRAM, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators
Blackham Buhler Poulton Tanner

S.B. 135 was transmitted to the House.

* * *

Sub. S.B. 102, AMENDMENTS TO INDIVIDUAL INCOME TAX, was read the third time. On motion of Senator C. Peterson, the bill was circled.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 191**, CORRECTIONAL OFFICER AMENDMENT, and it was before the Senate.

Senator Mayne moved the following amendments:

1. Page 1, Lines 5 - 7:
   At the end of line5, bracket "REMOVING" and bracket lines 6 and 7 and insert "EXEMPTING YOUTH CORRECTIONS' EMPLOYEES FROM P.O.S.T. REQUIREMENTS UNTIL 1999; AND DECLARING THEM INELIGIBLE FOR PUBLIC SAFETY RETIREMENT."

2. Page 1, Line 15:
   Reinstate bracketed language.

3. Page 2, Lines 19 - 20:
   Reinstate bracketed language.

4. Page 2, Line 20:
   At the end of line 20, bracket "1998" and insert "1999".

5. Page 2, Line 20:
   After line 20, insert:
   "(5) Employees of the Division of Youth Corrections shall remain ineligible for retirement under the provisions of Title 49, Chapter 4, Public Safety Retirement Act and Title 49, Chapter 4a, Public Safety Noncontributory Retirement Act."

Senator Hillyard commented. The amendment failed to pass on the following roll call:

Yeas, 11; Nays, 18; Absent, 0.

Voting in the affirmative were: Senators

Dmitrich	Evans	Howell	Hull
Jones	Mantes	Mayne	M. Peterson
Steiner	Suazo	Wharton	

Voting in the negative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 18; Nays, 11; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Jones	Mansell	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative were: Senators

Dmitrich	Evans	Howell	Hull
Mantes	Mayne	Nielson	M. Peterson
Steiner	Suazo	Wharton	

H.B. 191 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, **S.B. 136** and **S.B. 41** were uncircled.

SECOND READING CALENDAR

S.B. 136, MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT, was read the second time. Senator McAllister explained the bill. Senator Myrin commented. The bill passed on the following roll call:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators
Dmitrich Myrin

THIRD READING CALENDAR

On motion of Senator Evans, the circle was removed from **Sub. S.B. 28,** MASSAGE PRACTICE ACT AMENDMENTS, and it was before the Senate. Senator Evans explained the bill. Senators Steele and Beattie commented. The bill passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Nielson

Sub. S.B. 28 was transmitted to the House.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 13, 1998

The President having received the following Senate bills and resolutions with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 60	Motor Vehicle Insurance - Liability on Rental or Loaned Vehicle (G. Mantes)
S.B. 190	Credit Card Amendments (D. Buhler)
S.B. 207	Professional Boxing Act Amendments (P. Suazo)
Education	
S.B. 224	Appropriation for Tuacahn Foundation (L. Jones)

Health/Environment

S.B. 219	Household Hazardous Waste Amendments (J. Holmgren)

Human Services

S.B. 54	Immunity for Volunteers (C. Taylor)
S.B. 157	Limitation on Liability of Nonprofit Corporation Volunteers (S. Howell)
S.B. 163	Recruitment and Training of Foster Families (N. Tanner)

Revenue & Taxation

S.B. 58	Study on Residential Property Tax Amendments (H. Stephenson)
S.B. 62	District Court Review of Tax Commission Cases (H. Stephenson)
S.J.R. 2	Residential Property Tax Amendments Resolution (H. Stephenson)
S.J.R. 12	Resolution Limiting Property Tax for Retirees (R. Steiner)
S.J.R. 17	Resolution Amending Intangible Property Tax Provisions (L. Hillyard)

State & Local Affairs

S.B. 189	Planning Coordination (L. McAllister)
S.B. 191	Townsite Statute Modification (R. Muhlestein)
S.B. 201	Retirement Eligibility Formula (M. Waddoups)

Transportation & Public Safety

S.B. 200	Boating Law Changes (N. Tanner)

The President, having received the following House bills, assigns them to the following committees:

Business, Labor & Economic Development

H.B. 290	Engineer License Amendments (M. Dillree)
H.B. 323	Amendments Related to Limited Liability Companies (J. Valentine)

Education

H.B. 70	School and Institutional Trust Land Amendments (T. Hatch)

Health/Environment

H.B. 112	Underground Storage Tank Assurance Amendments (B. Wright)
H.B. 113	Underground Storage Tank Program Amendments (B. Wright)
H.B. 119	Provisions for Health Care Providers (J. Buffmire)
H.B. 236	Funding for Cleanup of UDOT Dumpsite (D. Zolman)

Human Services	
H.B. 61	Funding for Senior Citizen Centers (P. Larson)
Judiciary	
1st Sub. H.B. 25	Penalty for Interference with Service of Process (J. Arrington)
1st Sub. H.B. 36	Juror Reimbursement (D. Zolman)
1st Sub. H.B. 76	Unclaimed Property Amendments (J. Valentine)
H.B. 92	Sexual Offenses Without Consent of Victim (K. Bryson)
State & Local Affairs	
1st Sub. H.B. 95	Local Government Subdivision Ordinances (M. Stephens)
H.B. 103	Ethic Law Amendments (M. Stephens)
H.B. 178	Task Force on Whistleblower Protections (A. Bradshaw)
1st Sub. H.B. 186	Privacy Task Force (B. Chard)
H.B. 295	Metropolitan Public Safety Task Force (P. Buckner)
Transportation & Public Safety	
H.B. 33	Community Responsiveness Requirements of Utah Department of Transportation (R. Becker)
H.B. 242	Revocation of Concealed Firearm Permit Amendments (S. Barth)
H.B. 272	Inmate Productivity and Work Skills (G. Adair)
H.B. 278	Vehicle Registration Requirements (C. Saunders)

Lane Beattie, Senate President

ReportS filed.

INTRODUCTION OF BILL

TAX CREDIT FOR PURCHASE OF ASSISTIVE TECHNOLOGY

S.B. 225 *Craig L. Taylor*

AN ACT RELATING TO THE INDIVIDUAL INCOME TAX ACT; PROVIDING A TAX CREDIT FOR PURCHASES OF ASSISTIVE TECHNOLOGY; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read the first time and referred to the President of the Senate.

* * *

On motion of Senator Blackham, **Sub. H.B. 194** was lifted from the Energy and Natural Resources Standing Committee and referred to State and Local Affairs Standing Committee.

* * *

On motion of Senator C. Peterson, **H.B. 74** will be held until the afternoon of Monday, February 16, 1998.

* * *

On motion of Senator C. Peterson and at 12:05 p.m., the Senate adjourned until 10:00 a.m., Monday, February 16, 1998.

TWENTY-NINTH DAY

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call - All Senators present.

Prayer - Minister Carolyn Holdsworth, Granger Community Christian Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 16, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twenty-sixth day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 13, 1998

The House passed, **S.B. 106**, PARKING RESTRICTIONS, by Senator D. Buhler, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 113**, LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES, by Senator J. Hull, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 117**, CRITERIA FOR SOUND WALLS, by Senator P. Suazo, and it is transmitted for the signature of the President; and

The House passed, **S.B. 124**, SUNSET REAUTHORIZATIONS OF LICENSED PROFESSIONS, by Senator N. Tanner, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 106, S.B. 113, S.B. 117, and **S.B. 124** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 13, 1998

The House adopted the Joint Conference Committee Report dated February 13, 1998 and passed **H.B. 57**, ACUPUNCTURE PRACTICE AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 57 was signed by the President of the Senate in open session. The bill will be returned to the House of Representatives.

* * *

Mr. President: February 13, 1998

The House passed, as substituted, **1st Sub. H.B. 104**, CONSUMER HEALTH CARE STUDY, by Representative T. Beck, and it is transmitted for consideration; and

The House passed **H.B. 311**, CONTROLLED SUBSTANCES PENALTY AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 339**, HILL AIR FORCE BASE ADDITION, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.B. 349**, REPORTING BY FINANCIAL INSTITUTIONS - ENFORCEMENT, by Representative P. Arent, and it is transmitted for consideration; and

The House passed **H.B. 148**, COHABITANT ABUSE ACT AMENDMENTS, by Representative P. Larson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 104, H.B. 311, Sub. H.B. 339, H.B. 349,** and **H.B. 148** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 13, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 172**, APPRENTICESHIP TRAINING FUNDING, by Senator M. Waddoups, with the following amendments:

1. Page 1, Lines 17-18:
Delete "curriculum within 23 subject areas" and insert "curricula"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 202**, DENTAL LICENSE REGIONAL BOARD EXAM, by Senator C. Peterson, with the following amendments:

1. Page 2, Line 2:
After "may" delete "not"

2. Page 2, Line 3:
Reinstate "when requested by the examining body"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 44**, TELEMARKETING REQUIREMENTS, by Representative L. Nelson, with the following amendments:

1. Page 2, Line 9 (Lilac 1-28-98):
Delete "indicating" and insert "stating"

2. Page 2, Line 13 (Lilac 1-28-98):
After "purchase" delete ", PROMOTION OF"

3. Page 2, Line 16 (Lilac 1-28-98):
After "will" delete "or may"

4. Page 2, Line 24 (Lilac 1-28-98):
After "means a telephone call" insert "for a commercial purpose or to seek a financial donation"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 89**, RESTRICTIONS ON NAMES OF BUSINESS ENTITIES, by Representative K. Bryson; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 180**, EXTENSION OF GAS SERVICE TERRITORIES, by Representative T. Hatch.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 172, S.B. 202, H.B. 44, H.B. 89**, and **H.B. 180** were placed on Second Reading Calendar.

* * *

Mr. President: February 13, 1998

The Education Committee reports a favorable recommendation on **S.B. 199**, ARTS, TECHNOLOGY, AND EDUCATION APPROPRIATION, by Senator C. Peterson, with the following amendments:

1. Page 1, Line 14:
   After "video" delete "on" and insert "curriculum for"; and

The Education Committee reports a favorable recommendation on **H.B. 30**, PUBLIC SCHOOL HAZARDOUS BUS ROUTES APPROPRIATION, by Representative W. Harper; and

The Education Committee reports a favorable recommendation on **H.B. 82**, ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES, by Representative D. Gladwell, with the following amendments:

1. Page 2, Line 4:
   Delete "1999" and insert "1998"; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 21**, SELECTIVE SERVICE FILING PREREQUISITE TO RECEIVING POSTSECONDARY FINANCIAL AID, by Representative B. Holladay, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 199, H.B. 30**, and **H.B. 82** were placed on Second Reading Calendar.

Sub. H.B. 21 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 13, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 48**, PAY-PER-VIEW BOXING TAX, by Senator P. Suazo, with the following amendments:

1. Page 1, Line 23:
   Delete "special revenue fund" and insert "restricted account in the General Fund"

2. Page 2, Line 7:
After "50% of" delete "the" and insert "all"

3. Page 2, Line 10:
After line 10 insert:
"(b) The costs of administering the fund may be deducted from the remaining fund monies after the distribution of fund monies required by Subsection (4)(a)."

4. Page 2, Line 11:
Delete "(b)" and insert "(c)"

5. Page 2, Line 11:
After "monies" insert "after the distributions set forth in Subsections 4(a) and 4(b)"

6. Page 3, Line 2:
Delete "special revenue fund" and insert "restricted account"; and

The Revenue and Taxation Committee recommends **S.B. 50**, PROPERTY TAXES-UNIFORM FEES AND CERTIFIED TAX RATE, by Senator G. Mantes, be replaced and favorably recommends **1st Sub. S.B. 50**, PROPERTY TAXES-UNIFORM FEES AND CERTIFIED TAX RATE with the following amendments:

1. Page 6, Line 15:
Delete "$20" and insert "$28"

2. Page 6, Line 16:
Delete "$40" and insert "$56"

3. Page 6, Line 17:
Delete "$60" and insert "$84"

4. Page 6, Line 18:
Delete "$80" and insert "$112"

5. Page 6, Line 19:
Delete "$100" and insert "$140"

6. Page 9, Line 29:
Delete "$20" and insert "$28"

7. Page 9, Line 30:
Delete "$40" and insert "$56"

8. Page 9, Line 31:
Delete "$60" and insert "$84"

9. Page 10, Line 1:
Delete "$80" and insert "$112"

10. Page 10, Line 2:
Delete "$100" and insert "$140"

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 165**, PROPERTY TAXES - ABATEMENT FOR INDIGENT PERSONS, by Senator L. Hillyard; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 173**, APPRAISER REGISTRATION AND CERTIFICATION, by Senator M. Dmitrich.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 48, Sub. S.B. 50, S.B. 165,** and **S.B. 173** were placed on Second Reading Calendar.

* * *

Mr. President: February 12, 1998

The State and Local Affairs Committee recommends **S.B. 152**, WATER CONSERVANCY DISTRICTS BONDING AUTHORITY, by Senator H. Stephenson, be replaced and favorably recommends **1st Sub. S.B. 152**, WATER CONSERVANCY DISTRICTS TAXING AMENDMENTS; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 88**, RECORDING OF DOCUMENTS, by Representative T. Hatch; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 94**, LONGEVITY AMENDMENTS FOR STATE EMPLOYEES, by Representative D. Bowman; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 193**, ELECTION LAW - SUBSTANTIVE REVISIONS, by Representative L. Nelson; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 212**, NAVAJO REVITALIZATION FUND BOARD, by Representative K. Johnson.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 152, H.B. 88, H.B. 94, H.B. 193,** and **H.B. 212** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.B. 249, CLARIFICATION ON PROBATION LIMITATIONS, was read the third time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Howell	Poulton

H.B. 249 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 136, MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT, was read the third time and explained by Senator McAllister. On motion of Senator McAllister, the bill was circled.

SECOND READING CALENDAR

S.B. 41, WATER CONSERVANCY DISTRICTS TAXING AUTHORITY, was before the Senate. Senator Waddoups explained the bill. Senators Holmgren, Montgomery, C. Peterson, Mansell, Hillyard, Stephenson, and Mayne commented. Senators Dmitrich and Steiner declared conflicts of interests. The bill failed to pass on the following roll call:

Yeas, 12; Nays, 16; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Hillyard	Howell	Mansell
Muhlestein	Poulton	Steiner	Stephenson
Suazo	Taylor	Waddoups	Beattie

Voting in the negative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Tanner

Absent or not voting was: Senator
Wharton

S.B. 41 was filed.

* * *

On motion of Senator Nielson, Crystal Tolley, Provo High School, and Laura Swim, Timpview High School, winners of the America's Freedom Festival at Provo Speech Contest spoke in Committee of the Whole. On motion of Senator C. Peterson, the remarks were ordered printed upon the pages of the Senate Journal.

IN GOD WE TRUST
BY CRYSTAL TOLLEY

For centuries this land went unheeded and unnoticed. Kingdoms rose and fell, but little was known of this blessed land. Only the inhabitants knew of its very existence. And yet, in the few centuries since its discovery, America has risen to a level few well-established countries have ever seen or ever hoped to see. We have emerged as a singular superpower, a symbol of freedom, and a light for all.

How is it possible that so much should come in so little time? How have we succeeded where others have failed? The answer - God. It is through His intervention that we have achieved so much, that we are who we are.

Our country's motto consists of four tiny, little words - relatively simple ones at that. They are "In God We Trust." We read in The Rebirth of America:

It was not lightly that our forefathers chose these inseparable words, for they knew the tremendous cost and sacrifice that had been paid to secure our freedom. In gratitude, they continually acknowledged that God has made and preserved our

nation. They were confident that God was blessing their endeavors because they acknowledged Him and sought His aid in all their doings. They warned future generations that the day God was not earnestly revered in America, she would become a byword among nations. We would do well today to review their urgent admonitions and the wisdom that was theirs when they forged the greatest and most prosperous nation in all history.

Our forefathers recognized our dependence on God. They knew that He was the true founder of our nation. For despite how wise our forefathers were, without Him, we would not be where we are today.

George Washington attests this fact in his First Inaugural Address, when he writes:

> It would be peculiarly improper to omit in this first office Act, my fervent supplications to that Almighty Being who rules over the Universe, who presides in the Councils of Nations, and whose providential aids can supply every human defect. . . In tendering this homage to the Great Author of every public and private good, I assure myself that it expresses your sentiments not less than my own; nor those of my fellow-citizens at large, less than either. No People can be bound to acknowledge and adore the Invisible Hand, which conducts the Affairs of men more than the People of the United States. Every step, by which they have advanced to the character of an independent nation, seems to have been distinguished by some token of providential agency.

Every step! Not just to break away from England; not just to reform the Articles of Confederation; but every step, every compromise, every right.

Benjamin Franklin adds his testimony to that of George Washington's when he states: "I have lived, sir, a long time, and the longer I live, the more convincing proofs I see of this truth – that God governs in the affairs of men. And if a sparrow cannot fall to the ground without his notice is it probable that an empire can rise without his aid?"

We are truly a great empire and we did rise with His aid. Not only do we attribute this success to God, we further supplicate Him for future success. We sing:

. . .America! America! God shed his grace on thee. . .

. . .God mend thine every flaw. . .

. . .God bless America. . .

And yet, as Abraham Lincoln said:

> ". . .we have forgotten God, we have forgotten the gracious hand that preserved us in peace and multiplied and enriched and strengthened us, and we have vainly imagined in the deceitfulness of our hearts that all of these blessings were produced by some superior wisdom or virtue of our own. Intoxicated by unbroken success, we have become too self-sufficient to feel the necessity of redeeming and preserving grace, too proud to pray to the God who made us."

But we need to pray to that God who made us for as Abraham Lincoln continues: "Without the assistance of that Divine Being . . . I cannot succeed. With that assistance I cannot fail."

We need God! He is our founder. Without Him, we cannot succeed. Even observers have noticed this godly dependence. One, General Carlos P. Romuloe, who lived here many years, said at his departure:

> I am going home. America – farewell. For seventeen years, I have enjoyed your hospitality, visited every one of your 50 states. I can say I know you well. I admire and love America. It is my second home. What I have to say to you now in parting is both a tribute and a warning: Never forget, Americans, that yours is a spiritual country. Yes, I know that you are a practical people, like others. I have marveled at your factories, your skyscrapers and your arsenals. But underlying everything else is the fact that America began as a God-loving, God-fearing, God-worshipping people, knowing that there is a spark of the Divine in each one of us. It is this respect for the dignity of the human spirit which makes America invincible. May it always endure. And so I say again in parting, thank you, America, and farewell. May God keep you always – and may you always keep God.

Let us never forget that we are ". . .One Nation Under God" and "In God We Trust."

TO SECURE THE BLESSINGS OF LIBERTY TO OURSELVES AND OUR POSTERITY BY LAURA SWIM

January 1787 was a month that became a turning point in American history. Farmers in Massachusetts were discouraged and became angry when creditors

would not accept their worthless paper money. Because they could not pay their mortgages, Daniel Shay led an uprising to the courthouse closing it down stopping the judge from foreclosing on their mortgages. Shay's Rebellion was one of several uprisings that confirmed the already acknowledged weaknesses of the Articles of Confederation. Soon there after George Washington seeing our new nation falling apart soberly said, "Let us look to our national character, and to things beyond the present period. No morn ever dawned more favorably than ours did; and no day was ever more clouded than the present!. . . Without some alteration in our political creed, the superstructure we have been seven years raising at the expense of so much blood and treasure must fall. We are fast verging to anarchy and confusion!"

Our country was in trouble. Rather than uniting the country the Articles of Confederation were dividing the states and leaving them weak. The Article of Confederation had no way to enforce laws and take control. Something had to be done if our nation was to pull through. The Constitutional Convention was called and distinguished men from the states met in the summer of 1787 to solve the Articles of Confederations weaknesses. It took over three months of heated debates, to draft the new form of government after which it was sent to the states for ratification. What was the purpose of this new government? To Secure the Blessings of Liberty to Ourselves and our Posterity.

Abraham Lincoln said, "Freedom, [or Liberty] is not the right to do what we want, but what we ought. Let us have faith that right makes might and in that faith let us; to the end, dare to do our duty as we understand it." Many people believe they can do as they please without consequences for their actions. More and more laws must be made as those who are not responsible increase in number. Freedom diminishes as new laws are necessary to control those who will not control themselves. James Madison once said that a man's nature must be controlled. Liberty is a blessing because we can have opportunities to progress to our highest potential.

Government alone cannot secure liberty, it requires a virtuous people. We must be a people with high standards, willing to obey law, and elect only those into office who share our values. If we are responsible for our actions on the whole as nation, our liberties will be secured. For as Samuel Adams declared, "But neither the wisest constitution nor the wisest laws will secure the liberty and happiness of a people whose manners are universally corrupt." If our nation is destroyed it will be because we have become corrupt. To maintain liberty, laws against corruption must be enforced. If there is no consequence, there is no law. If there is no law, there is no order. Without order, liberty will not be secured.

Americans have enjoyed liberty that no other nation has known. We can complain of those in office, and of the loss of our liberty day by day, when in reality it is we that elect those in office and our behavior is what restrains our freedom. We are so blessed to be able to live where we are free to make our own choices and be accountable for our actions. Many in the world today die longing for the precious gift of freedom which we may take for granted. Those before us have sacrificed so much that we, their posterity may enjoy liberty's blessings. Thomas Jefferson said, "How little do my countrymen know what precious blessings they are in possession of, and which no other people on earth enjoy!"

Our constitutional form of government can enforce laws that the Articles of Confederation could not. On September 17, 1787, the final day of the Constitutional Convention, Benjamin Franklin rose to say, "I think a general government necessary for us, and there is no form of Government but what may be a blessing to the people if well administered, and can only end in Despotism when the people shall become so corrupted as to need a despotic Government, being incapable of any other." It takes a strong, but limited government and a virtuous people for a nation to prosper. The founders wrote the form of government for a free society, and if we will govern ourselves, we will surely secure the blessings of liberty not only for ourselves but for our posterity.

SECOND READING CALENDAR

S.B. 53, MOTOR VEHICLE BUSINESS REGULATION, was read the second time. Senator Mantes explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Evans	Mansell	Mayne
Steele			

* * *

On motion of Senator Waddoups, Sub. H.B. 227 was removed from Consent Calendar and placed at the bottom of Second Reading Calendar.

* * *

On motion of Senator Holmgren, U.S. Senator Orrin Hatch spoke in Committee of the Whole. Senators Montgomery, Howell, Mayne, and Mantes commented.

* * *

Sub. S.B. 64, BACKGROUND CHECK OF HOME HEALTH PROFESSIONALS, was read the second time.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 9:
   After "DATABASE" insert "OR ELDER ABUSE DATABASE"

2. Page 1, Line 10:
   After "CHILDREN" insert "OR ELDER ADULTS"

3. Page 1, Line 13:
   After "CHILD" insert "OR ELDER"

4. Page 1, Line 18:
   After line 18 insert:
   "62A-3-311.1, as last amended by Chapter 130, Laws of Utah 1996"

5. Page 3, Line 27:
   After "whether" insert:
   ":
   (a)"

6. Page 3, Line 30:
   After "Section 62A-4a-116" insert:
   "; or
   (b) an individual whose name and other identifying information has been submitted pursuant to Subsection (1) and who provides direct care to disabled or elder adults has a substantiated finding of disabled or elder abuse by accessing the database created in Section 62A-3-311.1."

7. Page 4, Line 1:
   After "neglect" insert "or disabled or elder abuse or neglect"

8. Page 4, Line 17:
   After line 17 insert:

"Section 3. Section 62A-3-311.1 is amended to read:
62A-3-311.1. Statewide data base -- Restricted use and access.
(1) The division shall maintain a data base for reports of disabled or elder adult abuse, neglect, emotional or psychological abuse, or exploitation made pursuant to this part.

(2) The data base shall include:
(a) the names and identifying data of the abused, neglected, or exploited adult and the reported abuser;
(b) information regarding whether or not the abuse, emotional or psychological abuse, neglect, or exploitation was substantiated or unsubstantiated; and
(c) any other information that may be helpful in furthering the purposes of this part, as determined by the division, subject to the restrictions of Subsection 62A-3-311(2).

(3) Information obtained from the data base may be used only for:
(a) compiling statistical summaries that do not include names or other identifying data;
(b) granting or denying licenses or other grants of privilege by the department where identification as a possible adult abuser may be relevant to the privilege in question, in accordance with Subsection (4); and
(c) [~~investigation and action by the Division of Occupational and Professional Licensing regarding registration of a health care assistant under Title 58, Chapter 62, Health Care Assistant Registration Act~~] licensing purposes by the Bureau of Health Facility Licensure within the Department of Health, as provided for in Section 26-21-9.5, in determining whether a person associated with a covered health care facility who provides direct care to disabled or elder adults has a substantiated finding of disabled or elder abuse.

(4) (a) A license or privilege may not be denied under Subsection (3) solely on the basis of information in the data base.
(b) Before a license or privilege may be denied under Subsection (3), the department shall conduct a review and provide the person making application for the license or privilege with notice and an opportunity to be heard in accordance with Title 63, Chapter 46b, Administrative Procedures Act."

Renumber remaining sections accordingly.

Senator Waddoups explained the bill. Senators C. Peterson, Hull, and Steele commented. Senator Muhlestein declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Mantes

* * *

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 16, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 161	Motor Vehicle Repair - Insurance Deductible (S. Howell)
S.B. 166	Food Handler Licensing (L. Blackham)

State & Local Affairs

S.B. 159	Government Relationship to Olympics (A. Myrin)
S.B. 197	Task Force on Local Airport Funding (L. Hillyard); and

The President, having received the following House bills, assigns them to the following committees:

Business, Labor & Economic Development

H.B. 208	Unemployment Insurance Amendments (J. Alexander)
H.B. 256	Rural Enterprise Zones (B. Evans)

Education

H.B. 291	Higher Education Tuition Waivers (J. Hickman)

Human Services

H.B. 71	Alcohol and Drug Testing Fee (D. Bush)

Judiciary	
H.B. 77	Filling Midterm Vacancies in the Legislature (D. Ure)
H.B. 80	Meetings of Interim Committees (L. Frandsen)
H.B. 81	Motions to Vacate ex Parte Protective Orders (P. Larson)
H.B. 99	Sentencing Credit for Good Behavior (K. Bryson)
H.B. 211	Special Session Public Hearing Requirements (E. Olsen)
State & Local Affairs	
1st Sub. H.B. 117	Information Technology Services Study Appropriation (B. Evans)
H.B. 158	Voter Registration Amendments (J. Swallow)
H.B. 198	Public Safety - Noncontributory Retirement System Option (S. Koehn)
Transportation & Public Safety	
H.B. 123	Not a Drop Amendments (D. Bush)
H.B. 307	Regulation of Impounded Vehicles (C. Saunders)
H.B. 344	DUI Probation or Parole (K. Bryson)

Lane Beattie, Senate President

Reports filed.

* * *

On motion of Senator Wharton, the Senate voted to reconsider its action on **S.B. 215** and have it placed at the top of Third Reading Calendar.

* * *

On motion of Senator C. Peterson and at 12:00 noon, the Senate adjourned until 10:00 a.m., Tuesday, February 17, 1998.

THIRTIETH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Evans and Wharton, excused for a portion of the day.

Prayer - Reverend John E. Norman, President of Judge Memorial High School.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 17, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the twenty-ninth day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 1998

The House concurred in the Senate amendments and passed **H.B. 34**, DINOSAUR DIAMOND PREHISTORIC HIGHWAY DESIGNATION, by Representative J. Seitz, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.J.R. 11**, REHABILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION, by Representative B. Johnson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 34 and **H.J.R. 11** were signed by the President of the Senate in open session. The bills will be returned to the House.

* * *

The House passed, as amended, **H.B. 83**, CHILD CARE TASK FORCE, by Representative S. Allen, et al, and it is transmitted for consideration; and

The House passed **H.B. 328**, PUBLIC OFFICE MISCONDUCT AMENDMENTS, by Representative S. Koehn, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 83** and **H.B. 328** were read the first time and referred to the President of the Senate.

SECOND REVISED COMMITTEE REPORT

Mr. President: February 11, 1998

The State and Local Affairs Committee reports a favorable recommendation on **1st Substitute H.B. 227**, SPECIAL DISTRICT ELECTIONS, by Representative J. Swallow, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 8, Line 9:
   After the first "jurisdiction" delete ", or if no newspaper is published within the board's jurisdiction,"insert "and"
2. Page 9, Line 6 (lilac):
   After "county" delete ";or" insert "and"
3. Page 9, Line 7 (lilac):
   Delete line 7 and renumber section

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee report was adopted. NOTE: The adoption of this report is a formality to correct the amendments. **Sub. H.B. 227** was removed from Consent Calendar and placed at the bottom of Second Reading Calendar on Monday, February 16, 1998, the bill retains its position on Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 16, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 143**, RECREATIONAL VEHICLE STANDARDS, by Senator G. Mantes, with the following amendments:

1. Page 3, Line 1:
   Delete "truck camper."; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 200**, BOATING LAW CHANGES, by Senator N. Tanner, with the following amendments:

1. Page 4, Line 7:
Reinstate "Subsection (3)(a) need not"

2. Page 4, Line 8:
Delete "this section must"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 242**, REVOCATION OF CONCEALED FIREARM PERMIT AMENDMENTS, by Representative S. Barth; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 272**, INMATE PRODUCTIVITY AND WORK SKILLS, by Representative G. Adair, with the following amendments:

1. Page 2, Line 3:
After "do not" insert "unfairly"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 278**, VEHICLE REGISTRATION REQUIREMENTS, by Representative C. Saunders, with the following amendments:

1. Page 1, Line 25:
After "Beginning" insert "on the later date of" and after "2000," insert "or the date the commission's new motor vehicle system becomes operational,"

2. Page 2, Line 9:
Delete "Beginning January 1, 2000, the" and insert "The"

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 143, S.B. 200, H.B. 242, H.B. 272,** and **H.B. 278** were placed on Second Reading Calendar.

* * *

Mr. President: February 13, 1998

The Health and Environment Committee reports a favorable recommendation on **S.B. 51**, CRITICAL LAND CONSERVATION REVOLVING LOAN FUND, by Senator L. McAllister, with the following amendments:

1. Page 3, Line 30:
After line 30 insert:

"(4) The costs of administering loans from the fund, as provided in Section 11-28-106, shall be paid from the fund."

2. Page 4, Line 5:
After line 5 insert:
"Section 6. Section 11-28-106 is enacted to read:
11-28-106. Division of finance responsible for administration of loans.
(1) The Division of Finance shall be responsible for the care, custody, safekeeping, collection, and accounting for loans issued by the committee as provided in Section 63-65-4.
(2) The Division of Finance may charge the administrative costs to the fund."
Renumber remaining sections accordingly; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 207**, ENVIRONMENTAL CRIMES AMENDMENTS, by Representative B. Wright; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 84**, INSPECTION OF VITAL RECORDS, by Representative D. Zolman, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 283**, ICE CREAM AND MILK DISPENSER REQUIREMENTS, by Representative G. Davis, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 51** and **H.B. 207** were placed on Second Reading Calendar.

H.B. 84 and **H.B. 283** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 16, 1998

The Judiciary Committee reports a favorable recommendation on **H.B. 42**, UNEMPLOYMENT COMPENSATION FRAUD AMENDMENTS, by Representative N. Hendrickson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 223**, OFFENDER EXPENSES AMENDMENTS, by Representative P. Buckner, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 225**, JURISDICTION IN UTAH COURTS, by Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 232**, STATUTE OF LIMITATIONS, by Representative P. Buckner, and recommends it be considered read for the second time and placed on the Consent Calendar.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 42** was placed on Second Reading Calendar.

H.B. 223, H.B. 225, and **Sub. H.B. 232** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 16, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 169**, COAL MINING AMENDMENTS, by Senator M. Dmitrich, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 302**, CONVEYANCE OF WATER RIGHTS, by Representative M. Styler, and recommends it be considered read for the second time and placed on the Consent Calendar.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 169** and **H.B. 302** were read for the second time and placed on Consent Calendar.

CONSENT CALENDAR

Sub. H.B. 241, HIGHER EDUCATION SAVINGS AND SUPPLEMENTAL SAVINGS INCENTIVE, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Suazo	Tanner	Taylor	Beattie

Absent or not voting were: Senators

Blackham	Evans	Howell	Mayne
Myrin	Poulton	Stephenson	Waddoups
Wharton			

Sub. H.B. 241 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 215, LICENSE PLATES FOR CHILDREN'S ISSUES, was before the Senate.

On motion of Senator Suazo, the bill was circled.

* * *

S.B. 53, MOTOR VEHICLE BUSINESS REGULATION, was read the third time.

On motion of Senator Mantes, the bill was amended as follows:

1. Page 9, Lines 11-14:
   Delete all of lines 11 through 14 and insert:
   "(ix) charges filed with any county attorney, district attorney, or U.S. attorney in any court of competent jurisdiction for a violation of any state or federal law involving the use of a motor vehicle.
   (c) Any action taken by the administrator under Subsection (2)(b)(ix) shall remain in effect until a final resolution is reached by the court involved or the charges are dropped."

2. Page 15, Line 13:
   Delete "second" and insert "third"

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Evans	Mayne	Myrin
Wharton			

S.B. 53 was transmitted to the House.

* * *

On motion of Senator Suazo, the circle was removed from **S.B. 215,** LICENSE PLATES FOR CHILDREN'S ISSUES, and it was before the Senate.

On motion of Senator Suazo, the bill was amended as follows:

1. Page 6, Line 19:
   After "(a)" insert "(i)"

2. Page 6, Line 20:
   After "plates" insert "if the Office of the Guardian ad Litem Director and the Children's Museum of Utah each provide a one-time contribution of at least $4,500 to the division to cover startup materials and programming costs" and after line 20 insert:
   "(ii) The contribution described in Subsection (14)(a)(i) from the Office of the Guardian ad Litem Director shall be from private funds not normally available to the Office of the Guardian ad Litem Director."

Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Holmgren	Howell
Hull	Jones	Mayne	Montgomery
Muhlestein	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Waddoups
Wharton			

Voting in the negative were: Senators

Blackham	Mansell	Mantes	McAllister
Nielson	Stephenson	Tanner	Taylor
Beattie			

Absent or not voting were: Senators

Evans	Hillyard	Myrin

S.B. 215 was transmitted to the House.

* * *

On motion of Senator C. Peterson, Leo L. Memmott, Legislative Fiscal Analyst, spoke in Committee of the Whole.

* * *

Sub. S.B. 64, BACKGROUND CHECK OF HOME HEALTH PROFESSIONALS, was read the third time and explained by Senator Waddoups.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 3, Line 29 (Goldenrod 2-16-98):
   After "accessing" insert "in accordance with Subsection (4)"

2. Page 3a, Line 30d (Goldenrod 2-16-98):
   After "accessing" insert "in accordance with Subsection (4)" and after line 30d insert:
   "(4)(a) The department shall:
   (i) designate two persons within the department to access the management information system and the database described in Subsection (3); and
   (ii) adopt measures to:
   (A) protect the security of the management information system and the database; and
   (B) strictly limit access to the management information system and the database to those designated under Subsection (4)(a)(i).
   (b) Those designated under Subsection (4)(a)(i) shall receive training from the Department of Human Services with respect to:
   (i) accessing the management information system and the database;
   (ii) maintaining strict security; and
   (iii) the criminal provisions in Section 62A-4a-412 for the improper release of information.
   (c) Those designated under Subsection (4)(a)(i):

(i) are the only ones in the department with the authority to access the management information system and database; and
(ii) may only access the management information system and the database for the purpose of licensing and in accordance with the provisions of Subsection (3)."

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Mantes

Sub. S.B. 64 was transmitted to the House.

* * *

On motion of Senator Buhler, the circle was removed from **Sub. S.B. 102,** AMENDMENTS TO INDIVIDUAL INCOME TAX, and it was before the Senate. Senator Buhler explained the bill. Senators Steele and Tanner commented. The bill passed on the following roll call:

Yeas, 16; Nays, 12; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Mansell	Mayne
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steiner	Stephenson
Taylor	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Blackham	Hillyard	Holmgren	Howell
Hull	Jones	Mantes	McAllister
C. Peterson	Steele	Suazo	Tanner

Absent or not voting was: Senator
Evans

Sub. S.B. 102 was transmitted to the House.

* * *

On motion of Senator C. Peterson, Congressman Jim Hansen spoke in Committee of the Whole. Senators C. Peterson, Blackham, Steele, Howell, and Holmgren commented.

* * *

On motion of Senator Taylor, the circle was removed from **H.B. 10**, DRIVING UNDER THE INFLUENCE - CONDITIONAL LICENSING, and it was before the Senate. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Tanner
Wharton			

H.B. 10 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Muhlestein, the circle was removed from **H.B. 224**, HEALTH CARE ASSISTANT REGISTRATION ACT, and it was before the Senate. Senator Muhlestein explained the bill. Senator Mayne commented. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Mansell	Poulton

Absent or not voting was: Senator
Hillyard

H.B. 224 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

S.B. 146, NURSING REGULATION - INTERSTATE COMPACT, was read the second time.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 1, Line 8:
Delete "AND" and after "DATE" insert "; AND PROVIDING A COORDINATION CLAUSE"

2. Page 10, Line 9:
After line 9 insert:
"Section 7. Coordination clause.
If this bill and H.B. 351, Nurse Practice Act Amendments, both pass, it is the intent of the Legislature that, in preparing the database for publication, the Office of Legislative Research and General Counsel shall:

1. Renumber S.B. 146 to Chapter 31c.

2. Insert the amendments in Section 58-31-6.5 in S.B. 146 into Section 58-31b-308 in H.B. 351 and renumber the subsections so that Section 58-31b-308 in H.B. 351 reads as follows:
58-31b-308. Exemptions from licensure.
(1) In addition to the exemptions from licensure in Section 58-1-307,

the following persons may engage in acts included within the definition of the practice of nursing, subject to the stated circumstances and limitations, without being licensed under this chapter:
(a) friends, family members, foster parents, or legal guardians of a patient performing gratuitous nursing care for the patient;
(b) persons providing care in a medical emergency;
(c) persons engaged in the practice of religious tenets of a church or religious denomination; and
(d) after July 1, 2000, a person licensed to practice nursing by a jurisdiction that has joined the Nurse Licensure Compact to the extent permitted by Section 58-31c-102.
(2) Notwithstanding Subsection (1)(d), the division may, in accordance with Section 58-31c-102, limit or revoke practice privileges in this state of a person licensed to practice nursing by a jurisdiction that has joined the Nurse Licensure Compact."

3. Change the reference in Section 58-31b-103 in S.B. 146 from "Section 58-31-3" to "Section 58-31b-201."

Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Hillyard	Holmgren	Myrin	Steiner

• • •

S.B. 160, AFTER-SCHOOL ACCESS TO COMPUTERS TASK FORCE, was read the second time. Senator M. Peterson explained the bill. Senator Steele commented. The bill passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Howell
Hull	Mansell	Mantes	Mayne

McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups		

Voting in the negative were: Senators

Taylor	Beattie

Absent or not voting were: Senators

Dmitrich	Hillyard	Holmgren	Jones
Wharton			

* * *

S.B. 177, LONG TERM LEASE - NORTH CAMPUS OF UVSC, was read the second time. Senator McAllister explained the bill. Senators Waddoups, C. Peterson, Mayne, Beattie, Steiner, Suazo, and Mansell commented. The bill passed on the following roll call:

Yeas, 21; Nays, 3; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Jones	Mansell	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative were: Senators

Mayne	Suazo	Wharton

Absent or not voting were: Senators

Blackham	Hillyard	Hull	Mantes
Poulton			

* * *

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 1998

The House passed, as amended, **H.B. 24**, PENALTY FOR ABANDONED OR UNATTENDED CAMPFIRE, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 35**, MINIMUM FINE FOR POSSESSION OF TOBACCO PRODUCTS BY UNDERAGED PERSONS, by Representative R. Siddoway, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 130**, CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS, by Representative A. Tyler, et al, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 107**, COMPENSATORY SERVICE, by Representative B. King, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 146**, HABITUAL VIOLENT OFFENDER DEFINITIONS, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 234**, SCHOOL CONSTRUCTION LIMIT AMENDMENT, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed **H.B. 346**, CHILD CARE LICENSING REGULATION, by Representative D. Jones, and it is transmitted for consideration; and

The House passed **H.J.R. 2**, RESOLUTION SUPPORTING LAWSUIT OPPOSING GRAND STAIRCASE ESCALANTE NATIONAL MONUMENT DESIGNATION, by Representative D. Iverson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 24, H.B. 35, H.B. 130, Sub. H.B. 107, H.B. 146, H.B. 234, H.B. 346,** and **H.J.R. 2** were read the first time and referred to the President of the Senate.

SECOND READING CALENDAR

S.B. 208, APPROPRIATION FOR ENGINEERING AND PREENGINEER PROGRAM, was read the second time. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators

Howell	Mansell	Poulton

* * *

S.B. 141, HANDGUN PURCHASE REQUIREMENTS, was read the second time.

On motion of Senator Waddoups, the following substitute bill replaced the original bill.

HANDGUN PURCHASE REQUIREMENTS

Sub. S.B. 141 *Michael G. Waddoups*

AN ACT RELATING TO CRIMINAL CODE; EXCLUDING PERSONS WITH A VALID CONCEALED FIREARM PERMIT FROM BACKGROUND CHECK AND FEE FOR HANDGUN PURCHASE; MODIFYING GOOD CHARACTER QUALIFICATIONS; PROVIDING THAT THE DIVISION GIVE NOTICE OF THE AFFIRMATIVE DUTY; PRESCRIBING A PENALTY; REQUIRING DEALER TO DETERMINE PERMIT IS VALID; MODIFYING DEFINITION AND PROCEDURES REGARDING STATE WARRANT SYSTEM; PROVIDING A DEFINITION; AND MAKING TECHNICAL CHANGES.

On motion of Senator Waddoups, the bill was circled.

* * *

Sub. S.B. 31, SALES TAX ON FOOD AMENDMENTS, was read the second time. On motion of Senator C. Peterson, the bill was circled.

* * *

Sub. S.B. 80, RECODIFICATION OF SPECIAL DISTRICTS, was read the second time. Senator Evans explained the bill. Senator Blackham commented. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Hull	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Voting in the negative was: Senator
Holmgren

Absent or not voting were: Senators

Howell	Jones	Mansell	Poulton
Beattie			

* * *

2nd Sub. S.B. 151, PROPERTY TAX EXEMPTION FOR DISABLED VETERANS, was read the second time. Senator C. Peterson explained the bill. Senator Tanner commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton		

Absent or not voting were: Senators

Howell	Mansell	Beattie

* * *

S.B. 65, EXPUNGEMENT OF CRIMINAL RECORD AMENDMENTS, was read the second time. Senator Suazo explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Muhlestein	C. Peterson
M. Peterson	Steiner	Suazo	Waddoups

Voting in the negative were: Senators

Hillyard	Montgomery	Myrin	Nielson
Poulton	Steele	Stephenson	Tanner
Taylor	Wharton		

Absent or not voting were: Senators

Howell	Mansell	Beattie

* * *

S.B. 68, JUDICIARY AMENDMENTS, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton			

Absent or not voting were: Senators

Howell	Mansell	C. Peterson	Beattie

* * *

S.B. 144, CHANGES REGARDING EXISTING HAZARDOUS WASTE FACILITIES, was read the second time. On motion of Senator Blackham, the bill was circled.

* * *

S.B. 145, CHILD SUPPORT AMENDMENTS, was read the second time. Senator Tanner explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton

Absent or not voting were: Senators

Blackham	Howell	Mansell	Taylor
Beattie			

* * *

On motion of Senator Waddoups, the circle was removed from **Sub. S.B. 141,** HANDGUN PURCHASE REQUIREMENTS, and it was before the Senate. Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton			

Absent or not voting were: Senators

Blackham	Howell	Mansell	Beattie

* * *

S.B. 214, APPROPRIATION FOR UTAH STATE FAIRPARK, was read the second time. Senator Suazo explained the bill. Senators Wharton and Montgomery commented. The bill passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Jones

* * *

On motion of Senator Blackham, the circle was removed from **S.B. 144**, CHANGES REGARDING EXISTING HAZARDOUS WASTE FACILITIES, and it was before the Senate. Senator Blackham explained the bill.

Senators Montgomery, Jones, Nielson, Waddoups, Evans, Taylor, Howell, Mayne, and Mantes commented. Senator Wharton declared a conflict of interest. The bill failed to pass on the following roll call:

Yeas, 11; Nays, 18; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Mayne	Montgomery
Muhlestein	Nielson	Steele	Stephenson
Tanner	Waddoups	Wharton	

Voting in the negative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	McAllister	Myrin	C. Peterson
M. Peterson	Poulton	Steiner	Suazo
Taylor	Beattie		

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 17, 1998

The President, having received the following Senate bills which are waiting fiscal notes, assigns them to the following committees. The bills are to be printed as soon as they receive a fiscal note.

Judiciary
S.B. 57 Concealed Firearms Amendments (L. Beattie)
Revenue & Taxation
S.B. 220 Research and Development Credit for Machinery and Equipment (C. Peterson); and

The President, having received the following Senate bills and resolution with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development
S.B. 188 State Olympic Coordination Amendments (A. Myrin)
Energy, Natural Resources & Agriculture
S.B. 171 Underground Utilities Facilities Amendments (J. Holmgren)
Revenue & Taxation
S.J.R. 13 Resolution On Review Of Tax Commission Cases (H. Stephenson); and

The President, having received the following House bills, assigns them to the following committees:

Business, Labor & Economic Development
H.B. 316 Sunset Aeronautics Committee (B. Allen)
H.B. 349 Reporting by Financial Institutions - Enforcement (P. Arent)
Education
H.B. 274 Information Technology Structure Amendments (B. Evans)
H.B. 282 Avoiding Conflicts of Interest for Members of School Boards (L. Frandsen)
H.B. 286 Gun Education for Elementary Schools (B. Holladay)
Health/Environment
1st Sub. H.B. 32 Disclosure of Tobacco Ingredients (J. Tanner)
H.B. 309 Controlled Substances Act Amendments (P. Arent)
H.B. 311 Controlled Substances Penalty Amendments (B. Chard)
Human Services
1st Sub. H.B. 104 Consumer Health Care Study (T. Beck)
H.B. 148 Cohabitant Abuse Act Amendments (P. Larson)
Revenue & Taxation
H.B. 310 Wrongful Appropriation (B. Holladay)

State & Local Affairs

1st Sub. H.B. 54	Municipal Government and Incorporation Amendments (D. Zolman)
1st Sub. H.B. 284	Appropriation for Bridgerland Ice Arena (C. Buttars)
H.B. 285	Appropriation for County Land Use Plans (D. Iverson)
H.B. 297	County Employees Running for County Office (G. Cox)

Transportation & Public Safety

1st Sub. H.B. 90	Mail Box Damage and Mail Theft (B. Goodfellow); and

The President assigns the following bills to the following committees:

Business, Labor & Economic Development

S.B. 67	Electric Restructuring Provisions (L. Blackham)

Revenue and Taxation

S.B. 211	Sales Tax - Prepaid Calling Cards (L. Hillyard)

Lane Beattie, Senate President

Reports filed.

* * *

On motion of Senator C. Peterson and at 4:10 p.m., the Senate adjourned until 9:30 a.m., Wednesday, February 18, 1998.

THIRTY-FIRST DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.

Prayer - Jack Lemmon, Washington County Water Conservancy District Chairman.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 18, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirtieth day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 98**, AUTOMATIC EXTERNAL DEFIBRILLATOR, by Representative J. Valentine, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 101**, POSTING ON MOTOR AND SPECIAL FUEL PUMPS, by Representative G. Way, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 128**, DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT BIDDING PROCESS, by Representative R. Short, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 131**, ENFORCEMENT AUTHORITY FOR DRUG LAB AND PRECURSOR ACTS, by Representative A. Tyler, et al, and it is transmitted for consideration; and

The House passed **H.B. 150**, COUNTY OPTION SALES TAX FOR LONG TERM CARE CENTERS, by Representative J. Seitz, and it is transmitted for consideration; and

The House passed **H.B. 159**, WORKERS' COMPENSATION EXEMPTION FOR INDEPENDENT INSURANCE AGENTS, by Representative J. Valentine, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 162**, UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS, by Representative B. Evans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 270**, CHILD SUPPORT FOR ADULT CHILDREN, by Representative J. Swallow, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 98, Sub. H.B. 101, H.B. 128, H.B. 131, H.B. 150, H.B. 159, H.B. 162,** and **H.B. 270** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 17, 1998

The Health and Environment Committee recommends **S.B. 153**, ASSISTED LIVING FACILITIES, by Senator M. Dmitrich, be replaced and favorably recommends **1st Sub. S.B. 153**, ASSISTED LIVING FACILITIES with the following amendments:

1. Page 1, Line 5:
   Delete "CREATING" and insert "COMBINING ASSISTED LIVING FACILITIES AND RESIDENTIAL ASSISTED LIVING FACILITIES INTO"

2. Page 2, Line 20:
   After "(5)" insert "(a)" and after "means" insert ": (i) a type I assisted living facility, which is a residential facility that provides assistance with activities of daily living and social care to two or more residents who:
   (A) require protected living arrangements; and
   (B) are capable of achieving mobility sufficient to exit the facility without the assistance of another person; and
   (ii) a type II assisted living facility, which is"

3. Page 2, Line 20:
Reinstate "with" and delete "constructed for the purpose"

4. Page 2, Line 21:
Delete "of providing" and reinstate "that provides an" and delete "at which the owner or operator of the facility"

5. Page 2, Line 22:
Delete line 22

6. Page 2, Line 23:
Reinstate "supportive personal and health care" and delete "shall be"

7. Page 2, Line 25:
After "services." insert "(b)" and after "resident" insert "in a type I or type II assisted living facility"

8. Page 5, Lines 13-18:
Delete lines 13-18; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 112**, UNDERGROUND STORAGE TANK ASSURANCE AMENDMENTS, by Representative B. Wright; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 113**, UNDERGROUND STORAGE TANK PROGRAM AMENDMENTS, by Representative B. Wright; and

The Health and Environment Committee reports a favorable recommendation on **H.C.R. 6**, NUCLEAR WASTE STORAGE OPPOSITION RESOLUTION, by Representative R. Becker.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 153, H.B. 112, H.B. 113**, and **H.C.R. 6** were placed on Second Reading Calendar.

* * *

Mr. President: February 17, 1998

The Human Services Committee reports a favorable recommendation on **S.B. 54**, IMMUNITY FOR VOLUNTEERS, by Senator C. Taylor, et al; and

The Human Services Committee reports a favorable recommendation on **S.B. 157**, LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS, by Senator S. Howell; and

The Human Services Committee reports a favorable recommendation on **S.B. 163**, RECRUITMENT AND TRAINING OF FOSTER FAMILIES, by Senator N. Tanner, with the following amendments:

1. Page 4, Line 11:
   After "by" insert "supplying staff support,"

2. Page 4, Line 28:
   After "entity" insert "or a referring individual"

3. Page 4, Line 31:
   Delete "any person with the authority to act on behalf of the private" and insert "the referring individual"

4. Page 5, Line 1:
   Before the comma delete "entity"

5. Page 5, Line 4:
   Delete "entity" and insert "referring individual"

6. Page 5, Line 7:
   After "section" insert ": (a)"

Renumber remaining subsections accordingly.

7. Page 5, Line 16:
   After "purposes" insert:
   ": and
   (c) "referring individual" means an individual:
   (i) with the authority to act on behalf of a referring entity in making a referral; and
   (ii) who may or may not be compensated by the referring entity"; and

The Human Services Committee reports a favorable recommendation on **H.B. 61**, FUNDING FOR SENIOR CITIZEN CENTERS, by Representative P. Larson; and

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 173**, COUNSELING AND SUPPORT OF ADOPTIVE FAMILIES AND CHILDREN, by Representative N. Stephens; and

The Human Services Committee reports a favorable recommendation on **H.C.R. 4**, RESOLUTION URGING BUSINESSES TO ADJUST PARENT WORK SCHEDULES, by Representative R. Killpack, with the following

amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, line 14:
Delete "a parent" and insert "parents"

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 54, S.B. 157, S.B. 163, H.B. 61,** and **Sub. H.B. 173** were placed on Second Reading Calendar.

H.C.R. 4 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 17, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 52,** PROPERTY TAX RESTRICTION, by Senator L. Poulton, with the following amendments:

1. Page 1, Line 8:
After "PROVIDING" delete "AN EFFECTIVE DATE" and insert "FOR RETROSPECTIVE OPERATION"

2. Page 5, Line 11:
Delete "Effective date" and insert "Retrospective operation"

3. Page 5, Line 12:
After "This act" delete "takes effect on" and insert "has retrospective operation to" and after "January 1," delete "1999" and insert "1998"; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 49,** EMINENT DOMAIN VALUATION, by Senator P. Suazo; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 175,** STATE SETTLEMENT AGREEMENT, by Senator L. Beattie; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 156,** SALES TAX FOR ARTS AND RECREATION, by Senator D. Buhler, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 26:
Delete line 26 and renumber the remaining sections accordingly

2. Page 2, Line 10:
After "county" delete "arts" and insert "cultural"

3. Page 2, Line 17:
After "dance" delete "; and"

4. Page 2, Lines 18 and 19:
Delete lines 18 and 19; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 209**, TAX EXPENDITURES FOR ZOOLOGICAL FACILITIES, by Senator L. Poulton, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 4, Line 12:
After "recreational" delete "and zoological"

2. Page 4, Line 15:
After "zoological" insert "facilities and"

3. Page 5, Line 20:
After "recreational" delete "and"

4. Page 5, Line 21
At the beginning of line 21 delete "zoological"

5. Page 5, Line 22:
After "zoological" insert "facilities and"

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 52, S.B. 49**, and **S.B. 175** were placed on Second Reading Calendar.

S.B. 156 and **S.B. 209** were read the second time and placed on Consent Calendar.

* * *

President Beattie assigned **S.B. 196**, HIGH LEVEL NUCLEAR WASTE DISPOSAL, to the Health and Environment Standing Committee

CONSENT CALENDAR

H.B. 215, ENFORCEMENT OF COURT'S RESTITUTION ORDER, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Evans	Howell	Myrin	Poulton

H.B. 215 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 146, NURSING REGULATION - INTERSTATE COMPACT, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Howell

S.B. 146 was transmitted to the House.

* * *

On motion of Senator McAllister, the circle was removed from **S.B. 136,** MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT, and it was before the Senate.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 3, Line 2:
After "If the" delete "municipality" and insert "planning commission"

2. Page 3, Line 3:
At the beginning of line 3 delete "that" and insert "the"

3. Page 12, Line 26:
After "If the" delete "county" and insert "planning commission" and after "within" delete "that" and insert "the"

4. Page 12, Line 29:
After "adjacent" delete "municipality" and insert "county"

5. Page 12, Line 30:
After "proposed;" delete "and"

6. Page 12, Line 31:
After "adjacent" delete "municipality" and insert "county; and
(iii) the legislative body of each municipality in which any of the property within the specified distance is located"

On motion of Senator McAllister, the bill was amended as follows:

1. Page 5, Line 21 (Goldenrod 2-13-98):
Delete "Unless" and insert "If" and after "body" delete "otherwise provides" and insert "delegates the authority"

2. Page 5, Line 22 (Goldenrod 2-13-98):
After "adjustment" bracket "shall" and insert "may"

3. Page 14, Line 31:
Delete "Unless" and insert "If" and after "body" delete "otherwise provides" and insert "delegates the authority"

4. Page 15, Line 1 (Goldenrod 2-13-98):
After "adjustment" bracket "shall" and insert "may"

Senator McAllister explained the bill. Senator Mansell commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Jones

S.B. 136 was transmitted to the House.

* * *

S.B. 160, AFTER-SCHOOL ACCESS TO COMPUTERS TASK FORCE, was read the third time.

On motion of Senator M. Peterson, the bill was amended as follows:

1. Page 1, Line 17:
   After "than" delete "three" and insert "two"

The bill was explained by Senator M. Peterson, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Waddoups
Wharton			

Voting in the negative were: Senators

Taylor	Beattie

Absent or not voting were: Senators

Evans	Stephenson

S.B. 160 was transmitted to the House.

* * *

On motion of Senator C. Peterson, the Senate voted to lift **H.B. 9** from Third Reading Table and place it at the top of Third Reading Calendar.

H.B. 9, APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN, was read the third time.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 1, Line 9 (Goldenrod 2-5-98):
After "TROOPERS;" insert "REQUIRING THAT THE HIGHWAY PATROL PURCHASE BASIC UNIFORMS FOR NEW TROOPERS;"

2. Page 1, Line 9 (Goldenrod 2-5-98):
After line 9 insert:
"This act affects sections of Utah Code Annotated 1953 as follows:
AMENDS: 53-8-104, as renumbered and amended by Chapter 234, Laws of Utah 1993"

3. Page 1, Line 11 (Goldenrod 2-5-98):
After line 11 insert:"Section 1. Section 53-8-104 is amended to read:
53-8-104 Superintendent's duties. The superintendent shall:

(1) divide the state highways into sections for the purpose of patrolling and policing;

(2) employ peace officers known as highway patrol troopers to patrol or police the highways within this state and to enforce the state statutes as required;

(3) establish ranks, grades, and positions in the Highway Patrol and designate the authority and responsibility in each rank, grade, and position;

(4) establish for the Highway Patrol standards and qualifications and fix prerequisites of training, education, and experience for each rank, grade, and position;

(5) appoint personnel to each rank, grade, and position necessary for the efficient operation and administration of the Highway Patrol;

(6) devise and administer examinations designed to test applicants for positions with the Highway Patrol;

(7) make rules governing the Highway Patrol as appear to the superintendent advisable;

(8) discharge, demote, or temporarily suspend any employee in the

Highway Patrol for cause;

(9) prescribe the uniforms to be worn and the equipment to be used by employees of the Highway Patrol;

(10) charge against each employee of the Highway Patrol the value of any property of the state lost or destroyed through the carelessness of the employee;

(11) establish, with the approval of the Division of Finance, the terms and conditions under which expense allowance should be paid to any employee of the Highway Patrol while away from his station;

(12) station the Highway Patrol in localities as he finds advisable for the enforcement of the laws of this state; [~~and~~]

(13) conduct in conjunction with the State Board of Education in and through all state schools an educational campaign in highway safety and work in conjunction with civic organizations, churches, local units of government, and other organizations that may function in accomplishing the purposes of reducing highway accidents[~~.~~]; and

(14) provide the initial mandatory uniform items for each new trooper hired after July 1, 1998."

4. Page 1, Line 12 (2-5-98):
After "Section" delete "1" and insert "2"

5. Page 1, Line 16 (2-5-98):
After "Section" delete "2" and insert "3"

On motion of Senator C. Peterson, **H.B. 9** was placed on Third Reading Table due to fiscal impact.

* * *

S.B. 177, LONG TERM LEASE - NORTH CAMPUS OF UVSC, was read the third time. On motion of Senator McAllister, the bill was circled.

* * *

S.B. 208, APPROPRIATION FOR ENGINEERING AND PREENGINEERING PROGRAM, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators

Evans	Stephenson	Waddoups

S.B. 208 was transmitted to the House.

* * *

Sub. S.B. 80, RECODIFICATION OF SPECIAL DISTRICTS, was read the third time.

On motion of Senator Hillyard, the bill was circled.

* * *

2nd Sub. S.B. 151, PROPERTY TAX EXEMPTION FOR DISABLED VETERANS, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton		

Voting in the negative was: Senator
Beattie

Absent or not voting were: Senators

Evans	Steiner

2nd Sub. S.B. 151 was transmitted to the House.

* * *

On motion of Senator Suazo, **S.B. 65** was read the third time and circled.

* * *

S.B. 68, JUDICIARY AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Stephenson

S.B. 68 was transmitted to the House.

* * *

S.B. 145, CHILD SUPPORT AMENDMENTS, was read the third time and explained by Senator Tanner. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Stephenson

S.B. 145 was transmitted to the House.

* * *

Sub. S.B. 141, HANDGUN PURCHASE REQUIREMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Myrin	Taylor

Absent or not voting was: Senator
Evans

Sub. S.B. 141 was transmitted to the House.

* * *

S.B. 214, APPROPRIATION FOR UTAH STATE FAIRPARK, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Evans

S.B. 214 was transmitted to the House.

SECOND READING CALENDAR

Sub. H.B. 86, HEALTH INSURANCE - PRIMARY CARE PROVIDER, was read the second time. Senator M. Peterson explained the bill. Senators Montgomery and Dmitrich commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Wharton
Beattie			

Absent or not voting were: Senators

Evans	Mantes	Poulton	Waddoups

* * *

H.B. 245, UTAH BOTANICAL CENTER APPROPRIATION, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 18; Nays, 4; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Hillyard	Holmgren	Howell
Hull	Mayne	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Taylor
Wharton	Beattie		

Voting in the negative were: Senators

Buhler	Mansell	Muhlestein	Nielson

Absent or not voting were: Senators

Dmitrich	Evans	Jones	Mantes
Poulton	Tanner	Waddoups	

On motion of Senator McAllister, **H.B. 245** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 294, APPROPRIATION FOR ROY MUSEUM, was read the second time. Senator Tanner explained the bill and it passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 4.

Voting in the affirmative were: Senators

Evans	Holmgren	Howell	Hull
Jones	McAllister	Montgomery	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Wharton
Beattie			

Voting in the negative were: Senators

Buhler	Hillyard	Mansell	Mantes
Muhlestein	Nielson	Stephenson	Taylor

Absent or not voting were: Senators

Blackham	Dmitrich	Mayne	Waddoups

On motion of Senator McAllister, **H.B. 294** was placed on Third Reading Table due to fiscal impact.

* * *

Sub. H.B. 59, ADOPTION AMENDMENTS, was read the second time. Senator Myrin explained the bill.

Senator Taylor moved the following amendments:

1. Revised Committee Report Dated February 11, 1998:
   Delete all amendments contained on the Revised Committee Report, and reinstate pages 2 and 3 of the lilac copy, dated February 4, 1998, as passed by the House.

Senators Myrin and Hillyard commented. The amendment passed on a voice vote.

Senator Hillyard commented.

On motion of Senator Taylor, the bill was amended as follows:

2. Page 2, Line 22 and 23 (lilac copy):
   Reinstate the following "~~an expert in family relations approved by the court or~~"

The bill passed on the following roll call:

Yeas, 26; Nays, 3; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Buhler	Hillyard	Mansell

* * *

On motion of Senator McAllister, the circle was removed from **H.B. 72,** UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, and it was before the Senate. Senator explained the bill. Senator Hull commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Wharton

* * *

On motion of Senator McAllister, the Senate voted to recall **H.B. 247,** REVENUES FOR THE STATE SCHOOL FUND, from the House of Representatives due to fiscal impact.

* * *

Sub. H.B. 100, UTAH SUMMER GAMES APPROPRIATION, was read the second time. Senator Jones explained the bill. Senator Taylor commented. The bill passed on the following roll call:

Yeas, 18; Nays, 6; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mayne
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Suazo
Tanner	Waddoups		

Voting in the negative were: Senators

Buhler	Hillyard	Mansell	McAllister
Muhlestein	Taylor		

Absent or not voting were: Senators

Mantes	Poulton	Stephenson	Wharton
Beattie			

On motion of Senator McAllister, **Sub. H.B. 100** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 251, DISABILITY CENTER TRUST FUND AMENDMENTS, was read the second time. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Blackham	Buhler	Jones	Poulton
Beattie			

* * *

H.B. 264, ADOPTION ACT AMENDMENTS, was read the second time. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Hull	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Blackham	Hillyard	Howell	Mantes
Beattie			

* * *

H.B. 267, SEX ABUSE OF A CHILD, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting was: Senator
Beattie

On motion of Senator McAllister, **H.B. 267** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 91, REGULATION OF SIGNS IN COMMUNITIES, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups			

Absent or not voting were: Senators

Hull	Poulton	Wharton	Beattie

* * *

2nd Sub. H.B. 219, RESIDENCE LIEN RECOVERY FUND AMENDMENTS, was read the second time. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Hull	Poulton	Steiner
Wharton			

* * *

Sub. H.B. 276, CONSERVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION, was read the second time. On motion of Senator C. Peterson, the bill was circled.

* * *

H.J.R. 8, LEGISLATIVE ELIGIBILITY RESOLUTION, was read the second time. Senator McAllister explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Jones	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Steele	Stephenson
Suazo	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Evans	Hull	Mantes
Myrin	Poulton	Steiner	Tanner
Wharton			

On motion of Senator McAllister, **H.J.R. 8** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 63, REGULATION OF MOTORIZED SCOOTERS, was read the second time. Senator Nielson explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative was: Senator
Myrin

Absent or not voting were: Senators

Blackham	Hull	Mantes	Poulton
Steiner	Wharton		

* * *

H.B. 237, GROWTH IMPACT HIGHWAY AMENDMENTS, was read the second time. On motion of Senator C. Peterson, the bill was circled.

* * *

H.B. 244, DUI PENALTIES AMENDMENT, was read the second time. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Hull	Mantes	Poulton
Wharton			

* * *

On motion of Senator Suazo, the circle was removed from **Sub. H.B. 45, WILDLIFE LICENSE FEES,** and it was before the Senate. Senator Suazo explained the bill. Senator Tanner commented. The bill passed on the following roll call:

Yeas, 16; Nays, 9; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Jones	McAllister	Montgomery
Myrin	C. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Wharton

Voting in the negative were: Senators

Buhler	Mansell	Mayne	Muhlestein
Nielson	M. Peterson	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Hull	Mantes	Poulton

* * *

On motion of Senator C. Peterson, and at 11:50 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 18, 1998

The House passed, **S.B. 12**, MANAGEMENT PLANS OF WILDLIFE RESOURCES LAND, by Senator A. Myrin, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 15**, STATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY, by Senator J. Hull, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 39**, PENALTIES FOR SALE OF TOBACCO TO YOUTH, by Senator R. Montgomery, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 40**, NEWBORN HEARING SCREENING, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 46**, URBAN AND COMMUNITY FORESTRY, by Senator R. Steiner, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 109**, STATE LAW LIBRARY AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 111**, ENTERPRISE ZONE AMENDMENTS, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 114**, THIS IS THE PLACE FOUNDATION, by Senator D. Buhler, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 119**, MEDICAL PRACTICE AMENDMENTS, by Senator R. Montgomery, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 120**, ENERGY ASSISTANCE PROGRAM OVERSIGHT, by Senator H. Nielson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 129**, MOTOR VEHICLE ACCIDENT INSURANCE COVERAGE, by Senator L. Jones, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 130**, COUNTY REGULATION OF WILDLIFE REHABILITATION, by Senator R. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 9**, RESOLUTION CONCERNING KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 12, S.B. 15, Sub. S.B. 39, S.B. 40, S.B. 46, S.B. 109, S.B. 111, S.B. 114, S.B. 119, Sub. S.B. 120, S.B. 129, S.B. 130, and **S.J.R. 9** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 18, 1998

The House passed, as amended, **S.B. 11**, TRANSPLANTS OF WILDLIFE, by Senator A. Myrin, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Myrin, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	Montgomery	Muhlestein	Myrin
Nielson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Evans	Mantes	McAllister
C. Peterson	M. Peterson	Taylor	

S.B. 11 was returned to the House.

* * *

Mr. President: February 18, 1998

The House passed **H.B. 378**, AMENDMENTS REGARDING RESTITUTION, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed **H.B. 462**, MOTOR VEHICLE CRIMINAL ACTS AMENDMENTS, by Representative S. Barth, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 378** and **H.B. 462** were read the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 18, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigned to the following committees:

Business, Labor & Economic Development

S.B. 181 Limiting Liability in Hockey Facilities (L. Mansell)

Education

S.B. 213 Appropriation for Training and Education of Local Governments (L. Blackham)

Health/Environment

S.B. 168 Child Abuse Database Amendments (C. Peterson)

S.B. 187 Utah Council on Victims (C. Peterson)

Revenue & Taxation

S.B. 210 Income Tax Credit for Stay-at-home Parents or Guardian (R. Muhlestein)

S.B. 225 Tax Credit for Purchase of Assistive Technology (C. Taylor)

Transportation & Public Safety

S.B. 221 Emergency Services Telephone Charge (D. Steele); and

The President, having received the following House bills, assigns them to the following committees:

Energy, Natural Resources & Agriculture

H.B. 24 Penalty for Abandoned or Unattended Campfire (D. Hogue)

Health/Environment	
H.B. 35	Minimum Fine for Possession of Tobacco Products by Underaged Persons (R. Siddoway)
H.B. 130	Controlled Substances Precursor Amendments (A. Tyler)
1st Sub. H.B. 98	Automatic External Defibrillator (J Valentine)
Human Services	
H.B. 83	Child Care Task Force (S. Allen)
H.B. 346	Child Care Licensing Regulation (D. Jones)
Judiciary	
1st Sub. H.B. 107	Compensatory Service (B. King)
H.B. 146	Habitual Violent Offender Definitions (N. Hendrickson)
H.B. 328	Public Office Misconduct Amendments (S. Koehn)
State & Local Affairs	
H.B. 234	School Construction Limit Amendment (J. Haymond)

Lane Beattie, Senate President

Reports filed.

STANDING COMMITTEE REPORTS

Mr. President: February 18, 1998

The Business, Labor, and Economic Development Committee recommends **S.B. 36, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS**, by Senator S. Howell, be replaced and favorably recommends **1st Sub. S.B. 36, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS** with the following amendments:

1. Page 1, Line 13:
   Delete "PROVIDING ADMINISTRATIVE FINE AND"

2. Page 1, Line 14:
   Delete "CITATION AUTHORITY; PROVIDING FOR ENFORCEMENT;"

3. Page 1, Line 25:
   Delete line 25

4. Page 7, Lines 5-6:
   Delete lines 5-6

5. Page 7, Lines 9-31:
   Delete lines 9-31

6. Page 8, Lines 1-31:
Delete lines 1-31

7. Page 9, Lines 1-10:
Delete lines 1-10

Renumber remaining sections accordingly; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 190**, CREDIT CARD AMENDMENTS, by Senator D. Buhler; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 198**, MOLD RETENTION LAW, MOLD LIEN LAW, AND CREDITOR'S RIGHTS, by Senator M. Dmitrich; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 207**, PROFESSIONAL BOXING ACT AMENDMENTS, by Senator P. Suazo; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 290**, ENGINEER LICENSE AMENDMENTS, by Representative M. Dillree, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 259**, SALE OF VEHICLE, by Representative B. Allen, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 277**, LIMITED LIABILITY COMPANY AMENDMENTS, by Representative S. Allen, et al, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 323**, AMENDMENTS RELATED TO LIMITED LIABILITY COMPANIES, by Representative J. Valentine, and recommends it be considered read for the second time and placed on the Consent Calendar.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 36, S.B. 190, S.B. 198,** and **S.B. 207** were placed on Second Reading Calendar.

H.B. 290, H.B. 259, H.B. 277, and **H.B. 323** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 18, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 307,** REGULATION OF IMPOUNDED VEHICLES, by Representative C. Saunders, with the following amendments:

1. Page 2, Line 21b (Lilac 2-6-98):
   After "if" insert ": (a)"

2. Page 2, Line 21c (Lilac 2-6-98):
   After "odometer" insert "; and (b) the odometer reading is accessible to the division or the peace officer"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 344,** DUI PROBATION OR PAROLE, by Representative K. Bryson; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 123,** NOT A DROP AMENDMENTS, by Representative D. Bush, and recommends it be considered read for the second time and placed on the Consent Calendar.

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 307** and **H.B. 344** were placed on Second Reading Calendar.

H.B. 123 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 18, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 56,** BOW HUNTER CERTIFICATION, by Senator M. Peterson; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 205,** DEFINING RESIDENTIAL AREA FOR BUILDING PERMIT EXEMPTIONS, by Senator A. Myrin, with the following amendments:

1. Page 2, Line 18:
After "Subsection" delete "(5)(b)" and insert "(5)(a)"

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 56** and **S.B. 205** were placed on Second Reading Calendar.

* * *

Mr. President: February 18, 1998

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 76**, UNCLAIMED PROPERTY AMENDMENTS, by Representative J. Valentine; and

The Judiciary Committee recommends **H.B. 77**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, by Representative D. Ure, be replaced and favorably recommends **1st Sub. H.B. 77**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE; and

The Judiciary Committee reports a favorable recommendation on **H.B. 92**, SEXUAL OFFENSES WITHOUT CONSENT OF VICTIM, by Representative K. Bryson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 99**, SENTENCING CREDIT FOR GOOD BEHAVIOR, by Representative K. Bryson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 190**, FELON VOTING RESTRICTIONS, by Representative C. Saunders, with the following amendments:

1. Page 1, line 24:
After "incarcerated" delete ", on probation, or on parole"

2. Page 3, lines 3–4:
After "next election." delete the next sentence.

3. Page 4, line 5:
After "incarcerated" delete ", on probation, or on parole"

4. Page 4, line 13:
After "has been" delete the ":" and insert "released from incarceration."

5. Page 4, lines 14-17:
Delete lines 14 through 17

6. Page 4, line 18:
Delete "(ii)" and insert "(d)"

7. Page 4, line 30:
After "incarcerated" delete ", on probation, or on parole for a felony conviction"

8. Page 5, line 9:
After "incarcerated" delete ", on probation, or on parole"

9. Page 6, line 8:
After "incarcerated" delete ", on probation, or on parole"; and

The Judiciary Committee recommends **H.J.R. 4**, RESOLUTION ELIMINATING VOTING RIGHTS OF CONVICTED FELONS, by Representative C. Saunders, be replaced and favorably recommends **1st Sub. H.J.R. 4**, RESOLUTION ELIMINATING VOTING RIGHTS OF CONVICTED FELONS with the following amendments:

1. Page 1, Line 20:
After "restored" insert "as provided by statute"

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 76, Sub. H.B. 77, H.B. 92, H.B. 99, H.B. 190,** and **Sub. H.J.R. 4** were placed on Second Reading Calendar.

SECOND READING CALENDAR

H.B. 58, OIL AND GAS SEVERANCE TAX AMENDMENTS, was read the second time. On motion of Senator Myrin, the bill was circled.

* * *

H.B. 280, WORKERS' COMPENSATION INSURANCE AMENDMENTS, was read the second time. Senator Blackham explained the bill. Senator Myrin declared a conflict of interest.

Senator Steiner moved the following amendments:

1. Page 4, Line 17 (Lilac 2-5-98):
Delete "$50,000" and insert "$25,000"

2. Page 4a, Line 26 (Lilac 2-5-98):
Delete "$50,000" and insert "$25,000"

3. Page 4a, Line 28 (Lilac 2-5-98):
Delete "$50,000" and insert "$25,000"

Senators Steiner, Myrin, and Blackham commented. The amendment failed on a voice vote.

The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative was: Senator
Suazo

Absent or not voting were: Senators

Howell	M. Peterson	Wharton

THIRD READING CALENDAR

On motion of Senator Evans, the circle was removed from **Sub. S.B. 80,** RECODIFICATION OF SPECIAL DISTRICTS, and it was before the Senate.

On motion of Senator Evans, the following substitute bill replaced the original bill.

RECODIFICATION OF SPECIAL DISTRICTS

2nd Sub. S.B. 80 *R. Mont Evans*

AN ACT RELATING TO SPECIAL DISTRICTS AND LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES; REPEALING CREATION PROCEDURES FOR CERTAIN TYPES OF INDEPENDENT SPECIAL DISTRICTS; ENACTING CREATION PROCEDURES FOR LOCAL

DISTRICTS AND APPLYING THOSE PROCEDURES TO CERTAIN TYPES OF INDEPENDENT SPECIAL DISTRICTS; MAKING CONFORMING CORRECTIONS; MAKING TECHNICAL CORRECTIONS; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A COORDINATION CLAUSE.

Senator Evans explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Hillyard	M. Peterson

2nd Sub. S.B. 80 was transmitted to the House.

SECOND READING CALENDAR

H.B. 296, MINING RECLAMATION AMENDMENTS AND APPROPRIATION, was read the second time. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steele	Stephenson
Suazo	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	M. Peterson	Steiner	Tanner

On motion of Senator McAllister, **H.B. 296** was placed on Third Reading Table due to fiscal impact.

• • •

On motion of Senator Blackham, the circle was removed from **Sub. H.B. 276**, CONSERVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Buhler	M. Peterson	Poulton	Wharton

On motion of Senator McAllister, **Sub. H.B. 276** was placed on Third Reading Table due to fiscal impact.

• • •

H.B. 39, CRIMINAL INTENT, was read the second time. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups

Absent or not voting were: Senators

Buhler	M. Peterson	Poulton	Wharton
Beattie			

• • •

Sub. H.B. 206, ECO-TERRORISM PROHIBITION AND PENALTIES, was read the second time. On motion of Senator Dmitrich, the bill was circled.

* * *

H.B. 258, GAMBLING AMENDMENTS, was read the second time. On motion of Senator Taylor, the bill was circled.

* * *

H.B. 44, TELEMARKETING REQUIREMENTS, was read the second time. Senator Nielson explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Buhler	Mayne	M. Peterson	Poulton
Beattie			

* * *

H.B. 89, RESTRICTIONS ON NAMES OF BUSINESS ENTITIES, was read the second time. Senator Nielson explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Buhler	Mantes	Mayne	M. Peterson
Poulton	Beattie		

* * *

H.B. 180, EXTENSION OF GAS SERVICE TERRITORIES, was read the second time. Senator Hillyard explained the bill. Senator Mansell commented. The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Voting in the negative were: Senators

Mayne	Poulton

Absent or not voting were: Senators

Buhler	M. Peterson	Beattie

* * *

H.B. 30, PUBLIC SCHOOL HAZARDOUS BUS ROUTES APPROPRIATION, was read the second time. Senator Evans explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

M. Peterson	Beattie

On motion of Senator McAllister, **H.B. 30** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Myrin, the circle was removed from **H.B. 58**, OIL AND GAS SEVERANCE TAX AMENDMENTS, and it was before the Senate. Senator Myrin explained the bill. Senator Myrin declared a conflict of interest. Senators McAllister and Hillyard commented.

Senator Hillyard moved the following amendments:

1. Page 1, Line 7 (Lilac 1-9-98):
   After "2004;" insert "DISALLOWING THE CREDIT IF OIL OR GAS PRICES EXCEED CERTAIN LEVELS;"

2. Page 2, Line 19 (Lilac 1-9-98):
   After "[A]" insert "Except as provided in Subsection (3)(c),"

3. Page 2, Line 27 (Lilac 1-9-98):
   After Line 27 insert:
   "(c) Notwithstanding Subsection (3)(a), a taxpayer may not claim a recompletion or workover tax credit under this section for a taxable year if the taxpayer reports on a tax return filed for the taxable year that:
   (i) the average value for oil exceeds $28.00 per barrel, or
   (ii) the average value for gas exceeds $3.50 per MCF."

Senators Holmgren and Myrin commented. The amendment failed on a voice vote.

Senator Howell commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

* * *

On motion of Senator Dmitrich, the circle was removed from **Sub. H.B. 206**, ECO-TERRORISM PROHIBITION AND PENALTIES, and it was before the Senate. Senator Dmitrich explained the bill.

On motion of Senator Wharton, the bill was amended as follows:

1. Page 2, Line 5 (Lilac 2-5-98):
After "provided below." insert "However, this section does not apply to action protected by the National Labor Relations Act, 29 U.S.C. Section 151 et seq., or the Federal Railway Labor Act, 45 U.S.C. Section 151 et seq."

Senators Suazo, Steiner, and Montgomery commented. The bill passed on the following roll call:

Yeas, 20; Nays, 8; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Stephenson
Taylor	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Buhler	Mansell	Mayne	M. Peterson
Steele	Steiner	Suazo	Tanner

Absent or not voting was: Senator
Poulton

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 237, GROWTH IMPACT HIGHWAY AMENDMENTS**, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Mansell Poulton

* * *

H.B. 82, ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators
Evans Howell Poulton

On motion of Senator McAllister, **H.B. 82** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator C. Peterson, Naresh Chandra, Ambassador from India, spoke in Committee of the Whole.

* * *

H.B. 88, RECORDING OF DOCUMENTS, was read the second time. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	M. Peterson
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Howell	Mantes	Nielson	Poulton
Steele			

* * *

On motion of Senator Hillyard, the Senate voted to reconsider its action on **S.B. 144**, CHANGES REGARDING EXISTING HAZARDOUS WASTE FACILITIES, place it at the top of Second Reading Calendar, and circle the bill.

* * *

H.B. 94, LONGEVITY AMENDMENTS FOR STATE EMPLOYEES, was read the second time. Senator Muhlestein explained the bill. Senators Tanner, Buhler, and Evans commented. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Hillyard	Poulton

On motion of Senator McAllister, **H.B. 94** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 193, ELECTION LAW - SUBSTANTIVE REVISIONS, was read the second time. Senator Muhlestein explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell

Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Hillyard

* * *

H.B. 212, NAVAJO REVITALIZATION FUND BOARD, was read the second time. On motion of Senator Myrin, the bill was circled.

* * *

Sub. H.B. 227, SPECIAL DISTRICTS ELECTIONS, was read the second time. On motion of Senator Montgomery, the bill was circled.

* * *

H.B. 242, REVOCATION OF CONCEALED FIREARM PERMIT AMENDMENTS, was read the second time. On motion of Senator Suazo, the bill was circled.

* * *

H.B. 272, INMATE PRODUCTIVITY AND WORK SKILLS, was read the second time. Senator Montgomery explained the bill. Senators Hull, Tanner, and Steele commented. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Mantes	Mayne

* * *

H.B. 278, VEHICLE REGISTRATION REQUIREMENTS, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Jones	Mantes	Mayne	Montgomery
Poulton			

On motion of Senator McAllister, **H.B. 278** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Taylor, the circle was removed from **H.B. 258**, GAMBLING AMENDMENTS, and it was before the Senate.

On motion of Senator Taylor, the following substitute bill replaced the original bill.

GAMBLING AMENDMENTS

Sub. H.B. 258 *Blake D. Chard*

AN ACT RELATING TO THE CRIMINAL CODE; AMENDING THE OFFENSE OF GAMBLING TO INCLUDE VIDEO GAMING DEVICES; AND AMENDING OPERATIONAL RESTRICTIONS.

Senator Taylor explained the bill. Senators Waddoups, Dmitrich, C. Peterson, and Beattie commented. The bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Stephenson	Tanner
Taylor	Waddoups	Beattie	

Voting in the negative were: Senators

Dmitrich	Suazo	Wharton

Absent or not voting were: Senators

Mantes	Steele	Steiner

* * *

On motion of Senator C. Peterson and at 4:15 p.m., the Senate adjourned until 9:30 a.m., Thursday, February 19, 1998.

THIRTY-SECOND DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with President R. Lane Beattie presiding.

Roll Call– All Senators present.

Prayer – Tuckett Crittenden, Student Body President of South Summit High School.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 19, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirty-first day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 18, 1998

The House passed, **S.B. 30**, SCHOOL ACTIVITIES REPORT, by Senator A. Myrin, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 30 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 18, 1998

The House passed, as amended, **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 301**, MINIMUM AGE FOR MARRIAGE, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed **H.B. 304**, INITIATIVE PROCESS AMENDMENTS, by Representative K. Garn, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 306**, CAPITOL SENTENCING AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 313**, CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed **H.B. 317**, EXPERT DISCOVERY AMENDMENTS, by Representative S. Barth, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 337**, REGULATION OF CORK-FINISHED WINE TASTING, by Representative J. Hickman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 338**, BIDDING PROCESS ON STATE BUILDINGS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.B. 342**, PILOT PROJECT OF INTERNET VOTING, by Representative B. Chard, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 279, Sub. H.B. 301, H.B. 304, H.B. 306, H.B. 313, H.B. 317, H.B. 337, H.B. 338**, and **H.B. 342** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 18, 1998

The Education Committee recommends **S.B. 158**, DONATION OF BUILDINGS TO UNIVERSITIES, by Senator H. Stephenson, be replaced and favorably recommends **1st Sub. S.B. 158**, DONATION OF BUILDINGS TO UNIVERSITIES; and

The Education Committee reports a favorable recommendation on **S.B. 204**, APPROPRIATION FOR FESTIVAL OF THE AMERICAN WEST, by Senator J. Holmgren; and

The Education Committee reports a favorable recommendation on **H.B. 182**, CLASS SIZE REDUCTION, by Representative L. Frandsen, et al, with the following motions and amendments:

Restore the language of the original bill.

1. Page 1, Line 1:
   After "REDUCTION" reinsert "IN GRADES 7-8"
2. Page 1, Line 10:
   After "REDUCTION" reinsert "IN GRADES 7 AND 8"
3. Page 1, Line 18:
   After "reduction" reinsert "in grades 7 & 8"
4. Page 1, Line 20:
   After "programs" reinsert "in grades 7 and 8"
5. Page 1, Line 22:
   After "membership" insert "in grades 7 and 8"
6. Page 1, Lines 25-25(a):
   After "plan" delete ", DEVELOPED WITH THE PARTICIPATION OF ADMINISTRATORS, TEACHERS, AND PARENTS OF STUDENTS ATTENDING THE SCHOOL."; and

The Education Committee reports a favorable recommendation on **S.C.R. 6**, VOLUNTEERS IN HIGHER EDUCATION RESOLUTION, by Senator D. Steele, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 158, S.B. 204**, and **H.B. 182** were placed on Second Reading Calendar.

S.C.R. 6 was read the second time and placed on Consent Calendar.

CONSENT CALENDAR

Sub. H.B. 21, SELECTIVE SERVICE FILING PREREQUISITE TO RECEIVING, was read the third time. On motion of Senator Poulton, the bill was circled.

THIRD READING CALENDAR

Sub. H.B. 86, HEALTH INSURANCE - PRIMARY CARE PROVIDER, was read the third time, explained by Senator M. Peterson, and passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators
Blackham Mantes

Sub. H.B. 86 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 59, ADOPTION AMENDMENTS, was read the third time. On motion of Senator Myrin, the bill was circled.

* * *

H.B. 72, UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	C. Peterson

H.B. 72 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 251, DISABILITY CENTER TRUST FUND AMENDMENTS, was read the third time. On motion of Senator Holmgren, the bill was circled.

* * *

H.B. 264, ADOPTION ACT AMENDMENTS, was read the third time, explained by Senator Taylor, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	C. Peterson

H.B. 264 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 91, REGULATION OF SIGNS IN COMMUNITIES, was read the third time. On motion of Senator Holmgren, the bill was circled.

* * *

On motion of Senator Holmgren, the Senate voted to lift **H.B. 278** from the Third Reading Table and place it at the top of Third Reading Calendar.

H.B. 278, VEHICLE REGISTRATION REQUIREMENTS, was read the third time.

On motion of Senator McAllister, **H.B. 278** was placed on Third Reading Table due to fiscal impact.

• • •

2nd Sub. H.B. 219, RESIDENCE LIEN RECOVERY FUND AMENDMENTS, was read the third time, explained by Senator Howell, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Holmgren	Howell
Hull	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Jones
Mantes	Taylor		

2nd Sub. H.B. 219, as amended, was returned to the House.

• • •

H.B. 63, REGULATION OF MOTORIZED SCOOTER, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Hillyard	Mantes

H.B. 63 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 244, DUI PENALTIES AMENDMENT, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Mantes	Steiner	Tanner

H.B. 244 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 45, WILDLIFE LICENSE FEES, was read the third time and explained by Senator Suazo.

On motion of Senator M. Peterson, the bill was amended as follows:

1. Page 6, Line 24:
   Delete "10.00" and reinsert "9.00"

Senator Hull commented. Senator Nielson declared a conflict of interest. The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Mansell	McAllister
Montgomery	Myrin	Nielson	C. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner			

Voting in the negative were: Senators

Blackham	Buhler	Jones	Mayne
Muhlestein	M. Peterson	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Mantes	Steiner

Sub. H.B. 45, as amended, was returned to the House.

* * *

H.B. 280, WORKERS' COMPENSATION INSURANCE AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mantes	Steiner

H.B. 280, as amended, was returned to the House.

* * *

H.B. 39, CRIMINAL INTENT, was read the third time, explained by Senator Taylor, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson

M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Mantes	Steiner

H.B. 39 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, the circle was removed from **H.B. 251**, DISABILITY CENTER TRUST FUND AMENDMENTS, and it was before the Senate. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	Steiner

H.B. 251 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 44, TELEMARKETING REQUIREMENTS, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Mantes	Tanner	Wharton

H.B. 44, as amended, was returned to the House.

* * *

H.B. 89, RESTRICTIONS ON NAMES OF BUSINESS ENTITIES, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Evans	Mantes	Tanner
Wharton			

H.B. 89 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 180, EXTENSION OF GAS SERVICE TERRITORIES, was read the third time and explained by Senator Hillyard. Senators Mansell, Blackham, Jones, Waddoups, and Suazo commented.

On motion of Senator Mansell, the bill was circled.

* * *

H.B. 58, OIL AND GAS SEVERANCE TAX AMENDMENTS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mantes

H.B. 58 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 206, ECO-TERRORISM PROHIBITION AND PENALTIES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 19; Nays, 7; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mantes
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Stephenson
Taylor	Wharton	Beattie	

Voting in the negative were: Senators

Buhler	Howell	Mansell	M. Peterson
Steiner	Suazo	Tanner	

Absent or not voting were: Senators

Mayne	Steele	Waddoups

Sub. H.B. 206, as amended, was returned to the House.

* * *

On motion of Senator McAllister, the circle was removed from **S.B. 177**, LONG TERM LEASE - NORTH CAMPUS OF UVSC, and it was before the Senate.

On motion of Senator McAllister, the following substitute bill replaced the original bill.

LONG TERM LEASE - NORTH CAMPUS OF UVSC

Sub. S.B. 177 *LeRay McAllister*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; MANDATING THAT DFCM ENTER A LEASE PURCHASE AGREEMENT WITH UTAH VALLEY STATE COLLEGE FOR CERTAIN LANDS OWNED BY THE UTAH STATE DEVELOPMENTAL CENTER; AND MAKING TECHNICAL CORRECTIONS.

On motion of Senator McAllister, the bill was circled.

* * *

H.B. 237, GROWTH IMPACT HIGHWAY AMENDMENTS, was read the third time. On motion of Senator Montgomery, the bill was circled.

* * *

H.B. 88, RECORDING OF DOCUMENTS, was read the third time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	Stephenson

H.B. 88 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 193, ELECTION LAW - SUBSTANTIVE REVISIONS, was read the third time, explained by Senator Muhlestein, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Mantes

H.B. 193 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 272, INMATE PRODUCTIVITY AND WORK SKILLS, was read the third time and explained by Senator Montgomery. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Myrin	Poulton

H.B. 272, as amended, was transmitted to the House.

* * *

On motion of Senator McAllister, the Senate voted to lift **H.J.R. 8** from Third Reading Table and place it at the top of Third Reading Calendar.

H.J.R. 8, LEGISLATIVE ELIGIBILITY RESOLUTION, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative was: Senator
Wharton

Absent or not voting were: Senators
Blackham Jones

H.J.R. 8 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 258, GAMBLING AMENDMENTS, was read the third time, explained by Senator Taylor, and passed on the following roll call:

Yeas, 24; Nays, 3; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Voting in the negative were: Senators

Dmitrich	Suazo	Wharton

Absent or not voting were: Senators
Blackham Steele

Sub. H.B. 258, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 91**, REGULATION OF SIGNS IN COMMUNITIES, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 91 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, and at 10:55 a.m., the Senate sauntered.

The Senate was called to order at 11:10 a.m., with President Beattie presiding.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 19, 1998

The President, having received the following Senate bills with their fiscal notes, ordered them printed and assigns the following bills to standing committees:

Business, Labor & Economic Development

S.B. 174	Quality Assurance on Construction of Public Buildings (E. Mayne)
H.B. 128	Division of Facilities Construction and Management Bidding Process (R. Short)

H.B. 159	Workers' Compensation Exemption For Independent Insurance Agents (J. Valentine)
H.B. 279	Amendments to Olene Walker Housing Trust Fund (G. Adair)
H.B. 338	Bidding Process on State Buildings (G. Adair)
Education	
S.B. 203	Funding Education Through Commercial Advertisement (M. Dmitrich)
H.B. 162	Utah State Museum of Natural History Amendments (B. Evans)
Health/Environment	
H.B. 313	Chiropractic Physician Practice Act Amendments (J. Haymond)
Human Services	
H.B. 270	Child Support for Adult Children (J. Swallow)
1st Sub. H.B. 301	Minimum Age for Marriage (C. Saunders)
Judiciary	
S.B. 222	Board of Pardons and Parole Hearing Requirements (S. Howell)
State & Local Affairs	
H.B. 304	Initiative Process Amendments (K. Garn)
Transportation & Public Safety	
1st Sub. H.B. 101	Posting on Motor and Special Fuel Pumps (G. Way)
H.B. 131	Enforcement Authority for Drug Lab and Precursor Acts (A. Tyler)
1st Sub. H.B. 339	Hill Air Force Base Addition (G. Adair)
H.B. 462	Motor Vehicle Criminal Acts Amendments (S. Barth)

Lane Beattie, Senate President

Report filed.

THIRD READING CALENDAR

On motion of Senator McAllister, the circle was removed from **Sub. S.B. 177**, LONG TERM LEASE - NORTH CAMPUS OF UVSC, and it was before the Senate. Senator McAllister explained the bill.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 1:
   Delete "LONG TERM LEASE" and insert "LAND PURCHASE"

2. Page 1, Line 7:
   After "ENTER A" delete "LEASE" and insert "LAND"

3. Page 2, Line 17:
After "Facilities" delete "Cons00truction" and insert "Construction"

Senator Mayne commented. The bill passed on the following roll call:

Yeas, 16; Nays, 11; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Holmgren	Jones
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Taylor	Beattie

Voting in the negative were: Senators

Dmitrich	Evans	Howell	Mantes
Mayne	M. Peterson	Steiner	Suazo
Tanner	Waddoups	Wharton	

Absent or not voting were: Senators

Hillyard	Hull

Sub. S.B. 177 was transmitted to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 237**, GROWTH IMPACT HIGHWAY AMENDMENTS, and it was before the Senate. Senator Blackham explained the bill and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Howell	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Hillyard	Hull	Jones
M. Peterson			

H.B. 237 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Howell, Coach Russell L. Lauber was honored in Committee of the Whole for his achievements as swimming coach for Brighton High and and Cottonwood Heights.

* * *

On motion of Senator Myrin, the circle was removed from **Sub. H.B. 59,** ADOPTION AMENDMENTS, and it was before the Senate. Senator Myrin explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Evans	Hillyard	Holmgren	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Buhler	Dmitrich	Howell
Poulton			

Sub. H.B. 59, as amended, was transmitted to the House.

* * *

On motion of Senator Waddoups, the circle was removed from **S.B. 140,** EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS, and it was before the Senate. Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators
Blackham Dmitrich Mantes

S.B. 140 was transmitted to the House.

SECOND READING CALENDAR

S.B. 63, DUI - SERIOUS BODILY INJURY, was read the second time. Senator Howell explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators
Dmitrich Wharton

* * *

On motion of Senator Stephenson, the Senate voted to lift **S.B. 182**, RESTRICTION ON STATE AND LOCAL GOVERNMENTS COLLECTING MONIES FOR GROUPS, from the State and Local Affairs Standing Committee and refer it Business, Labor and Economic Development Standing Committee.

* * *

On motion of Senator C. Peterson, and at 11:50 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 19, 1998

The Speaker of the House has signed **S.B. 11**, TRANSPLANTS OF WILDLIFE, by Senator A. Myrin, and it is transmitted for the signature of the President; and

The House passed, **S.B. 118**, REGULATION OF LEAD-BASED PAINT REMEDIATION, by Senator L. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 128**, MUNICIPAL ENERGY SALES AND USE TAX EXEMPTION, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 137**, DISASTER SERVICE VOLUNTEER LEAVE ACT, by Senator L. Poulton, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 11, S.B. 118, S.B. 128, and **S.B. 137** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 19, 1998

The House passed **H.B. 129**, FORT DOUGLAS MILITARY MUSEUM, by Representative W. Harper, et al, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 357**, TRANSIENT ROOM TAX AMENDMENTS, by Representative K. Johnson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 129** and **Sub. H.B. 357** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 19, 1998

The House passed, as amended, **4th Sub. S.B. 76**, INSURANCE LAW CHANGES, by Senator L. Poulton, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Hull	Mansell	Mantes	Mayne

McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Hillyard	Howell	Jones
Stephenson	Taylor		

4th Sub. S.B. 76 was returned to the House.

STANDING COMMITTEE REPORTS

Mr. President: February 19, 1998

The Human Services Committee reports a favorable recommendation on **H.B. 71**, ALCOHOL AND DRUG TESTING FEE, by Representative D. Bush; and

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 104**, CONSUMER HEALTH CARE STUDY, by Representative T. Beck; and

The Human Services Committee reports a favorable recommendation on **H.B. 148**, COHABITANT ABUSE ACT AMENDMENTS, by Representative P. Larson.

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 71, Sub. H.B. 104**, and **H.B. 148** were placed on Second Reading Calendar.

* * *

Mr. President: February 19, 1998

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 154**, REPORTING ELECTED OFFICIAL FUNDS, by Senator E. Mayne; and

The State and Local Affairs Committee recommends **S.B. 162**, ELECTION RESPONSIBILITIES, by Senator L. Poulton, be replaced and favorably recommends **1st Sub. S.B. 162**, ELECTION RESPONSIBILITIES; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 189**, PLANNING COORDINATION, by Senator L. McAllister, with the following amendments:

1. Page 1, Line 10:
After "RESOURCES;" delete "AND" and after "CHANGES" insert "; AND MAKING TECHNICAL CORRECTIONS"

2. Page 1, Line 13:
Delete line 13 and insert "10-9-204, as enacted by Chapter 235, Laws of Utah 1991 "

3. Page 1, Line 14:
Delete line 14 and insert "17-27-204, as last amended by Chapter 3, Laws of Utah 1997, Second Special Session"

4. Page 2, Lines 2-29:
Delete lines 2 through 29 and insert:"Section 1. Section 10-9-204 is amended to read:
10-9-204 Powers and duties.
The planning commission shall:
(1) prepare and recommend a general plan and amendments to the general plan to the legislative body as provided in this chapter;
(2) recommend zoning ordinances and maps, and amendments to zoning ordinances and maps, to the legislative body as provided in this chapter;
(3) administer provisions of the zoning ordinance, where specifically provided for in the zoning ordinance adopted by the legislative body;
(4) recommend subdivision regulations and amendments to those regulations to the legislative body as provided in this chapter;
(5) recommend approval or denial of subdivision applications as provided in this chapter;
(6) advise the legislative body on matters as the legislative body directs;
(7) hear or decide any matters that the legislative body designates, including the approval or denial of, or recommendations to approve or deny, conditional use permits;
(8) give notice under Section 11-38-301 when required by that section;
[~~(8)~~] (9) exercise any other powers[~~.~~] delegated to it by the legislative body; and
[~~(a)~~] (10) exercise any other powers that are necessary to enable it to perform its [~~function; or (b) delegated to it by the legislative body~~] functions."

5. Page 3, Line 28:
After "functions;" delete "and"

6. Page 3, Line, 30:
After "county" insert "; and"
After line 30, insert "(e) each township located within a county"

7. Page 7, Lines 18-31:
Delete lines 18 through 31 and insert:

"Section 14. Section 17-27-204 is amended to read:

17-27-204 Powers and duties.

(1) Each countywide or township planning commission shall, with respect to the county or township, as the case may be:

(a) prepare and recommend a general plan and amendments to the general plan to the county legislative body as provided in this chapter;

(b) recommend zoning ordinances and maps, and amendments to zoning ordinances and maps, to the county legislative body as provided in this chapter;

(c) administer provisions of the zoning ordinance, if specifically provided for in the zoning ordinance adopted by the county legislative body;

(d) recommend subdivision regulations and amendments to those regulations to the county legislative body as provided in this chapter;

(e) recommend approval or denial of subdivision applications as provided in this chapter;

(f) advise the county legislative body on matters as the county legislative body directs;

(g) hear or decide any matters that the county legislative body designates, including the approval or denial of, or recommendations to approve or deny, conditional use permits;

(h) give notice under Section 11-38-301 when required by that section;

[~~(h)~~] (i) exercise any other powers delegated to it by the county legislative body; and

[~~(i)~~] (j) exercise any other powers that are necessary to enable it to perform its functions.

(2) The planning commission of a township under this part may recommend to the legislative body of the county in which the township is located:

(a) that the county legislative body support or oppose a proposed incorporation of an area located within the township, as provided in Subsection 10-2-105(4); or

(b) that the county legislative body file a protest to a proposed annexation of an area located within the township, as provided in Subsection 10-2-407(1)(b)."

8. Page 8, Lines 1-13:
Delete lines 1 through 131.

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 191**, TOWNSITE STATUTE MODIFICATION, by Senator R. Muhlestein; and

The State and Local Affairs Committee recommends **1st Sub. 3**, DATES FOR BOND ELECTIONS, by Representative G. Way, be replaced and favorably recommends **2nd Sub. H.B. 73**, DATES FOR BOND ELECTIONS.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 154, Sub. S.B. 162, S.B. 189, S.B. 191,** and **2nd Sub. H.B. 73** were placed on Second Reading Calendar.

* * *

Mr. President: February 19, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 58**, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, by Senator H. Stephenson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 62**, DISTRICT COURT REVIEW OF TAX COMMISSION CASES, by Senator H. Stephenson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 211**, SALES TAX - PREPAID CALLING CARDS, by Senator L. Hillyard; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 220**, RESEARCH TAX CREDIT FOR MACHINERY AND EQUIPMENT, by Senator C. Peterson, with the following amendments:

1. Page 1, Line 8:
After "BOTH" insert "PRIMARILY"

2. Page 2, Line11:
Delete "subject to a" and insert "not exempt from" and delete "tax" and insert "taxes"

3. Page 2, Line 12:
After "is" insert "primarily"

4. Page 2, Line 15:
Delete "subject to" and insert "not exempt from" and delete "tax" and insert "taxes"

5. Page 2, Line 16:
Delete "provided" and insert "donated" and after "organization to" insert "be primarily used to"

6. Page 2, Line 31:
Delete "for" and insert "to be primarily used to conduct" and after "research" delete "conducted"

7. Page 4, Line 15:
Delete "subject to a" and insert "not exempt from" and delete "tax" and insert "taxes"

8. Page 4, Line 16:
After "is" insert "primarily"

9. Page 4, Line 20:
Delete "subject to a" and insert "not exempt from" and delete "tax" and insert "taxes"

10. Page 4, Line 21:
Delete "provided" and insert "donated" and after "organization to" insert "be primarily used to"

11. Page 5, Line 5:
Delete "for" and insert "to be primarily used to conduct" and after "research" delete "conducted"; and

The Revenue and Taxation Committee recommends **S.J.R. 13, RESOLUTION ON REVIEW OF TAX COMMISSION CASES**, by Senator H. Stephenson, be replaced and favorably recommends **1st Sub. S.J.R. 13, RESOLUTION ON REVIEW OF TAX COMMISSION CASES**; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 175**, TAX INCENTIVES FOR ADOPTION AND GUARDIANSHIP, by Representative J. Haymond.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 58, S.B. 62, S.B. 211, S.B. 220, Sub. S.J.R. 13,** and **H.B. 175** were placed on Second Reading Calendar.

* * *

Due to a bill title change, Senator Holmgren moved that **S.B. 189**, PLANNING COORDINATION, be read the first time and placed on Second Reading Calendar.

* * *

On motion of Senator Suazo, **S.B. 48** was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

S.B. 48, PAY-PER-VIEW BOXING TAX, was read the second time. Senator Suazo explained the bill. Senator Suazo declared a conflict of interest. Senator Holmgren commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton		

Absent or not voting were: Senators

Buhler	Jones	Beattie

* * *

On motion of Senator Myrin, the circle was removed from **H.B. 212**, NAVAJO REVITALIZATION FUND BOARD, and it was before the Senate. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Jones	Beattie

* * *

S.B. 69, MATCHING FUNDS FOR HIGHWAYS, was read the second time. Senator Howell explained the bill. Senators Tanner, Dmitrich, Muhlestein, and Buhler commented. The bill failed to pass on the following roll call:

Yeas, 7; Nays, 18; Absent, 4.

Voting in the affirmative were: Senators

Howell	Mantes	Mayne	M. Peterson
Steiner	Suazo	Wharton	

Voting in the negative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Mansell
McAllister	Montgomery	Muhlestein	Myrin
Nielson	Poulton	Steele	Tanner
Taylor	Waddoups		

Absent or not voting were: Senators

Jones	C. Peterson	Stephenson	Beattie

S.B. 69 was filed.

* * *

S.R. 5, RESOLUTION URGING STUDY OF REGIONAL COMMUTER SYSTEM, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Muhlestein

Absent or not voting was: Senator
Jones

* * *

On motion of Senator Blackham, the circle was removed from **Sub. H.B. 227**, SPECIAL DISTRICT ELECTIONS, and it was before the Senate. Senator Blackham explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 1, Line 8:
   After line 8 insert "REQUIRING EACH SPECIAL DISTRICT TO REIMBURSE THE COUNTY FOR THE COSTS OF AN ELECTION;"

2. Page 4, Line 30:
   After line 30 insert:
   "(12) Each special district shall reimburse the county holding an election under this section for the costs of the election attributable to that special district."

3. Page 4, Line 31:
   Delete "(12)" and insert "(13)"

Senator Waddoups moved the following amendments:

4. Page 1, Line 1:
   After "DISTRICT" delete "ELECTIONS" and insert "CHANGES"

5. Page 1, Line 8:
After line 8 insert:
"REMOVING EXEMPTION FROM SPECIAL DISTRICT BOARD SELECTION PROCEDURES FOR WATER CONSERVANCY AND METROPOLITAN WATER DISTRICTS; REQUIRING MEMBERS OF BOARD OF DIRECTORS OF WATER CONSERVANCY AND METROPOLITAN WATER DISTRICTS TO BE ELECTED;"

6. Page 1, Line 11:
After line 11 insert:
"17A-1-301, as last amended by Chapter 30, Laws of Utah 1992"

7. Page 1, Line 12:
After line 12 insert:
"17A-2-819, as last amended by Chapter 10, Laws of Utah 1997"
"17A-2-1409, as last amended by Chapter 268, Laws of Utah 1997"

8. Page 1, Line 21:
After line 21 insert:

"Section 1. Section 17A-1-301 is amended to read:

17A-1-301 Exemptions.

This part does not apply to:

(1) public transit districts established under authority of Title 17A, Chapter 2, Part 10, Utah Public Transit District Act;

[~~(2) water conservancy districts established under Title 17A, Chapter 2, Part 14, Water Conservancy Districts;~~]

[~~(3)~~] (2) soil conservation districts created under the authority of Title 17A, Chapter 3, Part 8, Soil Conservation Districts;

[~~(4)~~] (3) neighborhood redevelopment agencies established under authority of Title 17A, Chapter 2, Part 12, Utah Neighborhood Development Act;

[~~(5) metropolitan water districts established under authority of Title 17A, Chapter 2, Part 8, Metropolitan Water District Act;~~]

[~~(6)~~] (4) any dependent special district established under the authority of Title 17A, Chapter 3; and

[~~(7)~~] (5) Hazardous Waste Facilities Management Authorities established under authority of Title 17A, Chapter 2, Part 17, Hazardous Waste Facilities Management Act."

9. Page 5, Line 3:
After line 3 insert:

"Section 3. Section 17A-2-819 is amended to read:

17A-2-819 Directors -- Representation -- Voting -- Organization and membership -- Terms.

(1) (a) All powers, privileges and duties vested in or imposed upon any district incorporated under this part shall be exercised and performed by and through a board of directors[~~, all the members of which~~].

(b) Each member of a board of directors shall serve without compensation [~~for the terms of office as provided~~] and [~~who, in all events,~~] shall be [~~designated and appointed by the legislative body or bodies, respectively, of a city or cities the area of which is within a metropolitan water district~~] elected as provided in Chapter 1, Part 3, Special District Board Selection Procedures.

(c) The exercise of any and all executive, administrative, and ministerial powers may be by the board of directors delegated and redelegated to any of the offices created by this part or by the board of directors acting under this part.

(2) [~~If the district is organized to comprise the area of two or more cities, the board of directors shall consist of at least one representative from each municipality, the area of which shall lie within the metropolitan water district. As a~~] A member of the board of directors[~~, each representative~~] may vote on all questions, orders, resolutions, and ordinances coming before the board [~~, and may cast one vote for each $10,000,000, or major fractional part of that amount, of the taxable value of property taxable for district purposes in the city represented by the representative as shown by the assessment records of the county and evidenced by the certificate of the county auditor. Each city shall have at least one vote. In lieu of one representative any city may at its option designate and appoint several representatives not exceeding one additional representative for each $1,000,000 of taxable value, but the representative shall cast the vote to which the city would otherwise be entitled as a unit and as a majority of such representatives present shall~~

~~determine.~~] The affirmative vote of [~~members representing~~] more than 50% of the total number of [~~votes of all the~~] members shall be necessary and, except as otherwise provided, shall be sufficient to carry any order, resolution, or ordinance coming before the board of directors. [~~For the purposes of this section, the term "major fractional part" means a fractional part larger than one-half.~~]

(3) If a district includes the area of only one municipality, the board of directors may consist of either five or seven members, as determined by the legislative body of the municipality. Each director may cast one vote on all matters coming before the board; on a board of five members, the affirmative vote of three, and on a board of seven members, the affirmative vote of four, shall, except as otherwise provided, be necessary and sufficient to carry any order, resolution, or ordinance coming before the board.

(4) Members of the board of directors of any metropolitan water district who have been [~~appointed as provided~~] elected shall convene at the time and place fixed by the presiding officer of the municipality initiating the proceedings, and immediately upon convening, the board of directors shall elect from its membership a chairman, a vice-chairman, and a secretary, who shall serve for a period of two years, or until sooner recalled or resigning, or until a successor is elected and qualified.

(5) Every member of the board of directors of a metropolitan water district shall be a registered voter[~~, a property taxpayer,~~] and a resident of the [~~municipality by the legislative body of which the member is appointed~~] metropolitan water district. [~~In each municipality, the area of which is in a metropolitan water district, except in districts occupying the area of more than one city, one of the directors appointed by its legislative body to the board of directors shall be the commissioner of water supply and waterworks, or other comparable officer, however designated, who is in charge of the municipality's water supply and distribution system, if municipally owned, and who shall be known as the ex officio director. Except for the ex officio director, all other elected or appointed officers, or the employees of the municipality shall be ineligible for appointment to any district board; and except for the ex officio director, any member of the metropolitan water district board of directors who at a time after appointment to the board becomes elected or appointed to office in, or who becomes an employee of, the municipality in which the member resides shall immediately become disqualified as a director and shall forfeit the~~

~~office, and the legislative body of the municipality shall immediately appoint a successor to serve the unexpired portion of the term of office.~~] The [appointment] election of directors [~~by the legislative body of a municipality~~] shall be made without regard to partisan political affiliations [~~from among citizens of the highest integrity, attainment, competence, and standing in the community, and it is the intent of this part that each municipality shall adhere so far as possible to a policy of continuing reappointment, at the expiration of their terms of office, of directors of high character and proven competence~~].

(6) [~~Except as to an ex officio director, the~~] The terms of office of members of the board of directors are as follows:

(a) in metropolitan water districts comprising the area of two or more cities, six years;

(b) in metropolitan water districts comprising the area of only one city where the number of members of the board of directors is five, one member shall be [~~appointed~~] elected for a two-year term; one for a three-year term; one for a five-year term; one for a six-year term all as determined by lot; and upon the expiration of these terms, the ensuing terms of office for each shall be six years; and

(c) in metropolitan water districts comprising the area of only one city where the number of members of the board of directors is seven, two members shall be [~~appointed~~] elected for a two-year term; two for a four-year term and two for a six-year term, all as determined by lot; and upon the expiration of these terms, the ensuing terms of office for each shall be six years.

(7) Every member of a board of directors shall serve until the member resigns or until a successor has been duly [~~appointed~~] elected and qualified. Before assuming office, every director[~~, other than an ex officio director,~~] shall first subscribe to the constitutional oath of office of the state, and the oath shall be delivered to and retained among the records of the secretary of the district.

(8) Members of the board of directors of any metropolitan water district who are serving as such on the effective date of this [~~amendment~~] section and who are otherwise qualified as provided in Subsection (5), shall [~~immediately be reappointed to office by the legislative body or bodies, respectively, of the city or cities the area of which is included in a metropolitan water district, and for the terms of office provided in Subsection (6)~~] continue to serve until their term expires.

Section 4. Section 17A-2-1409 is amended to read:

17A-2-1409 Board of directors -- Selection of members -- Number -- Qualifications -- Terms -- Vacancies -- Surety bonds -- Meetings -- Reports.

(1) [~~(a)~~] Within 45 days after entry of the decree incorporating the district, the board of directors shall be [~~selected~~] elected as provided in [~~this Subsection (1)~~] Chapter 1, Part 3, Special District Board Selection Procedures.

[~~(b) For a district that consists of a single county, the county legislative body of that county shall appoint each director.~~]

[~~(c) (i) For a district that consists of more than a single county, the governor, with the advice and consent of the Senate, shall appoint each director from nominees submitted as provided in this Subsection (c).~~]

[~~(ii) (A) Except as provided in Subsection (1)(c)(ii)(B), in a division composed solely of incorporated cities, the legislative body of each city within the division shall submit two nominees per director.~~]

[~~(B) Notwithstanding Subsection (1)(c)(ii)(A), the legislative body of a city may submit fewer than two nominees per director if the legislative body certifies in writing to the governor that the legislative body is unable, after reasonably diligent effort, to identify two nominees who are willing and qualified to serve as director.~~]

[~~(iii) (A) Except as provided in Subsection (1)(c)(iii)(B), in all other divisions, the county legislative body of the county in which the division is located shall submit three nominees per director.~~]

[~~(B) Notwithstanding Subsection (1)(c)(iii)(A), the county legislative body may submit fewer than three nominees per director if the county legislative body certifies in writing to the governor that the county legislative body is unable, after reasonably diligent effort, to identify three nominees who are willing and qualified to serve as director.~~]

[~~(iv) If a director represents a division located in more than one county, the county governing bodies of those counties shall collectively compile the list of three nominees.~~]

[~~(d) In districts where substantial water is allocated for irrigated agriculture, one director appointed in that district shall be a person who~~

~~owns irrigation rights and uses those rights as part of that person's livelihood.~~]

(2) (a) [~~(i)~~] The [~~terms~~] term of office [~~shall be fixed so that: (A) approximately 1/4 of the directors first appointed, after organization of the district, shall serve for one year; (B) approximately 1/4 of the directors first appointed shall serve for two years; (C) approximately 1/4 of the directors first appointed shall serve for three years; and (D) the remainder of the directors shall serve for four years. (ii) All succeeding terms of office~~] of each director shall be four years.

(b) The court shall establish the number, representation, and votes of directors for each district in the decree creating the district. The board of directors of the district shall consist of not more than 11 persons who are residents of the district. If the district consists of five or more counties, the board of directors shall consist of not more than 21 persons who are residents of the district.

[~~(c) At least 90 days before expiration of a director's term, the secretary of the board shall:~~]

[~~(i) give written notice of vacancies in any office of director and of the expiration date of terms of office of directors to the county legislative body in single county districts and to the nominating entities and the governor in all other districts; and~~]

[~~(ii) publish the notice in a newspaper having general circulation.~~]

[~~(d) (i) Upon receipt of the notice of the expiration of a director's term or notice of a vacancy in the office of director, the legislative body of the city or the county legislative body, as the case may be, shall nominate candidates to fill the unexpired term of office pursuant to Subsection (1).~~]

[~~(ii) If the entity charged with nominating candidates for appointment by the governor has not submitted the list of nominees within 90 days after service of the notice, the governor shall make the appointment from qualified candidates without consultation with the legislative body of the city or the county legislative body.~~]

[~~(iii) If the governor fails to appoint, the incumbent shall continue to serve until his successor is appointed and qualified.~~]

~~[(iv) Appointment by the governor vests in the appointee, upon qualification, the authority to discharge the duties of director, subject only to the advice and consent of the Senate.]~~

[~~(c)~~] (c) Each director shall hold office during the term for which [~~appointed~~] elected and until a successor is duly [~~appointed~~] elected and has qualified.

(3) Each director shall furnish a corporate surety bond at the expense of the district, in amount and form fixed and approved by the court, conditioned for the faithful performance of duties as a director.

(4) (a) An annual meeting of the board of directors shall be held on a date to be fixed by the court in the order incorporating the district. The board shall also hold special meetings at least quarterly.

(b) A report of the business transacted during the preceding year by the district, including a financial report prepared by certified public accountants, shall be filed with:

(i) the clerk of the district court;

(ii) the governing bodies of counties with lands within the district; and

(iii) cities charged with nominating directors.

(c) No more than 14 days and no less than five days prior to the annual meeting, the district shall have published at least once in a newspaper having general circulation within the district:

(i) a notice of the annual meeting; and

(ii) the names of the directors.

(d) The district shall have published a summary of its financial report in a newspaper having general circulation within the district. The summary shall be published no later than 30 days after the date the audit report required under Title 51, Chapter 2, Audits of Political Subdivisions, Interlocal Organizations and Other Local Entities, is required to be filed with the state auditor.

(e) Subsections (4)(c) and (d) do not apply to districts with annual revenues of less than $1,000,000."

Renumber remaining sections accordingly.

Senators Blackham and Evans commented. The amendments passed on a standing vote.

Senator Holmgren commented. Senator Dmitrich declared a conflict of interest. The bill passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Howell
Hull	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steiner	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Dmitrich	Evans	Holmgren	Steele
Tanner			

Absent or not voting was: Senator
Jones

* * *

S.B. 70, JUDGEMENT LIEN ON REAL PROPERTY, was read the second time. Senator Mansell explained the bill. Senators C. Peterson and Steiner commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Jones

THIRD READING CALENDAR

On motion of Senator Suazo, the circle was removed from **S.B. 65**, EXPUNGEMENT OF CRIMINAL RECORD AMENDMENT, and it was before the Senate. Senator Suazo explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 6, Line 6:
   Delete "and restitution"

Senators Hillyard and Wharton commented. The bill passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Howell
Hull	Mansell	Mantes	Mayne
McAllister	Montgomery	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups		

Voting in the negative were: Senators

Dmitrich	Evans	Holmgren	Muhlestein
Wharton	Beattie		

Absent or not voting was: Senator
Jones

S.B. 65 was transmitted to the House.

SECOND READING CALENDAR

S.B. 172, APPRENTICESHIP TRAINING FUNDING, was read the second time. Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister

Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Jones

* * *

On motion of Senator Waddoups, the circle was removed from **Sub. S.B. 31**, SALES TAX ON FOOD AMENDMENTS, and it was before the Senate. Senator Howell explained the bill. Senators Hillyard, Nielson, Waddoups, and Howell commented. The bill passed on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Howell
Hull	Mansell	Mantes	Mayne
McAllister	Muhlestein	Nielson	M. Peterson
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Voting in the negative were: Senators

Buhler	Hillyard	Holmgren	Montgomery
Myrin	C. Peterson	Poulton	Steele
Beattie			

Absent or not voting was: Senator
Jones

* * *

S.B. 202, DENTAL LICENSE REGIONAL BOARD EXAM, was read the second time. Senator C. Peterson explained the bill.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 1, Line 5:
   Delete "PROHIBITING MEMBERS"
2. Page 1, Line 6:
   Delete "OF THE DENTAL BOARD FROM SERVING AS EXAMINERS; AND"

3. Page 1, Line 11:
Delete line 11

4. Page 1, Lines 14-27:
Delete lines 14-27

5. Page 2, Line 1-6:
Delete lines 1-6

Renumber remaining sections accordingly.

6. Page 4, Line 22:
After line 22 insert:

Section 2. Report.

The Division of Occupational and Professional Licensing within the Department of Commerce shall report to the Business, Labor, and Economic Development Interim Committee of the Legislature before November 30, 2000, on the advisability of repealing the provisions of this act."

Senators Hillyard and Montgomery commented. The bill passed on the following roll call:

Yeas, 19; Nays, 3; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steiner	Stephenson	Suazo
Tanner	Waddoups	Beattie	

Voting in the negative were: Senators

Hillyard	Holmgren	Steele

Absent or not voting were: Senators

Dmitrich	Evans	Jones	Myrin
Poulton	Taylor	Wharton	

* * *

On motion of Senator Blackham, **H.B. 304** was lifted from State and Local Affairs Standing Committee and referred to the Secretary of the Senate.

* * *

On motion of Senator Poulton, the Senate authorized a bill file to be open on the subject of impact fees.

* * *

On motion of Senator C. Peterson and at 4:10 p.m., the Senate adjourned until 9:30 a.m., Friday, February 20, 1998.

THIRTY-THIRD DAY

MORNING SESSION

The Senate was called to order at 9:30 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Jones and Suazo, excused.
Prayer - Monti Jones, League of Women Voters.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 20, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirty-second day and find it correct with minor amendments noted on the final copy.

Millie Peterson
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 19, 1998

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 219**, RESIDENCE LIEN RECOVERY FUND AMENDMENTS, by Representative M. Dillree, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 258**, GAMBLING AMENDMENTS, by Representative B. Chard, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. H.B. 219 and **Sub. H.B. 258** were signed by the President of the Senate in open session. The bills were returned to the House of Representatives.

* * *

Mr. President: February 19, 1998

The House passed, as substituted, **1st Sub. H.B. 31**, SALE OF TOBACCO PRODUCTS, by Representative C. Saunders, et al, and it is transmitted for consideration; and

The House passed **H.B. 87**, APPROPRIATION FOR CAPITOL HILL PROJECTS, by Representative R. Becker, and it is transmitted for consideration; and

The House passed **H.B. 110**, SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 111**, AGING SERVICES AMENDMENTS, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 133**, EFFECTIVE LAW ENFORCEMENT, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 239**, CHILD WELFARE AMENDMENTS, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed **H.B. 314**, FUNDING FOR CAPITAL IMPROVEMENT PROJECTS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 321**, STALKING AMENDMENTS, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed, as amended, **H.C.R. 9**, RESOLUTION URGING PRESIDENT TO GIVE PURPLE HEARTS, by Representative S. Barth, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 31, H.B. 87, H.B. 110, Sub. H.B. 111, H.B. 133, 2nd Sub. H.B. 239, H.B. 314, H.B. 321**, and **H.C.R. 9** were read the first time and referred to the President of the Senate.

* * *

On motion of Senator Holmgren, the Senate voted to lift **H.B. 302**, CONVEYANCE OF WATER RIGHTS, from the Consent Calendar and place it at the top of Second Reading Calendar.

CONSENT CALENDAR

H.B. 84, INSPECTION OF VITAL RECORDS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Howell	Jones	Suazo
Taylor	Wharton		

H.B. 84 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 283, ICE CREAM AND MILK DISPENSER REQUIREMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Howell	Jones	Suazo
Taylor	Wharton		

H.B. 283 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 169, COAL MINING AMENDMENTS, was read the third time and explained by Senator Dmitrich. Senator Dmitrich declared a conflict of interest. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Waddoups	Beattie

Absent or not voting were: Senators

Howell	Jones	Suazo	Taylor
Wharton			

S.B. 169 was transmitted to the House.

* * *

H.B. 223, OFFENDER EXPENSES AMENDMENTS, was read the third time, explained by Senator Hull, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Holmgren	Howell	Jones	Suazo
Wharton			

H.B. 223 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 225, JURISDICTION IN UTAH COURTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Holmgren	Howell	Jones	Suazo
Wharton			

H.B. 225 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 232, STATUTE OF LIMITATIONS, was read the third time, explained by Senator Steiner, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Holmgren	Howell	Jones	Suazo
Wharton			

Sub. H.B. 232 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 48, PAY-PER-VIEW BOXING TAX, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 19; Nays, 6; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Muhlestein	Myrin	Poulton	Stephenson
Tanner	Taylor		

Absent or not voting were: Senators

Hillyard	Holmgren	Jones	Suazo

S.B. 48 was transmitted to the House.

* * *

H.B. 212, NAVAJO REVITALIZATION FUND BOARD, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Jones	Suazo

H.B. 212 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 63, DUI - SERIOUS BODILY INJURY, was read the third time, explained by Senator Howell, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Hillyard	Jones	Myrin	Suazo

S.B. 63 was transmitted to the House.

* * *

S.R. 5, RESOLUTION URGING STUDY OF REGIONAL COMMUTER SYSTEM, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Jones	Suazo

S.R. 5 was signed by the President of the Senate in open session and will be enrolled and transmitted to the Governor.

* * *

Sub. H.B. 227, SPECIAL DISTRICT ELECTIONS, was read the third time.

Senator Blackham moved to delete the amendments made by Senator Waddoups found in Senate Journal Day 31 Afternoon Session. Senator Holmgren, Montgomery, Waddoups, Myrin, and Nielson commented. The motion passed on a standing vote.

On motion of Senator Holmgren, the bill was circled.

* * *

S.B. 70, JUDGMENT LIEN ON REAL PROPERTY, was read the third time. On motion of Senator Mansell, the bill was circled.

* * *

S.B. 172, APPRENTICESHIP TRAINING FUNDING, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Hillyard	Jones	Steiner	Suazo

S.B. 172 was transmitted to the House.

* * *

Sub. S.B. 31, SALES TAX ON FOOD AMENDMENTS, was read the third time and explained by Senator Howell. Senator Waddoups commented. The bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Howell	Hull
Mantes	Mayne	Muhlestein	Nielson
M. Peterson	Poulton	Steiner	Stephenson
Taylor	Waddoups	Wharton	

Voting in the negative were: Senators

Blackham	Buhler	Holmgren	Mansell
McAllister	Montgomery	Myrin	C. Peterson
Steele	Tanner	Beattie	

Absent or not voting were: Senators
Hillyard Jones Suazo

Sub. S.B. 31 was transmitted to the House.

* * *

S.B. 202, DENTAL LICENSE REGIONAL BOARD EXAM, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steiner	Stephenson	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative were: Senators
Hillyard Steele

Absent or not voting were: Senators
Blackham Jones Suazo

S.B. 202 was transmitted to the House.

* * *

On motion of Senator Blackham, the Senate revoted **Sub. S.B. 31** due to an error in recording.

Sub. S.B. 31 passed on the following roll call:

Yeas, 15; Nays, 12; Absent, 2.

Voting in the affirmative were: Senators

Dmitrich	Evans	Howell	Hull
Mantes	Mayne	Muhlestein	Nielson
M. Peterson	Poulton	Steiner	Stephenson
Tanner	Waddoups	Wharton	

Voting in the negative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Mansell	McAllister	Montgomery	Myrin
C. Peterson	Steele	Taylor	Beattie

Absent or not voting were: Senators
Jones Suazo

Sub. S.B. 31 was transmitted to the House.

* * *

On motion of Senator Blackham, the circle was removed from **Sub. H.B. 227,** SPECIAL DISTRICT ELECTIONS, and it was before the Senate. Senator Blackham explained the bill. Senators Waddoups and Taylor commented.

On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 180,** EXTENSION OF GAS SERVICE TERRITORIES, and it was before the Senate. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators
Jones Stephenson Suazo

H.B. 180 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

S.B. 199, ARTS TECHNOLOGY AND EDUCATION APPROPRIATION, was read the second time. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Jones	Suazo

* * *

Sub. S.B. 50, PROPERTY TAXES - UNIFORM FEES AND CERTIFIED TAX RATE, was read the second time. Senator Mantes explained the bill.

On motion of Senator Mantes, the bill was amended as follows:

1. Page 11, Line 18:
   After "(3)" insert "(a)" and reinstate "The" and then delete "(a) the"

2. Page 11, Line 22:
   Delete "(ii)" and insert "(b)" and after "under" insert "this" and after "(3)" delete "(a)"

Senator Mantes moved the following amendments:

3. Page 6, Line 15
   Committee Report dated February 12, 1998
   Senate Revenue and Taxation Standing Committee:
   Delete "$28" and insert "$20"

4. Page 6, Line 16
   Committee Report dated February 12, 1998
   Senate Revenue and Taxation Standing Committee:
   Delete "$56" and insert "$50"

5. Page 6, Line 17
   Committee Report dated February 12, 1998
   Senate Revenue and Taxation Standing Committee:
   Delete "$84" and insert "$80"

6. Page 6, Line 18
Committee Report dated February 12, 1998
Senate Revenue and Taxation Standing Committee:
Delete "$112" and insert "$110"

7. Page 6, Line 22:
Bracket "$100" and insert "$150"

8. Page 7, Line 24:
After "shall be" delete "increased" and insert "adjusted" after "offset the" delete "decrease" and insert "adjustment"

9. Page 7, Line 26:
After "the" delete "decrease" and insert "adjustment"

10. Page 9, Line 29
Committee Report dated February 12, 1998
Senate Revenue and Taxation Standing Committee:
Delete "$28" and insert "$20"

11. Page 9, Line 30
Committee Report dated February 12, 1998
Senate Revenue and Taxation Standing Committee:
Delete "$56" and insert "$50"

12. Page 9, Line 31
Committee Report dated February 12, 1998
Senate Revenue and Taxation Standing Committee:
Delete "$84" and insert "$80"

13. Page 10, Line 1:
Committee Report dated February 12, 1998
Senate Revenue and Taxation Standing Committee:
Delete "$112" and insert "$110"

14. Page 14, Line 27:
After "shall be" delete "increased" and insert "adjusted" after "offset the" delete "decrease" and insert "adjustment"

15. Page 14, Line 29:
After "the" delete "decrease" and insert "adjustment"

16. Page 18, Line 16:
After "tax" delete "increase" and insert "adjustment"

17. Page 18, Line 17:
At the beginning of line 17 delete "increase" and insert "adjustment" after "offset" delete "a reduction" and insert "an adjustment"

18. Page 21, Line 17:
After "shall be" delete "increased" and insert "adjusted" after "offset the" delete "decrease" and insert "adjustment"

19. Page 21, Line 19:
After "the" delete "decrease" and insert "adjustment"

20. Page 23, Line 10:
After "This tax" delete "increase" and insert "adjustment" after "this tax" delete "increase" and insert "adjustment" after "offset" delete "a"

21. Page 23, Line 11:
At the beginning of line 11 delete "reduction" and insert "an adjustment"

Senators Hillyard and Waddoups commented. The amendments passed on a voice vote.

Senators Montgomery and Hillyard commented. The bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Howell	Mansell	Mantes	Mayne
McAllister	Nielson	C. Peterson	M. Peterson
Poulton	Steiner	Stephenson	Tanner
Waddoups			

Voting in the negative were: Senators

Hillyard	Holmgren	Hull	Montgomery
Muhlestein	Myrin	Steele	Taylor
Wharton			

Absent or not voting were: Senators

Jones	Suazo	Beattie

* * *

On motion of Senator C. Peterson, Helmet Tuerk, Ambassador from Austria spoke in Committee of the Whole.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 1998

The House passed **H.C.R. 8**, RESOLUTION RECOGNIZING UTAH RUSSIA DAYS, by Representative J. Valentine, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.C.R. 8** was read the first time. On motion of Senator C. Peterson, **H.C.R. 8** was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator C. Peterson, under suspension of the rules, **H.C.R. 8**, RESOLUTION RECOGNIZING UTAH RUSSIA DAYS, was read the second and third times. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Jones	Myrin	Suazo

H.C.R. 8 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Muhlestein, Representative Haymond introduced High School Art Contest Winners in Committee of the Whole.

SECOND READING CALENDAR

H.B. 302, CONVEYANCE OF WATER RIGHTS, was read the second time. Senator Holmgren explained the bill.

On motion of Senator Steele, the bill was amended as follows:

1. Page 2, Lines 3-4:
After "(c)" reinsert "A certified" and delete "Upon written request to the county recorder by the state engineer, the county recorder shall promptly transmit to the state engineer a"

2. Page 2, Lines 5-6:
After "water right" reinsert "shall be promptly transmitted by the county recorder to the state engineer for filing"

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Mansell
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Hull	Jones	Mantes	McAllister
Suazo			

THIRD READING CALENDAR

On motion of Senator Blackham, the circle was removed from **Sub. H.B. 227,** SPECIAL DISTRICT ELECTIONS, and it was before the Senate. Senator Blackham explained the bill. Senator Wharton declared a conflict of interest. The bill passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Steele

Absent or not voting were: Senators

Hull	Jones	Mantes	C. Peterson
Poulton	Suazo		

Sub. H.B. 227, as amended, was returned to the House.

* * *

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 1:45 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 1998

The Speaker of the House has signed **4th Sub. S.B. 76**, INSURANCE LAW CHANGES, by Senator L. Poulton, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 44**, TELEMARKETING REQUIREMENTS, by Representative L. Nelson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 45**, WILDLIFE LICENSE FEES, by Representative M. Styler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 59**, ADOPTION AMENDMENTS, by Representative N. Stephens, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 206**, ECO-TERRORISM PROHIBITION AND PENALTIES, by Representative D. Iverson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 272**, INMATE PRODUCTIVITY AND WORK SKILLS, by Representative G. Adair, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 280**, WORKERS' COMPENSATION INSURANCE AMENDMENTS, by Representative B. Wright, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

4th Sub. S.B. 76 was signed by the President of the Senate in open session and will be enrolled and transmitted to the Governor.

H.B. 44, Sub. H.B. 45, Sub. H.B. 59, Sub. H.B. 206, H.B. 272, and **H.B. 280** were signed by the President of the Senate in open session. The bills will be returned to the House of Representatives.

* * *

Mr. President: February 20, 1998

The House passed, as substituted, **1st Sub. H.B. 65**, SALES TAX EXEMPTION FOR PASSENGER TRANSPORTATION, by Representative B. Allen, and it is transmitted for consideration; and

The House passed **H.B. 235**, CONSUMER CREDIT CODE AMENDMENTS, by Representative K. Garn, and it is transmitted for consideration; and

The House passed **H.B. 322**, FISCAL NOTE ON LEGISLATION, by Representative M. Stephens, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 347**, COMMUNITY ECONOMIC DEVELOPMENT PROJECT FUND, by Representative W. Harper, and it is transmitted for consideration; and

The House passed **H.B. 394**, STATE SUPERVISION OF JUVENILE, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.C.R. 7**, RESOLUTION URGING SUPPORT OF NATIONAL GUARD, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed **H.C.R. 11**, RESOLUTION APPROVING INDUSTRIAL WASTE PERMIT, by Representative B. Evans, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 65, H.B. 235, H.B. 322, H.B. 347, H.B. 394, H.C.R. 7,** and **H.C.R. 11** were read the first time and referred to the President of the Senate.

• • •

Mr. President: February 20, 1998

The House transmits **H.B. 247**, REVENUES FOR THE STATE SCHOOL FUND, by Representative D. Iverson, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 247** was read the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 20, 1998

The President, having received the following Senate bills, orders them printed and assigns the following bills to standing committees:

Business, Labor & Economic Development	
S.B. 55	Music Licensing Practices Act (S. Howell)
S.B. 180	Unfair Public Competition Act (H. Stephenson)
1st Sub. H.B. 31	Sale of Tobacco Products (C. Saunders)
Education	
S.B. 218	Curriculum Requirements in Secondary Schools (C. Taylor)
Health/Environment	
H.B. 337	Regulation of Cork-finished Wine Tasting (J. Hickman)
Human Services	
S.B. 192	Clandestine Drug Lab Amendments (P. Suazo)
1st Sub. H.B. 111	Aging Services Amendments (J. Haymond)
2nd Sub. H.B. 239	Child Welfare Amendments (J. Haymond)
H.B. 378	Amendments Regarding Restitution (N. Hendrickson)
Judiciary	
H.B. 306	Capitol Sentencing Amendments (D. Ure)
H.B. 317	Expert Discovery Amendments (S. Barth)
H.B. 321	Stalking Amendments (J. Haymond)
Revenue & Taxation	
S.B. 61	Employment of Out of State Contractors and Employees (E. Mayne)
S.B. 66	Procurement Code Requirement of Health Care Benefits for Contractors (E. Mayne)
S.B. 212	Tax Increment Financing of Redevelopment Agencies (L. Mansell)
S.B. 217	Tax Credit for Clean Fuel Vehicles (L. McAllister)
H.B. 110	Sales Tax Exemption for Seasonal Destination Amusement Parks (M. Dillree)

H.B. 150	County Option Sales Tax for Long Term Care Centers (J. Seitz)
1st Sub. H.B. 357	Transient Room Tax Amendments (K. Johnson)
State & Local Affairs	
H.B. 87	Appropriation for Capitol Hill Projects (R. Becker)
H.B. 314	Funding for Capital Improvement Projects (G. Adair)
H.B. 342	Pilot Project of Internet Voting (B. Chard)
Transportation & Public Safety	
H.B. 129	Fort Douglas Military Museum (W. Harper)
H.B. 133	Effective Law Enforcement (J. Swallow)

Lane Beattie, Senate President

Report filed.

STANDING COMMITTEE REPORTS

Mr. President: February 19, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 60**, MOTOR VEHICLE INSURANCE - LIABILITY ON RENTAL OR LOANED VEHICLE, by Senator G. Mantes; and

The Business, Labor, and Economic Development Committee recommends **S.B. 166**, FOOD HANDLER LICENSING, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 166**, FOOD HANDLER LICENSING; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 181**, LIMITING LIABILITY IN HOCKEY FACILITIES, by Senator L. Mansell; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 188**, STATE OLYMPIC COORDINATION AMENDMENTS, by Senator A. Myrin, with the following amendments:

1. Page 1, Line 25:
   After line 25 insert:
   "ENACTS: 63A-7-113, Utah Code Annotated 1953"

2. Page 5, Line 6:
   After "(C)" insert "unless the Legislature appropriates additional funds from the Olympics special revenue fund to the Utah Sports Authority," and after "more than" insert ":
   (I)"

3. Page 5, Line 8:
After "Subsection (4)(a)" bracket the remainder of line 8

4. Page 5, Line 9:
Bracket line 9 and insert ":
(II) the interest earned on the amount described in Subsection (4)(b)(i)(C)(I); and
(III) the revenues deposited into the Olympics special revenue fund that are not sales and use taxes deposited under Subsection (4)(a) or interest on the sales and use taxes."

5. Page 5, Lines 24-25:
Bracket lines 24-25

6. Page 5, Lines 27-31:
Delete and bracket the language on lines 27-31

7. Page 6, Lines 1-9:
Delete lines 1-9

8. Page 13, Line 17:
After line 17 insert:
"Section 5.Section 63A-7-113 is enacted to read:
63A-7-113 Disbursement of the Olympic Special Revenue Fund.

(1) As used in this section:

(a) "Base sales and use tax amount" means the first $59,000,000 deposited in the Olympic Special Revenue Fund under Subsection 59-12-103(4);

(b) "Olympics Special Revenue Fund means" the fund or funds created under Subsection 59-12-103(4); and

(c) "proportionate share" means the percentage of the total sales and use taxes deposited under Subsection 59-12-103(4) that are generated by a county or municipality.

(2) Beginning on January 15, 2002, the monies in the Olympic Special Revenue Fund shall be distributed as follows:

(a) on or before January 15, 2002, each county or municipality other than a county or municipality described in Subsection (2)(b) shall receive the county's or municipality's proportionate share of:

(i) amounts deposited into the Olympic special revenue fund by a public sports entity as reimbursement of sales and use taxes deposited under Subsection 59-12-103(4); and

(ii)(A) the sales and use taxes in excess of the base sales and use tax amount; and

(B) interest on the amounts described in Subsection (2)(a)(ii)(A) for the period beginning on the day on which the sales and use taxes deposited into the Olympic Special Fund equal the base amount and ending on the day on which the disbursement is made to the county or municipality;

(b) by no later than May 5, 2003, there may be distributed to any county or municipality that has entered into an indemnification agreement with the state regarding risks related to Winter Olympic Games of 2002:

(i) the proportionate share of:

(A) amounts deposited into the Olympic Special Revenue Fund by a public sports entity as reimbursement of sales and use taxes deposited under Subsection 59-12-103(4); and

(B)(I) the sales and use taxes in excess of the base sales and use tax amount; and

(II) interest on the amounts described in Subsection (2)(b)(i)(B)(I) for the period beginning on the day on which the sales and use taxes deposited into the Olympic Special Fund equal the base amount and ending on the day on which the disbursement is made to the county or municipality; and

(ii) interest on the amounts described in Subsection (2)(b)(i)(A) for the period beginning on January 15, 2002, and ending on the day on which the disbursement is made to the county or municipality; and

(c) any monies in the Olympic Special Revenue Fund after the disbursement to Subsection (2)(b) shall be deposited in the General Fund."

Renumber remaining sections accordingly; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 256**, RURAL ENTERPRISE ZONES, by

Representative B. Evans, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 316**, SUNSET AERONAUTICS COMMITTEE, by Representative B. Allen, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 349**, REPORTING BY FINANCIAL INSTITUTIONS - ENFORCEMENT, by Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 60, Sub. S.B. 166, S.B. 181,** and **S.B. 188** were placed on Second Reading Calendar.

H.B. 256, H.B. 316, and **H.B. 349** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 20, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 221**, EMERGENCY SERVICES TELEPHONE CHARGE, by Senator D. Steele, with the following amendments:

1. Page 2, Line 3
   After "radio communications access line" insert "with a billing address within the boundaries of the area served by the public agency"

2. Page 2, Line 5:
   After "(b)" delete "(i)"

3. Page 2, Lines 7-9:
   Delete lines 7-9

4. Page 2, Line 10:
   After "charge" insert "levied under this section"

5. Page 2, Line 10:
   Delete "52" and insert "53.5"

6. Page 2, Line 11:
Delete "52" and insert "53.5"

7. Page 3, Line 2:
Delete "8" and insert "6.5"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 90**, MAIL BOX DAMAGE AND MAIL THEFT, by Representative B. Goodfellow.

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 221** and **Sub. H.B. 90** were placed on Second Reading Calendar.

* * *

Mr. President: February 20, 1998

The Health and Environment Committee reports a favorable recommendation on **S.B. 168**, CHILD ABUSE DATABASE AMENDMENTS, by Senator C. Peterson, with the following amendments:

1. Page 2, Line 24:
After "by" insert "(A)" and after "only" insert:
"; and
(B) subject to the provisions of Subsection (c), the Bureau of Health Facility Licensure within the Department of Health for the purpose of licensing a child provider or for determining whether a person associated with a covered health care facility, as defined by the Department of Health by rule, who provides direct care to a child has a substantiated finding of child abuse or neglect"

2. Page 3, Lines 3-5:
Delete lines 3-5 and insert:
"(c)(i) The Department of Health shall:
(A) designate two persons within the Department of Health to access the licensing part of the management information system; and
(B) adopt measures to:
(I) protect the security of the licensing part of the management information system; and
(II) strictly limit access to the licensing part of the management information system to those designated under Subsection (4)(c)(i)(A).
(ii) Those designated under Subsection (4)(c)(i)(A) shall receive training from the department with respect to:

(A) accessing the licensing part of the management information system;
(B) maintaining strict security; and
(C) the criminal provisions in Section 62A-4a-412 for the improper release of information.
(iii) Those designated under Subsection (4)(c)(i)(A):
(A) are the only ones in the Department of Health with the authority to access the licensing part of management information system; and
(ii) may only access the licensing part of the management information system in accordance with the provisions of Subsection (4)(a)(ii)."

3. Page 3, Line 20:
Delete "and"

4. Page 3, Line 21:
After the semicolon insert:
"and;
(iv) covered health care facilities;"

5. Page 4, Line 25:
Before "statement" insert "hearsay"; and

The Health and Environment Committee reports a favorable recommendation on S.B. 187, UTAH COUNCIL ON VICTIMS, by Senator C. Peterson, with the following amendments:

1. Page 1, Line 16:
Delete "21" and insert "23"

2. Page 2, Line 12:
Delete "one citizen" and insert "three citizens" and after "governor" delete "to act as chair of the council" and after line 12 insert:
"(2) The members of the council shall submit the names of three of their members to the governor from which the governor shall appoint one member as chair of the council."

3. Page 2, Line 16:
Delete "1/3" and insert "seven of the members"

4. Page 2, Line 17:
After "term." delete "1/3" and insert "eight" and after ". and" delete "1/3" and insert "eight"

Renumber remainder of subsections accordingly; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 196**, HIGH LEVEL NUCLEAR WASTE DISPOSAL, by Senator C. Peterson, with the following amendments:

1. Page 10, Line 28:
   After "(c)" delete the rest of the line.

2. Page 10, Line 29:
   Delete "part." and insert "The Legislature may appropriate the funds in this account to departments of state government as necessary for those departments to carry out their duties to implement this part."; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 219**, HOUSEHOLD HAZARDOUS WASTE AMENDMENTS, by Senator J. Holmgren; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 236**, FUNDING FOR CLEANUP OF UDOT DUMPSITE, by Representative D. Zolman; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 119**, PROVISIONS FOR HEALTH CARE PROVIDERS, by Representative J. Buffmire, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 309**, CONTROLLED SUBSTANCES ACT AMENDMENTS, by Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 168, S.B. 187, S.B. 196, S.B. 219,** and **H.B. 236** were placed on Second Reading Calendar.

H.B. 119 and **H.B. 309** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 20, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 171**, UNDERGROUND UTILITIES FACILITIES AMENDMENTS, by Senator J. Holmgren; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 24**, PENALTY FOR ABANDONED OR UNATTENDED CAMPFIRE, by Representative D. Hogue.

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 171** and **H.B. 24** were placed on Second Reading Calendar.

* * *

Mr. President: February 20, 1998

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 36**, JUROR REIMBURSEMENT, by Representative D. Zolman; and

The Judiciary Committee reports a favorable recommendation on **H.B. 40**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Representative G. Cox, with the following amendments:

1. Page 2, Line 4 (Lilac 2-2-98):
   After "two years." insert "The judges shall be appointed so that the terms expire in staggered two year increments."

2. Page 2, Line 2 through 2d (Lilac 2-2-98):
   After "four-year term." delete "THE JUDGES SHALL COORDINATE ATTENDANCE FOR MEETINGS SO THAT, IF POSSIBLE, AT LEAST ONE IS IN ATTENDANCE AT EACH MEETING. IF BOTH JUDGES ARE IN ATTENDANCE AT A MEETING, ONLY ONE MAY BE COUNTED FOR QUORUM PURPOSES AND VOTE ON EACH ISSUE BEFORE THE COMMISSION."; and

The Judiciary Committee reports a favorable recommendation on **H.B. 211**, SPECIAL SESSION PUBLIC HEARING REQUIREMENTS, by Representative E. Olsen; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 25**, PENALTY FOR INTERFERENCE WITH SERVICE OF PROCESS, by Representative J. Arrington, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 46**, JOINDER OF MISDEMEANOR AND FELONY OFFENSES, by Representative S. Barth, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 181**, ELECTRONIC POSTING OF NOTICES, by Representative B. Goodfellow, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 243**, RECOGNITION OF NON-COURT ORDERED GUARDIANSHIPS, by Representative S. Allen, and recommends it be considered read for the second time and placed on the Consent Calendar.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 36, H.B. 40,** and **H.B. 211** were placed on Second Reading Calendar.

Sub. H.B. 25, Sub. H.B. 46, H.B. 181, and **H.B. 243** were read the second time and placed on Consent Calendar.

SECOND READING CALENDAR

S.B. 165, PROPERTY TAXES - ABATEMENT FOR INDIGENT PERSONS, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Mansell	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Evans	Jones	Mantes
Mayne	C. Peterson	Suazo	Wharton

* * *

S.B. 173, APPRAISER REGISTRATION AND CERTIFICATION, was read the second time. On motion of Senator Howell, the bill was circled.

* * *

Sub. S.B. 152, WATER CONSERVANCY DISTRICTS BONDING AUTHORITY, was read the second time. On motion of Senator Stephenson, the bill was circled.

* * *

S.B. 143, RECREATIONAL VEHICLE STANDARDS, was read the second time. On motion of Senator Howell, the bill was circled.

* * *

S.B. 200, BOATING LAW CHANGES, was read the second time. Senator Tanner explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Dmitrich	Jones	Mantes	Suazo
Wharton			

* * *

S.B. 51, CRITICAL LAND CONSERVATION REVOLVING LOAN FUND, was read the second time. Senator McAllister explained the bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Dmitrich	Jones	Mantes	Suazo
Wharton			

* * *

Sub. S.B. 153, ASSISTED LIVING FACILITIES, was read the second time. Senator Muhlestein explained the bill. Senator Muhlestein declared a conflict of interest. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Hull	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Dmitrich	Howell	Jones	Mantes
Suazo	Wharton		

* * *

S.B. 54, IMMUNITY FOR VOLUNTEERS, was read the second time. Senator Taylor explained the bill.

On motion of Senator Taylor, the following substitute bill replaced the original bill.

IMMUNITY FOR VOLUNTEERS

2nd Sub. S.B. 54 *Craig Taylor*

AN ACT RELATING TO THE JUDICIAL CODE; PROVIDING FOR IMMUNITY FOR VOLUNTEERS UNDER CERTAIN CIRCUMSTANCES; CREATING THE VOLUNTEER INSURANCE ASSISTANCE PROGRAM; CREATING A RESTRICTED ACCOUNT; PROVIDING FOR THE INSURANCE COMMISSIONER TO CONTRACT FOR VOLUNTEER INSURANCE THROUGH A MARKET ASSISTANCE PROGRAM; PROVIDING INSURANCE LIMITS FOR NONPROFIT ORGANIZATIONS AND INDEPENDENT VOLUNTEERS; MAKING TECHNICAL CHANGES; APPROPRIATING $500,000; AND PROVIDING AN EFFECTIVE DATE.

Senators Steele, Holmgren, Hillyard, Nielson, and Steiner commented. The bill passed on the following roll call:

Yeas, 18; Nays, 7; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Evans	Holmgren	Howell
Hull	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Nielson	M. Peterson
Poulton	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative were: Senators

Buhler	Dmitrich	Hillyard	Mayne
Myrin	Steiner	Wharton	

Absent or not voting were: Senators

Jones	C. Peterson	Steele	Suazo

* * *

On motion of Senator Holmgren, the Senate voted to lift **H.B. 247** from the President, consider it read the second time, under suspension of the rules, and place it at the top of Third Reading Calendar.

On motion of Senator Holmgren, the Senate voted to place **H.B. 247** on the Third Reading Table due to fiscal impact.

* * *

On motion of Senator Mantes, the circle was removed from **S.B. 143**, RECREATIONAL VEHICLE STANDARDS, and it was before the Senate. Senator Mantes explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steiner	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Jones	Steele	Stephenson
Suazo			

* * *

S.B. 157, LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS, was read the second time. Senator Howell explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Jones	Myrin	Suazo

* * *

On motion of Senator Dmitrich, the circle was removed from S.B. 173, APPRAISER REGISTRATION AND CERTIFICATION, and it was before the Senate. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Jones	Mansell	Suazo

* * *

S.B. 163, RECRUITMENT AND TRAINING OF FOSTER FAMILIES, was read the second time. Senator Tanner explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Buhler	Jones	Suazo

* * *

S.B. 52, PROPERTY TAX RESTRICTION, was read the second time. Senator Poulton explained the bill.

On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 7:
   After "RATE;" insert "PROVIDING EXCEPTIONS TO THE VOTER APPROVAL REQUIREMENT;"

2. Page 4, Line 30:
   After "(5)(a)" delete "For" and insert "Except as provided in Subsection (5)(d), for"

3. Page 5, Line 10:
   After Line 10 insert:
   "(d) Notwithstanding Subsection (5)(a), a school district is not required to obtain voter approval under this Subsection (5) to impose a tax rate that exceeds the certified tax rate:
   (i) under Section 53A-17a-135 if the Legislature increases the minimum basic tax rate under Section 53A-17a-135;
   (ii) under Section 53A-21-103;
   (iii) under Section 53A-16-111;
   (iv) if, on or after January 1, 1997, but on or before December 31, 1997, the school district obtained voter approval to impose the tax rate; or
   (v) if, on or after January 1, 1998, the school district obtains voter approval to impose the tax rate under a statutory provision, other than the provisions of this section, requiring voter approval to impose the tax rate."

The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Mansell	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Dmitrich	Hull	Mantes	Steele

Absent or not voting were: Senators

Jones	Suazo

* * *

S.B. 49, EMINENT DOMAIN VALUATION, was read the second time. On motion of Senator Howell, the bill was circled.

* * *

S.B. 175, STATE SETTLEMENT AGREEMENT, was read the second time. Senator C. Peterson explained the bill. Senator C. Peterson declared a conflict of interest. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Jones	Suazo

* * *

Sub. S.B. 36, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT, was read the second time. Senator Howell explained the bill.

On motion of Senator Howell, the bill was circled.

THIRD READING CALENDAR

On motion of Senator Mansell, the circle was removed from **S.B. 70**, JUDGMENT LIEN ON REAL PROPERTY, and it was before the Senate. Senator Mansell explained the bill.

On motion of Senator Mansell, the bill was amended as follows:

1. Page 1, Line 1 (goldenrod copy):
   At the beginning of line 1 delete "JUDGMENT"

2. Page 1, Line 5 (goldenrod copy):
   After "CODE;" insert "MODIFYING DEFINITION OF LIEN;"

3. Page 1, Line 10 (goldenrod copy):
   After line 10 insert:
   "38-12-101, as last amended by Chapter 127, Laws of Utah 1996"

4. Page 1, Line 13 (goldenrod copy):
   After line 13 insert:
   "Section 1. Section 38-12-101 is amended to read:
   38-12-101. Definitions.
   For purposes of this chapter:
   (1) "Lien" means:
   (a) failure to pay moneys owed for property, services, or a notice of interest, a judgment, or any other encumbrance on the title, that becomes a charge against or interest in:
   (i) real property, a building, a structure, or an improvement including any franchise, privilege, appurtenance, machinery, or fixture pertaining to or used in connection with any real property, building, structure, or improvement;
   (ii) personal property; or
   (iii) a judgment, settlement, or compromise; or
   (b) a tax as provided in Section 59-1-302.1, 59-5-108, 59-5-208, 59-11-110, or 59-12-112.
   (2) "Lien" does not mean a charge against or interest in, for failure to pay moneys owed for property, services, or a judgment, any:
   (a) bank account;
   (b) pension; or
   (c) garnishment."

Renumber remaining sections accordingly.

Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steiner	Stephenson	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Evans	Jones	Steele
Suazo	Tanner		

S.B. 70 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Howell, the circle was removed from **Sub. S.B. 36,** DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT, and it was before the Senate.

On motion of Senator Howell, the following substitute bill replaced the original bill.

DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT

2nd Sub. S.B. 36 *Scott N. Howell*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; REVISING THE REQUIREMENTS FOR LICENSURE BY ENDORSEMENTS; PROVIDING FOR LICENSURE BY EQUIVALENCY; PROVIDING FOR ACCESS TO RELEVANT RECORDS MAINTAINED BY OTHER GOVERNMENT AGENCIES; AUTHORIZING THE USE OF FINGERPRINT CARDS AND BACKGROUND CHECKS FOR APPLICANTS; CREATING THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING EDUCATION AND ENFORCEMENT FUND; AND MAKING TECHNICAL CHANGES.

Senator Howell explained the bill. Senators M. Peterson, Beattie, Montgomery, C. Peterson, and Buhler commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators

Jones	Suazo	Waddoups

* * *

S.B. 190, CREDIT CARD AMENDMENTS, was read the second time. Senator Buhler explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Jones	Steele	Suazo

* * *

On motion of Senator Taylor, the circle was removed from **S.J.R. 3**, RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS, and it was before the Senate.

On motion of Senator Taylor, the following substitute bill replaced the original bill.

RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS

Sub. S.J.R. 3 *Craig Taylor*

A JOINT RESOLUTION OF THE LEGISLATURE PROPOSING TO AMEND THE UTAH CONSTITUTION; ALTERING THE JUDICIAL APPOINTMENT PROCESS; PERMITTING THE GOVERNOR TO REJECT ONE TIME A LIST OF NOMINEES; AND PROVIDING AN EFFECTIVE DATE.

Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 19; Nays, 5; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Hillyard	Holmgren	Mansell
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Tanner
Taylor	Waddoups	Beattie	

Voting in the negative were: Senators

Dmitrich	Howell	Hull	Mayne
Wharton			

Absent or not voting were: Senators

Blackham	Evans	Jones	Mantes
Suazo			

* * *

S.B. 198, MOLD RETENTION LAW, MOLD LIEN LAW, AND CREDITOR'S RIGHTS, was read the second time. Senator Dmitrich explained the bill. Senators Muhlestein and Montgomery commented. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Evans	Jones	Mansell
M. Peterson	Suazo	Waddoups	

* * *

S.B. 207, PROFESSIONAL BOXING ACT AMENDMENTS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 56, BOW HUNTER CERTIFICATION, was read the second time. On motion of Senator Howell, the bill was circled.

* * *

S.B. 205, DEFINING RESIDENTIAL AREA FOR BUILDING PERMIT EXEMPTIONS, was read the second time.

On motion of Senator Myrin, the bill was amended as follows:

1. Page 1, Lines 23-27:
   Delete lines 23 through 27 and insert:

   "(c) "residential area" means land that is not used for an agricultural use and is:
   (i)(A) within the boundaries of a city or town; and
   (B) less than five contiguous acres;
   (ii)(A) within a subdivision for which the county has approved a subdivision plat under Title 17, Chapter 27, Part 8, Subdivisions; and
   (B) less than two contiguous acres; or
   (iii) not located in whole or in part in an agricultural protection area created under Title 17, Chapter 41, Agricultural Protection Area."

Senator Montgomery declared a conflict of interest. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Hillyard	Holmgren	Howell
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Evans	Hull
Jones	Suazo	Waddoups	

* * *

On motion of Senator C. Peterson and at 4:15 p.m., the Senate adjourned until 9:30 a.m., Monday, February 23, 1998.

THIRTY-SIXTH DAY

MORNING SESSION

The Senate was called to order at 9:30 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Bishop George Niederauer, Roman Catholic Bishop of Salt Lake.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 23, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirty-third day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 20, 1998

The House passed, as amended, **H.B. 124**, BAIL BOND AGENT LICENSURE ACT, by Representative S. Koehn, and it is transmitted for consideration; and

The House passed **H.B. 165**, EDUCATIONAL PROFESSIONAL PRACTICES AMENDMENTS, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 300**, EDUCATOR BACKGROUND CHECK AMENDMENTS, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 330**, CAPITOL PRESERVATION BOARD, by Representative M. Brown, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 410**, TRAFFIC SAFETY TASK FORCE, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 427**, DEPOSITORY INSTITUTIONS INSURANCE POWERS, by Representative J. Valentine, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 124, H.B. 165, H.B. 300, H.B. 330, Sub. H.B. 410,** and **H.B. 427** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 20, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 155**, INCOME TAX - EDUCATION TAX CREDIT, by Senator H. Stephenson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 210**, INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN, by Senator R. Muhlestein; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.C.R. 4**, RESOLUTION REQUESTING CONGRESS TO ALLOW INDIVIDUALS TO OPT OUT OF SOCIAL SECURITY, by Senator C. Taylor; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.J.R. 17**, RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS, by Senator L. Hillyard, with the following amendments:

1. Page 3, Line 11:
   After "statute" insert "but if taxed as property, the income therefrom may not also be taxed."; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 55**, TOWN OPTION SALES AND USE TAX, by Representative P. Knudson, with the following amendments:

1. Page 1, Line 9:
   After "PROVIDING" delete "FOR RETROSPECTIVE OPERATION" and insert "AN EFFECTIVE DATE"

2. Page 2, Line 15:
   After "Section 3." Delete "**Retrospective Operation**" and insert "**Effective date.**

If approved by two-thirds of all the members elected to each house, this act takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override."

3. Page 2, Line 16:
Delete Line 16; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 177**, COLLECTION OF UNIFORM MOTOR VEHICLE FEES AMENDMENT, by Representative D. Bush.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 155, S.B. 210, S.C.R. 4, S.J.R. 17, H.B. 55,** and **H.B. 177** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.C.R. 4, RESOLUTION URGING BUSINESSES TO ADJUST PARENT WORK SCHEDULE, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.C.R. 4, as amended, was returned to the House.

* * *

S.B. 156, SALES TAX FOR ARTS AND RECREATION, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Evans

S.B. 156 was transmitted to the House.

* * *

S.B. 209, TAX EXPENDITURES FOR ZOOLOGICAL FACILITIES, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Evans	Wharton

S.B. 209 was transmitted to the House.

* * *

On motion of Senator Poulton, the circle was removed from **Sub. H.B. 21**, SELECTIVE SERVICE FILING PREREQUISITE TO RECEIVING, and it was before the Senate. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Evans	Wharton

Sub. H.B. 21 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 290, ENGINEER LICENSE AMENDMENTS, was read the third time. Senator C. Peterson declared a conflict of interest. Senator Steele explained the bill and it and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Evans	Wharton

H.B. 290 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 259, SALE OF VEHICLE, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Evans	Wharton

H.B. 259 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 277, LIMITED LIABILITY COMPANY AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Evans	Wharton

H.B. 277 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 323, AMENDMENTS RELATED TO LIMITED LIABILITY COMPANIES, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

McAllister	Stephenson	Wharton

H.B. 323 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 123, NOT A DROP AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Evans	McAllister	Stephenson

H.B. 123 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 199, ARTS, TECHNOLOGY, AND EDUCATION APPROPRIATION, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Buhler	Evans

S.B. 199 was transmitted to the House.

* * *

Sub. S.B. 50, PROPERTY TAXES - UNIFORM FEES AND CERTIFIED TAX RATE, was read the third time and explained by Senator Mantes. Senator Hillyard commented.

Senator Montgomery moved the following amendments:

1. Page 1, Lines 12 - 17:
   Delete lines 12-17

2. Page 1, Line 18:
   Delete "REDUCTION IN UNIFORM FEES BY THE LEGISLATURE;"

3. Page 7, Lines 23 - 27 (Goldenrod 2-12-98):
   Delete Lines 23 - 27

4. Page 14, Lines 26 - 30 (Goldenrod 2-12-98):
   Delete Lines 26 - 30

5. Page 18, Line 13 (Goldenrod 2-12-98):
   After "Act;" reinstate "and"

6. Page 18, Line 14 (Goldenrod 2-12-98):
   After "commission" reinstate "." and delete "; and"

7. Page 18, Lines 15 - 18 (Goldenrod 2-12-98):
   Delete Lines 15 - 18

8. Page 21, Lines 16 - 20 (Goldenrod 2-12-98):
   Delete Lines 16 - 20

9. Page 23, Line 7 (Goldenrod 2-12-98):
   After "Act;" reinstate "and"

10. Page 23, Line 8 (Goldenrod 2-12-98):
    After "commission" reinstate "." and delete "; and"

11. Page 23, Lines 9 - 12 (Goldenrod 2-12-98):
    Delete Lines 9 - 12

Senators Blackham, Stephenson, and Mantes commented. The amendments failed on a standing tie vote.

The bill passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Howell	Mansell	Mantes	McAllister
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steiner	Tanner	Waddoups
Beattie			

Voting in the negative were: Senators

Evans	Hillyard	Hull	Jones
Montgomery	Muhlestein	Steele	Stephenson
Suazo	Taylor	Wharton	

Absent or not voting was: Senator
Mayne

Sub. S.B. 50 was transmitted to the House.

* * *

H.B. 302, CONVEYANCE OF WATER RIGHTS, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Mayne	Suazo	Wharton

H.B. 302, as amended, was returned to the House.

* * *

S.B. 165, PROPERTY TAXES - ABATEMENT FOR INDIGENT PERSONS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Mayne

S.B. 165 was transmitted to the House.

* * *

S.B. 200, BOATING LAW CHANGES, was read the third time, explained by Senator Tanner, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery

Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Hillyard Mayne

S.B. 200 was transmitted to the House.

* * *

S.B. 51, CRITICAL LAND CONSERVATION REVOLVING LOAN FUND, was read the third time and explained by Senator McAllister. Senator Howell commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton			

Voting in the negative was: Senator
Beattie

Absent or not voting were: Senators

Evans	Hillyard	Mansell

S.B. 51 was transmitted to the House.

* * *

Sub. S.B. 153, ASSISTED LIVING FACILITIES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell

Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Blackham Hillyard

Sub. S.B. 153 was transmitted to the House.

* * *

2nd Sub. S.B. 54, IMMUNITY FOR VOLUNTEERS, was read the third time and explained by Senator Taylor. Senators Jones, Buhler, Stephenson, and Hillyard commented. Senator Poulton declared a conflict of interest. The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Holmgren	Howell	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Nielson	M. Peterson	Poulton
Stephenson	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative were: Senators

Buhler	Dmitrich	Hillyard	Mayne
Myrin	C. Peterson	Steele	Steiner
Suazo	Wharton		

Absent or not voting were: Senators
Evans Hull

2nd Sub. S.B. 54 was transmitted to the House.

* * *

S.B. 143, RECREATIONAL VEHICLE STANDARDS, was read the third time, explained by Senator Mantes, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Hull	Wharton

S.B. 143 was transmitted to the House.

* * *

S.B. 157, LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS, was read the third time and explained by Senator Howell.

On motion of Senator Nielson, the bill was circled.

* * *

S.B. 173, APPRAISER REGISTRATION AND CERTIFICATION, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Hull	Steiner

S.B. 173 was transmitted to the House.

* * *

S.B. 163, RECRUITMENT AND TRAINING OF FOSTER FAMILIES, was read the third time, explained by Senator Tanner, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 163 was transmitted to the House.

* * *

S.B. 52, PROPERTY TAX RESTRICTIONS, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Evans	Holmgren	Howell
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steiner	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Blackham	Dmitrich	Hillyard	Hull
Jones	Steele	Suazo	

Absent or not voting was: Senator
Mantes

S.B. 52 was transmitted to the House.

* * *

S.B. 175, STATE SETTLEMENT AGREEMENT, was read the third time, explained by Senator C. Peterson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mantes

S.B. 175 was transmitted to the House.

* * *

2nd Sub. S.B. 36, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT, was read the third time. On motion of Senator Hull, the bill was circled.

* * *

S.B. 190, CREDIT CARD AMENDMENTS, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 190 was transmitted to the House.

* * *

Sub. S.J.R. 3, RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS, was read the third time. On motion of Senator C. Peterson, the bill was circled.

* * *

S.B. 198, MOLD RETENTION LAW, MOLD LIEN LAW, AND CREDITOR'S RIGHTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Howell

S.B. 198 was transmitted to the House.

* * *

S.B. 205, DEFINING RESIDENTIAL AREA FOR BUILDING PERMIT EXEMPTIONS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton

Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 205 was transmitted to the House.

* * *

On motion of Senator Howell, the circle was removed from **2nd Sub. S.B. 36**, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT, and it was before the Senate.

On motion of Senator Mansell, the bill was amended as follows:

1. Page 6, Line 27-28:
   Delete "shall be allowed direct access to records of other state agencies which are relevant to the division's responsibilities under this title. These records"

2. Page 6, Line 28:
   Delete "include" and insert "have access to"

3. Page 6, Line 31:
   Delete "each state agency" and insert "the Department of Public Safety"

4. Page 7, Line 1:
   Delete "that agency" and insert "the Department of Public Safety"

Senator Howell explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators
Myrin Taylor

2nd Sub. S.B. 36 was transmitted to the House.

* * *

On motion of Senator M. Peterson, and at 11:15 a.m., the Senate sauntered.

The Senate was called to order at 11:50 a.m., with President Beattie presiding.

SECOND READING CALENDAR

On motion of Senator M. Peterson, the circle was removed from **S.B. 56**, BOW HUNTER CERTIFICATION, and it was before the Senate. Senator M. Peterson explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Holmgren	Howell
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Hillyard	Myrin	Steele	Stephenson
Taylor			

Absent or not voting were: Senators

Buhler	Evans	Hull

S.B. 56 was transmitted to the House.

* * *

On motion of Senator C. Peterson, and at 11:55 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

COMMUNICATION FROM THE GOVERNOR

Mr. President: February 20, 1998

This is to inform you that on February 20, 1998, I have signed the following bill of the 1998 General Session of the Fifty-Second Legislature and have forwarded it to the Lieutenant Governor for filing.

H.C.R. 8 RESOLUTION RECOGNIZING UTAH RUSSIA DAYS

Michael O. Leavitt, Governor

Communication filed.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 1998

The House passed, **S.B. 43**, GOVERNMENTAL IMMUNITY - NOTICE OF CLAIM, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 227**, SPECIAL DISTRICT ELECTIONS, by Representative J. Swallow, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 43 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

Sub. H.B. 227 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 23, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 121**, PROGRAM FOR AT-RISK YOUTH AND THEIR FAMILIES, by Representative L. Pace, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 153**, TIRE RECYCLING AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 171**, MOBILE HOME AND MANUFACTURED HOME AMENDMENTS, by Representative C. Buttars, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 333**, WILDLIFE CODE AMENDMENTS, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 336**, APPROPRIATION FOR TRAILS AND CROSSINGS, by Representative A. Tyler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 364**, HIGHER EDUCATION PHYSICAL FACILITIES, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 308**, PEACE OFFICER AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration.

The House passed, as amended, **H.B. 409**, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, by Representative J. Swallow, and it is transmitted for consideration; and

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 121, H.B. 153, H.B. 171, H.B. 333, H.B. 336, H.B. 364, 2nd Sub. H.B. 308**, and **H.B. 409** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 23, 1998

The Business, Labor, and Economic Development Committee recommends **S.B. 67**, ELECTRIC RESTRUCTURING PROVISIONS, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 67**, ELECTRIC RESTRUCTURING PROVISIONS; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 161**, MOTOR VEHICLE REPAIR - INSURANCE DEDUCTIBLE, by Senator S. Howell; and

The Business, Labor, and Economic Development Committee recommends **S.B. 174**, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, by Senator E. Mayne, be replaced and favorably recommends **1st Sub. S.B. 174**, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 180**, UNFAIR PUBLIC COMPETITION ACT, by Senator H. Stephenson, et al; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 182**, RESTRICTION ON STATE AND LOCAL GOVERNMENTS COLLECTING MONIES FOR GROUPS, by Senator H. Stephenson, et al, with the following amendments:

1. Page 3, Line 2:
   After "include" insert ": (i) an association or organization of employees that does not pay any sum, portion, or percentage of any of its members' dues to a national labor organization or association; or (ii)"

2. Page 3, Line 22:
   Delete "in the case of a labor organization that has a collective bargaining agreement with the"

3. Page 3, Line 23:
   Delete "employer of the employees which the labor organization represents."

4. Page 5, Line 9:
   After "(4)" insert "(a)"

5. Page 5, Line 11:
   Delete "(a)" and insert "(i)"

6. Page 5, Line 12:
   Delete "(b)" and insert "(ii)"

7. Page 5, Line 13:
   Delete "(c)" and insert "(iii)"

8. Page 5, Line 14:
   After line 14 insert "(b) This Subsection (4) shall not apply to any labor association or organization that is exempt from the Political Contributions by Labor Organization Act."; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 208**, UNEMPLOYMENT INSURANCE AMENDMENTS, by Representative J. Alexander.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 67, S.B. 161, Sub. S.B. 174, S.B. 180, S.B. 182, and H.B. 208** were placed on Second Reading Calendar.

* * *

Mr. President: February 23, 1998

The Education Committee reports a favorable recommendation on **S.B. 213**, APPROPRIATION FOR TRAINING AND EDUCATION OF LOCAL GOVERNMENTS, by Senator L. Blackham; and

The Education Committee reports a favorable recommendation on **S.B. 224**, APPROPRIATION FOR TUACAHN FOUNDATION, by Senator L. Jones; and

The Education Committee reports a favorable recommendation on **H.B. 162**, UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS, by Representative B. Evans, with the following amendments:

1. Page 1 Line 18:
   Delete brackets and reinsert line 18; and

The Education Committee reports a favorable recommendation on **H.B. 70**, SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS, by Representative T. Hatch; and

The Education Committee reports a favorable recommendation on **H.B. 292**, UTAH NATIONAL GUARD TUITION ASSISTANCE, by Representative B. Johnson; and

The Education Committee reports a favorable recommendation on **S.B. 203**, FUNDING EDUCATION THROUGH COMMERCIAL ADVERTISEMENT, by Senator M. Dmitrich, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **H.B. 274**, INFORMATION TECHNOLOGY STRUCTURE AMENDMENTS, by Representative B. Evans, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **H.B. 282**, AVOIDING CONFLICTS OF INTEREST FOR MEMBERS OF SCHOOL BOARDS, by Representative L. Frandsen, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 213, S.B. 224, H.B. 162, H.B. 70,** and **H.B. 292** were placed on Second Reading Calendar.

S.B. 203, H.B. 274, and **H.B. 282** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 23, 1998

The Health and Environment Committee reports a favorable recommendation on **H.B. 35,** MINIMUM FINE FOR POSSESSION OF TOBACCO PRODUCTS BY UNDERAGED PERSONS, by Representative R. Siddoway; and

The Health and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 98,** AUTOMATIC EXTERNAL DEFIBRILLATOR, by Representative J. Valentine; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 130,** CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS, by Representative A. Tyler; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 313,** CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, by Representative J. Haymond, with the following amendments:

1. Page 6, Line 30 (Lilac 2-18-98):
   After "treatment" insert "only to the extent qualified by training"

2. Page 6, Lines 31a-31b (Lilac 2-18-98):Delete lines 31a-31b; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 311,** CONTROLLED SUBSTANCES PENALTY AMENDMENTS, by Representative B. Chard, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 35, Sub. H.B. 98, H.B. 130,** and **H.B. 313** were placed on Second Reading Calendar.

H.B. 311 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 23, 1998

The Human Services Committee reports a favorable recommendation on **H.B. 83,** CHILD CARE TASK FORCE, by Representative S. Allen; and

The Human Services Committee reports a favorable recommendation on **H.B. 270**, CHILD SUPPORT FOR ADULT CHILDREN, by Representative J. Swallow; and

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 301**, MINIMUM AGE FOR MARRIAGE, by Representative C. Saunders.

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 83, H.B. 270**, and **Sub. H.B. 301** were placed on Second Reading Calendar.

* * *

Mr. President: February 23, 1998

The State and Local Affairs Committee recommends **S.B. 159**, GOVERNMENT RELATIONSHIP TO OLYMPICS, by Senator A. Myrin, be replaced and favorably recommends **1st Sub. S.B. 159**, GOVERNMENT RELATIONSHIP TO OLYMPICS; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 197**, TASK FORCE ON LOCAL AIRPORT FUNDING, by Senator L. Hillyard; and

The State and Local Affairs Committee recommends **S.B. 201**, RETIREMENT ELIGIBILITY FORMULA, by Senator M. Waddoups, be replaced and favorably recommends **1st Sub. S.B. 201**, RETIREMENT ELIGIBILITY FORMULA; and

The State and Local Affairs Committee reports a favorable recommendation on **1st Sub. H.B. 194**, AMENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER SERVICES, by Representative B. Allen, with the following amendments:

1. Page 6, Line 26:
   After the word "county" insert "clerk"; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 234**, SCHOOL CONSTRUCTION LIMIT AMENDMENT, by Representative J. Haymond; and

The State and Local Affairs Committee reports a favorable recommendation on **1st Sub. H.B. 95**, LOCAL GOVERNMENT SUBDIVISION ORDINANCES, by Representative M. Stephens, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 103**, ETHIC LAW AMENDMENTS, by Representative M. Stephens, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 158**, VOTER REGISTRATION AMENDMENTS, by Representative J. Swallow, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. S.B. 159, S.B. 197, Sub. S.B. 201, Sub. H.B. 194,** and **H.B. 234** were placed on Second Reading Calendar.

H.B. 95, H.B. 103, and **H.B. 158** were read the second time and placed on Consent Calendar.

SECOND READING CALENDAR

On motion of Senator M. Peterson, the circle was removed from **S.B. 13**, CREATING A PUBLIC SCHOOL DISTRICT, and it was before the Senate.

On motion of Senator M. Peterson, the bill was amended as follows:

1. Page 1, Line 23:
   After "electors" insert "from each of the local school board districts"

Senator M. Peterson explained the bill. Senators Steele, Nielson, Jones, Waddoups, C. Peterson, Mayne, Stephenson, and Hillyard commented. The bill failed to pass on the following roll call:

Yeas, 9; Nays, 19; Absent, 1.

Voting in the affirmative were: Senators

Howell	Mansell	Mantes	Muhlestein
Nielson	M. Peterson	Steiner	Stephenson
Tanner			

Voting in the negative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mayne	McAllister	Montgomery	Myrin
C. Peterson	Poulton	Steele	Suazo
Taylor	Waddoups	Beattie	

Absent or not voting was: Senator
Wharton

S.B. 13 was filed.

* * *

On motion of Senator Suazo, the circle was removed from **S.B. 207**, PROFESSIONAL BOXING ACT AMENDMENTS, and it was before the Senate. Senator Suazo explained the bill. Senator Suazo declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators
Howell Wharton

THIRD READING CALENDAR

On motion of Senator Nielson, the circle was removed from **S.B. 157**, LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS, and it was before the Senate.

On motion of Senator Nielson, the following substitute bill replaced the original bill.

LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS

Sub. S.B. 157 *Scott N. Howell*

AN ACT RELATING TO THE JUDICIAL CODE; PROVIDING INSURANCE LIMITS FOR LIABILITY PROTECTION FOR NONPROFIT ORGANIZATIONS AND THEIR VOLUNTEERS; REPEALING AND REENACTING THE FOOD DONOR STATUTE; AND MAKING TECHNICAL CORRECTIONS.

On motion of Senator Nielson, the bill was circled.

SECOND READING CALENDAR

Sub. S.B. 158, DONATION OF BUILDINGS TO UNIVERSITIES, was read the second time. Senator Stephenson explained the bill.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 2, Line 10:
   After "land, and" delete "funds" and insert "the institution agrees to provide funds for the operations and maintenance costs from sources other than state funds."

2. Page 2, Lines 11-13:
   Delete lines 11-13.

3. Page 2, Line 14:
   Delete "capital improvement funding."

4. Page 5, Line 20:
   After "and" delete the rest of the line and insert "the institution agrees to provide funds for the operations and maintenance costs from sources other than state funds."

5. Page 5, Lines 21-22:
   Delete lines 21-22.

6. Page 5, Line 23:
   Delete "eligible for state capital improvement funding."

Senators Hillyard and Steiner commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators
Howell Wharton

* * *

S.B. 204, APPROPRIATION FOR FESTIVAL OF THE AMERICAN WEST, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Waddoups	Beattie		

Voting in the negative were: Senators

Jones	Muhlestein	Nielson	Stephenson
Taylor			

Absent or not voting were: Senators
Howell Wharton

* * *

S.B. 58, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, was read the second time. On motion of Senator Stephenson, the bill was circled.

* * *

S.B. 62, DISTRICT COURT REVIEW OF TAX COMMISSION CASES, was read the second time. Senator Stephenson explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson

C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators
Hull Wharton

THIRD READING CALENDAR

On motion of Senator Howell, the circle was removed from **Sub. S.B. 157,** LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS, and it was before the Senate. Senator Howell explained the bill. Senators Nielson and Taylor commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Beattie			

Absent or not voting were: Senators

Dmitrich	Hull	Waddoups	Wharton

Sub. S.B. 157 was transmitted to the House.

SECOND READING CALENDAR

S.B. 211, SALES TAX - PREPAID CALLING CARDS, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	C. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Beattie

Absent or not voting were: Senators

Hull	Nielson	M. Peterson	Waddoups
Wharton			

* * *

S.B. 220, RESEARCH AND DEVELOPMENT CREDIT FOR MACHINERY AND EQUIPMENT, was read the second time. Senator C. Peterson explained the bill. Senators Evans and Howell declared conflicts of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Beattie		

Absent or not voting were: Senators

Hull	Waddoups	Wharton

* * *

Sub. S.J.R. 13, RESOLUTION ON REVIEW OF TAX COMMISSION CASES, was read the second time. Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Beattie		

Absent or not voting were: Senators

Hull	Waddoups	Wharton

* * *

S.B. 154, REPORTING ELECTED OFFICIAL FUND, was read the second time. On motion of Senator Mayne, the bill was circled.

* * *

Sub. S.B. 162, ELECTION RESPONSIBILITIES, was read the second time. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Beattie

Absent or not voting were: Senators

Hull	McAllister	Steiner	Waddoups
Wharton			

* * *

S.B. 189, PLANNING COORDINATION, was read the second time. On motion of Senator Blackham, the bill was circled.

* * *

S.B. 191, TOWNSITE STATUTE MODIFICATION, was read the second time. Senator Muhlestein explained the bill. Senator Tanner commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Beattie			

Absent or not voting were: Senators

Hillyard	Hull	Waddoups	Wharton

* * *

S.B. 60, MOTOR VEHICLE INSURANCE - LIABILITY ON RENTAL OR LOANED, was read the second time. On motion of Senator Mantes, the bill was circled.

* * *

Sub. S.B. 166, FOOD HANDLER LICENSING, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Holmgren
Howell	Jones	Mansell	Mantes
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Beattie		

Absent or not voting were: Senators

Dmitrich	Hillyard	Hull	Mayne
C. Peterson	Waddoups	Wharton	

* * *

On motion of Senator C. Peterson and at 3:50 p.m., the Senate adjourned until 9:00 a.m., Tuesday, February 24, 1998.

THIRTY-SEVENTH DAY

MORNING SESSION

The Senate was called to order at 9:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Pastor Michael Gray, Southeast Baptist Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 24, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirty-sixth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 1998

The House concurred in the Senate amendments and passed **H.B. 302**, CONVEYANCE OF WATER RIGHTS, by Representative M. Styler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.C.R. 4**, RESOLUTION URGING BUSINESSES TO ADJUST PARENT WORK SCHEDULES, by Representative R. Killpack, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 302 and **H.C.R. 4** were signed by the President of the Senate in open session. The bills will be returned to the House.

* * *

Mr. President: February 23, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 11**, JUVENILE COURT HEARINGS AND RECORDS, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 135**, HIGHER EDUCATION TUITION ASSISTANCE PROGRAM, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 144**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, by Representative D. Iverson, and it is transmitted for consideration; and

The House passed **H.B. 170**, HABITUAL YOUTH OFFENDER AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 250**, COLLECTION OF DEFAULTED STUDENT LOANS, by Representative O. Carnahan, and it is transmitted for consideration; and

The House passed **H.B. 325**, ASSUMED NAMES FOR BUSINESSES, by Representative B. Evans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 392**, TRAINING IN AMERICAN SIGN LANGUAGE, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 414**, APPROPRIATION TO SUPPORT LITIGATION AGAINST CREATION OF ESCALANTE MONUMENT, by Representative G. Way, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 157**, JUDICIAL NOMINATING COMMISSION AMENDMENTS, by Representative C. Fox-Finlinson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 345**, NOTARIES PUBLIC REVISION, by Representative K. Bryson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 11, Sub. H.B. 135, H.B. 144, H.B. 170, H.B. 250, H.B. 325, H.B. 392, H.B. 414, H.B. 157,** and **H.B. 345** were read the first time and referred to the President of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 23, 1998

The President, having received the following Senate bills with their fiscal notes, orders them printed and assigns the following bills and resolution to standing committees:

Business, Labor & Economic Development	
S.B. 193	Licensing Talent Agencies (E. Mayne)
H.B. 124	Bail Bond Agent Licensure Act (S. Koehn)
H.B. 235	Consumer Credit Code Amendments (K. Garn)
H.B. 427	Depository Institutions Insurance Powers (J. Valentine)
Education	
H.B. 165	Educational Professional Practices Amendments (R. Siddoway)
H.B. 300	Educator Background Check Amendments (J. Alexander)
H.B. 364	Higher Education Physical Facilities (K. Johnson)
Energy, Natural Resources & Agriculture	
H.B. 333	Wildlife Code Amendments (M. Styler)
H.B. 336	Appropriation for Trails and Crossings (A. Tyler)
Health/Environment	
H.B. 153	Tire Recycling Amendments (D. Ure)
H.C.R. 11	Resolution Approving Industrial Waste Permit (B. Evans)
Human Services	
1st Sub. H.B. 121	Program for At-risk Youth and Their Families (L. Pace)
H.B. 394	State Supervision of Juvenile (G. Curtis)
Revenue & Taxation	
1st Sub. H.B. 65	Sales Tax Exemption for Passenger Transportation (B. Allen)
H.B. 171	Mobile Home and Manufactured Home Amendments (C. Buttars)
State & Local Affairs	
H.B. 330	Capitol Preservation Board (M. Brown)
Transportation & Public Safety	
2nd Sub. H.B. 308	Peace Officer Amendments (B. Chard)
1st Sub. H.B. 410	Traffic Safety Task Force (P. Arent)

Lane Beattie, Senate President

Report filed.

STANDING COMMITTEE REPORTS

Mr. President: February 23, 1998

The Judiciary Committee reports a favorable recommendation on **H.B. 81**, MOTIONS TO VACATE EX PARTE PROTECTIVE ORDERS, by Representative P. Larson; and

The Judiciary Committee reports a favorable recommendation on **H.B. 306**, CAPITOL SENTENCING AMENDMENTS, by Representative D. Ure; and

The Judiciary Committee reports a favorable recommendation on **H.B. 321**, STALKING AMENDMENTS, by Representative J. Haymond; and

The Judiciary Committee reports a favorable recommendation on **H.B. 328**, PUBLIC OFFICE MISCONDUCT AMENDMENTS, by Representative S. Koehn, with the following amendments:

1. Page 2, Line 5:
   Delete "within that official's"

2. Page 2, Line 6:
   Delete "district"

3. Page 2, Line 8:
   Delete "30" and insert "ten"; and

The Judiciary Committee reports a favorable recommendation on **H.B. 17**, AGGRAVATED KIDNAPING AMENDMENTS, by Representative P. Buckner, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 107**, COMPENSATORY SERVICE, by Representative B. King, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 183**, QUICK COURT AMENDMENTS, by Representative S. Allen, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **H.B. 64**, CHILD ABUSE OFFENSE AMENDMENTS, by Representative G. Cox, and recommends it be considered read for the second time and placed on the Consent Calendar.

Craig L. Taylor, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 81, H.B. 306, H.B. 321**, and **H.B. 328** were placed on Second Reading Calendar.

H.B. 17, Sub. H.B. 107, H.B. 183, and **H.B. 64** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 23, 1998

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 101**, POSTING ON MOTOR AND SPECIAL FUEL PUMPS, by Representative G. Way, with the following amendments:

1. Page 1, Line 5 (Lilac 2-17-98):
   Reinstate "REQUIRING" and delete "ALLOWING"

2. Page 1, Line 15 (Lilac 2-17-98):
   Reinstate "shall" and delete "may"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 131**, ENFORCEMENT AUTHORITY FOR DRUG LAB AND PRECURSOR ACTS, by Representative A. Tyler; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 339**, HILL AIR FORCE BASE ADDITION, by Representative G. Adair; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 462**, MOTOR VEHICLE CRIMINAL ACTS AMENDMENTS, by Representative S. Barth, and recommends it be considered read for the second time and placed on the Consent Calendar.

Al Mansell, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 101, H.B. 131,** and **Sub. H.B. 339** were placed on Second Reading Calendar.

H.B. 462 was read the second time and placed on Consent Calendar.

CONSENT CALENDAR

S.C.R. 6, VOLUNTEERS IN HIGHER EDUCATION RESOLUTION, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Hillyard	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein

Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Evans	Jones	Myrin
Taylor			

S.C.R. 6 was transmitted to the House.

THIRD READING CALENDAR

S.B. 56, BOW HUNTER CERTIFICATION, was read the third time, explained by Senator M. Peterson, and passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	

Voting in the negative were: Senators

Blackham	Hillyard	Muhlestein	Beattie

Absent or not voting were: Senators

Myrin	Taylor

S.B. 56 was transmitted to the House.

* * *

S.B. 207, PROFESSIONAL BOXING ACT AMENDMENTS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister

Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Mayne Taylor

S.B. 207 was transmitted to the House.

* * *

Sub. S.B. 158, DONATION OF BUILDINGS TO UNIVERSITIES, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

Sub. S.B. 158 was transmitted to the House.

* * *

S.B. 204, APPROPRIATION FOR FESTIVAL OF THE AMERICAN WEST, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 18; Nays, 8; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Hillyard	Holmgren	Howell
Hull	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
Poulton	Steele	Steiner	Suazo
Wharton	Beattie		

Voting in the negative were: Senators

Buhler	Jones	Mansell	Muhlestein
M. Peterson	Stephenson	Tanner	Waddoups

Absent or not voting were: Senators

Blackham	Evans	Taylor

S.B. 204 was transmitted to the House.

* * *

S.B. 62, DISTRICT COURT REVIEW OF TAX COMMISSION CASES, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Taylor

S.B. 62 was transmitted to the House.

* * *

S.B. 211, SALES TAX - PREPAID CALLING CARDS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

S.B. 211 was transmitted to the House.

* * *

S.B. 220, RESEARCH AND DEVELOPMENT CREDIT FOR MACHINERY AND EQUIPMENT, was read the third time and explained by Senator C. Peterson. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

S.B. 220 was transmitted to the House.

* * *

Sub. S.J.R. 13, RESOLUTION ON REVIEW OF TAX COMMISSION CASES, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

Sub. S.J.R. 13 was transmitted to the House.

* * *

Sub. S.B. 162, ELECTION RESPONSIBILITIES, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Jones	Muhlestein

Sub. S.B. 162 was transmitted to the House.

* * *

S.B. 191, TOWNSITE STATUTE MODIFICATION, was read the third time, explained by Senator Muhlestein, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 191 was transmitted to the House.

* * *

Sub. S.B. 166, FOOD HANDLER LICENSING, was read the third time. On motion of Senator Blackham, the bill was circled.

SECOND READING CALENDAR

S.B. 181, LIMITING LIABILITY IN HOCKEY FACILITIES, was read the second time.

Senator Mansell moved the following amendments:

1. Page 1, Line 20:
   After "by" insert "negligent or"

Senators Hillyard and Poulton commented. The amendment passed on a voice vote.

Senator Poulton declared a conflict of interest. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 4; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Poulton	Steiner	Stephenson	Suazo

* * *

On motion of Senator Mantes, the circle was removed from **S.B. 60**, MOTOR VEHICLE INSURANCE - LIABILITY ON RENTAL OR LOANED VEHICLE, and it was before the Senate.

Senator Mantes moved the following amendments:

1. Page 1, Line 19:
   Delete "motor vehicle rental company."

Senators Hillyard, C. Peterson, Hillyard, Wharton, Hillyard, Steiner, Montgomery, and Poulton commented. The amendment was never voted upon.

On motion of Senator Mantes, the bill was circled.

* * *

On motion of Senator McAllister, the Senate voted to request **H.B. 72** be returned from the Office of Legislative Research and General Counsel for reconsideration.

* * *

On motion of Senator McAllister, the circle was removed from **S.B. 189**, PLANNING COORDINATION, and it was before the Senate. Senator McAllister explained the bill. Senators Wharton, Mansell, and Dmitrich commented. The bill passed on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

Evans	Hillyard	Holmgren	Howell
Hull	Jones	Mantes	McAllister
Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Poulton	Steiner	Tanner

Voting in the negative were: Senators

Blackham	Buhler	Dmitrich	Mansell
Mayne	Nielson	Steele	Stephenson
Suazo	Taylor	Waddoups	Wharton
Beattie			

* * *

On motion of Senator Suazo, the circle was removed from **S.B. 49**, EMINENT DOMAIN VALUATION, and it was before the Senate.

On motion of Senator Suazo, the following substitute bill replaced the original bill.

EMINENT DOMAIN VALUATION

Sub. S.B. 49 *Pete Suazo*

AN ACT RELATING TO EMINENT DOMAIN; REQUIRING AGENCIES THAT DISPLACE PROPERTY OWNERS TO REIMBURSE EXPENSES FOR

RELOCATION; REQUIRING RELOCATION ASSISTANCE FOR SMALL BUSINESSES AND FAMILY FARMS; PROVIDING FOR DISPUTE RESOLUTION; ALLOWING INDEPENDENT APPRAISAL; PROVIDING THAT APPEALS OF CONSTITUTIONAL TAKINGS ISSUES UNDER LOCAL ORDINANCES ARE OPTIONAL; AND MAKING TECHNICAL CORRECTIONS.

Senator Suazo explained the bill. Senators C. Peterson, Myrin, Jones, and Taylor commented.

On motion of Senator Jones, the bill was amended as follows:

1. Page 4, Line 15:
After "costs of the" insert "first"

The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Hillyard	Mansell

Absent or not voting were: Senators

Buhler	Mantes

* * *

On motion of Senator C. Peterson, and at 10:35 a.m., the Senate sauntered.

The Senate was called to order at 11:55 a.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 1998

The House passed, as substituted, **1st Sub. H.B. 199**, APPROPRIATION TO SPECIES PROTECTION ACCOUNT, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 380**, SALES TAX EXEMPTION FOR POLLUTION CONTROL, by Representative J. Valentine, and it is transmitted for consideration; and

The House passed **H.B. 399**, ENVIRONMENTAL QUALITY STUDY, by Representative D. Tuttle, and it is transmitted for consideration; and

The House passed **H.B. 416**, TASK FORCE REVIEWING OPTIONAL FORMS OF COUNTY GOVERNMENT, by Representative C. Fox-Finlinson, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 425**, PROPERTY VALUATIONS FOR THE POOR, by Representative R. Short, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 199, H.B. 380, H.B. 399, H.B. 416**, and **Sub. H.B. 425** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 24, 1998

The Human Services Committee reports a favorable recommendation on **S.B. 192**, CLANDESTINE DRUG LAB AMENDMENTS, by Senator P. Suazo; and

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 111**, AGING SERVICES AMENDMENTS, by Representative J. Haymond; and

The Human Services Committee reports a favorable recommendation on **H.B. 346**, CHILD CARE LICENSING REGULATION, by Representative D. Jones, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Human Services Committee reports a favorable recommendation on **H.B. 378**, AMENDMENTS REGARDING RESTITUTION, by Representative N. Hendrickson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 192** and **Sub. H.B. 111** were placed on Second Reading Calendar.

H.B. 346 and **H.B. 378** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 24, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 66**, PROCUREMENT CODE REQUIREMENT OF HEALTH CARE BENEFITS FOR CONTRACTORS, by Senator E. Mayne; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 212**, TAX INCREMENT FINANCING OF REDEVELOPMENT AGENCIES, by Senator L. Mansell; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.J.R. 12**, RESOLUTION LIMITING PROPERTY TAX FOR RETIREES, by Senator R. Steiner; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 150**, COUNTY OPTION SALES TAX FOR LONG TERM CARE CENTERS, by Representative J. Seitz; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 310**, WRONGFUL APPROPRIATION, by Representative B. Holladay; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 357**, TRANSIENT ROOM TAX AMENDMENTS, by Representative K. Johnson.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 66, S.B. 212, S.J.R. 12, H.B. 150, H.B. 310,** and **Sub. H.B. 357** were placed on Second Reading Calendar.

* * *

Mr. President: February 24, 1998

The State and Local Affairs Committee reports a favorable recommendation on **1st Sub. H.B. 54**, MUNICIPAL AMENDMENTS, by Representative D. Zolman; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 178**, TASK FORCE ON WHISTLEBLOWER PROTECTIONS, by Representative A. Bradshaw; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 297**, COUNTY EMPLOYEES RUNNING FOR COUNTY OFFICE, by Representative G. Cox; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 342**, PILOT PROJECT OF INTERNET VOTING, by Representative B. Chard; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 198**, PUBLIC SAFETY - NONCONTRIBUTORY RETIREMENT SYSTEM OPTION, by Representative S. Koehn, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 54, H.B. 178, H.B. 297**, and **H.B. 342** were placed on Second Reading Calendar.

H.B. 198 was read the second time and placed on Consent Calendar.

* * *

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:20 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 1998

The House passed **H.B. 28**, APPROPRIATION FOR DAVIS COUNTY CONFERENCE AND COMMUNITY CENTER, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 421**, REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES, by Representative M. Styler, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 444**, PRIVATIZATION OF QUASI - GOVERNMENTAL ENTITIES, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.C.R. 10**, RESOLUTION ON OLYMPIC EXECUTIVE COMMITTEE, by Representative S. Koehn, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 28, Sub. H.B. 421, Sub. H.B. 444**, and **H.C.R. 10** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 24, 1998

The House transmits **H.B. 72**, UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, by Representative G. Curtis, et al, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator McAllister, the bill was circled on Third Reading Calendar.

* * *

On motion of Senator C. Peterson, the Senate voted to move all Senate Bills presently on Second Reading Calendar to the top of the calendar below circled **H.B. 232**.

SECOND READING CALENDAR

S.B. 188, STATE OLYMPIC COORDINATION AMENDMENTS, was read the second time. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Evans	Mantes	Suazo	Wharton

* * *

On motion of Senator Mayne, the circle was removed from **S.B. 154**, REPORTING ELECTED OFFICIAL FUNDS, and it was before the Senate. Senator Mayne explained the bill. Senator Steele commented.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 2, Line 7:
After "special district office" insert ", but does not include judges standing for retention election"

Senator Beattie commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Holmgren	Mantes	Poulton	Stephenson

* * *

On motion of Senator Howell, the circle was removed from S.R. 2, RESOLUTION URGING REFORM OF FEDERAL CAMPAIGN FINANCE LAWS, and it was before the Senate. Senator Howell explained the bill. Senator C. Peterson commented. The bill failed to pass on the following roll call:

Yeas, 7; Nays, 18; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Howell	Hull	Mayne
M. Peterson	Suazo	Wharton	

Voting in the negative were: Senators

Blackham	Buhler	Evans	Holmgren
Jones	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Hillyard	Mansell	Mantes	Steiner

S.R. 2 was filed.

* * *

S.B. 221, EMERGENCY SERVICES TELEPHONE CHARGE, was read the second time. Senator Steele explained the bill.

On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 7:
   After "SERVICE;" delete "AND"

2. Page 1, Line 9:
   After "UTAH" insert "; AND PROVIDING AN EFFECTIVE DATE AND A COORDINATION CLAUSE"

3. Page 2, Line 10
   Committee Report Item #5 dated Feb. 20, 1998
   Senate Transportation and Public Safety Committee:
   Delete "53.5" and insert "53"

4. Page 2, Line 11:
   Committee Report Item #6 dated Feb. 20, 1998
   Senate Transportation and Public Safety Committee:
   Delete "53.5" and insert "53"

5. Page 3, Line 7:
   Committee Report Item #7 dated Feb. 20, 1998
   Senate Transportation and Public Safety Committee:
   Delete "6.5" and insert "7"

6. Page 3, Lines 7-11:
   Delete lines 7-11 and insert the following:

   "(a) billed and collected by the corporation, person, or entity that provides local exchange service switched access line services or radio communications access line services and remitted monthly to the State Tax Commission; and

   (b) deposited into the General Fund as dedicated credits to pay for:

   (i) costs of establishing, installing, maintaining, and operating the University of Utah Poison Control Center; and

   (ii) expenses of the State Tax Commission to administer and enforce the collection of the emergency services telephone charges.

(3) Funds for the University of Utah Poison Control Center program are nonlapsing.

(4) Emergency services telephone charges remitted to the State Tax Commission pursuant to Subsection (2) shall be accompanied by the form prescribed by the commission.

(5) The State Tax Commission may make rules to administer and enforce the collection of emergency services telephone charges imposed under this section.

(6) A provider of local exchange service switched access line services or radio communications access line services who fails to comply with this section is subject to penalties and interest as provided in Sections 59-1-401 and 59-1-402.

(7)(a) Except as provided in Subsection (8), the State Tax Commission shall assess a charge imposed under this section within three years after the provider of local exchange service switched access line services or radio communications access line services files a return.

(b) If the commission does not assess a charge under this chapter within the three-year period provided in Subsection (7)(a), the commission may not file an action to collect the charge.

(8) The State Tax Commission may assess a charge at any time if the provider of local exchange service switched access line services or radio communications access line services:

(a) files a false or fraudulent return with intent to evade; or

(b) does not file a return.

(9) The State Tax Commission may not make a credit or refund unless the provider of local exchange service switched access line services or radio communications access line services files a claim with the commission within three years of the date of overpayment.

Section 3. Effective date.
This act takes effect on July 1, 1998.

Section 4. Coordination clause.

If this bill and House Bill 395, Tax Assessments, Proceedings, and Credit or Refund Claims, both pass in the 1998 General Session of the

Legislature, it is the intent of the Legislature that this bill be amended by deleting the language in Subsections 69-2-5.5(7) through (9) and inserting the following:

(7)(a) Except as provided in Subsections (8) through (11), the State Tax Commission shall assess a charge imposed under this section within three years after a provider of local exchange service switched access line services or radio communications access line services files a return.

(b) Except as provided in Subsections (8) through (11), if the commission does not assess a charge imposed under this section within the three-year period provided in Subsection (7)(a), the commission may not commence a proceeding to collect the charge.

(8) Notwithstanding Subsection (7), the State Tax Commission may assess a charge at any time if a provider of local exchange service switched access line services or radio communications access line services:

(a) files a false or fraudulent return with intent to evade; or

(b) does not file a return.

(9) Notwithstanding Subsection (7), beginning on July 1, 1998, the State Tax Commission may extend the period to make an assessment or commence a proceeding to collect the charge imposed under this section if:

(a) the three-year period under Subsection (7) has not expired; and

(b) the commission and the provider of local exchange service switched access line services or radio communications access line services sign a written agreement:

(i) authorizing the extension; and

(ii) providing for the length of the extension.

(10) If the State Tax Commission delays an audit at the request of a provider of local exchange service switched access line services or radio communications access line services, the commission may make an assessment as provided in Subsection (11) if:

(a) the provider of local exchange service switched access line services or radio communications access line services subsequently refuses to agree to an extension request by the commission; and

(b) the three-year period under Subsection (7) expires before the commission completes the audit.

(11) An assessment under Subsection (10) shall be:

(a) for the time period for which the State Tax Commission could not make an assessment because of the expiration of the three-year period; and

(b) in an amount equal to the difference between:

(i) the commission's estimate of the amount of the charge the provider of local exchange service switched access line services or radio communications access line services would have been assessed for the time period described in Subsection (11)(a); and

(ii) the amount of the charge the provider of local exchange service switched access line services or radio communications access line services actually paid for the time period described in Subsection (11)(a).

(12)(a) Except as provided in Subsection (12)(b), the State Tax Commission may not make a credit or refund unless the provider of local exchange service switched access line services or radio communications access line services files a claim with the commission within three years of the date of overpayment.

(b) Notwithstanding Subsection (12)(a), beginning on July 1, 1998, the commission shall extend the period for a provider of local exchange service switched access line services or radio communications access line services to file a claim under Subsection (12)(a) if:

(i) the three-year period under Subsection (12)(a) has not expired; and

(ii) the commission and the provider of local exchange service switched access line services or radio communications access line services sign a written agreement:

(A) authorizing the extension; and

(B) providing for the length of the extension."

S.B. 221 passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Mansell	Taylor

* * *

S.B. 168, CHILD ABUSE DATABASE AMENDMENTS, was read the second time. Senator C. Peterson explained the bill.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 2, Line 24:
   Committee Report Item #1 dated 2-20-98
   Senate Health and Environment Standing Committee:
   After "licensing a child" insert "care program or"

2. Page 3, Line 18:
   After "from" insert "adopting a child or"

Senators M. Peterson, Hull, Tanner, Poulton, Myrin, Montgomery, and Wharton commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators
M. Peterson Steiner Taylor

* * *

S.B. 187, UTAH COUNCIL ON VICTIMS, was read the second time. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

* * *

On motion of Senator C. Peterson, the Senate voted to recall **H.B. 227** from the Office of Legislative Research and General Counsel for reconsideration.

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 58**, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, and it was before the Senate.

On motion of Senator Stephenson, the following substitute bill replaced the original bill.

STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS

2nd Sub. S.B. 58 *Howard A. Stephenson*

AN ACT RELATING TO REVENUE AND TAXATION; REQUIRING THE REVENUE AND TAXATION INTERIM COMMITTEE TO ADDRESS THE ISSUE OF WHETHER TO AMEND THE UTAH CONSTITUTION TO AUTHORIZE A PROPERTY TAX EXEMPTION FOR RESIDENTIAL

PROPERTY OF NOT TO EXCEED A STATEWIDE AVERAGE OF 45%; REQUIRING THE REVENUE AND TAXATION INTERIM COMMITTEE TO PREPARE LEGISLATION IF IT DETERMINES TO AMEND THE UTAH CONSTITUTION; PRESCRIBING THE PROVISIONS TO BE CONTAINED IN THE LEGISLATION; AND AUTHORIZING THE REVENUE AND TAXATION INTERIM COMMITTEE TO REQUEST THE TAX REVIEW COMMISSION TO PROVIDE ASSISTANCE IN ADDRESSING THE ISSUE OF WHETHER TO AMEND THE UTAH CONSTITUTION AND IN PREPARING LEGISLATION.

Senator Stephenson explained the bill. Senators Montgomery, Hull, and McAllister commented.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 2, Line 10:
   Delete "shall" and insert "may"

2. Page 2, Line 16:
   Delete "shall" and insert "may"

3. Page 2, Line 27:
   Delete "shall" and insert "may"

Senator Steele commented. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Blackham	Steele

Absent or not voting were: Senators

Hillyard	Taylor

* * *

S.B. 196, HIGH LEVEL NUCLEAR WASTE DISPOSAL, was read the second time. Senator C. Peterson explained the bill. Senators Holmgren and Montgomery commented. The bill passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Howell	Hull	Mansell	Mantes
Mayne	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Taylor
Wharton	Beattie		

Voting in the negative were: Senators

Holmgren	Jones	McAllister	Nielson
Tanner	Waddoups		

Absent or not voting was: Senator
Hillyard

* * *

On motion of Senator Blackham, the circle was removed from **S.B. 144,** CHANGES REGARDING EXISTING HAZARDOUS WASTE FACILITIES, and it was before the Senate.

On motion of Senator Blackham, the following substitute bill replaced the original bill.

TAX REGARDING RADIOACTIVE WASTE

Sub. S.B. 144 *Leonard M. Blackham*

AN ACT RELATING TO THE ENVIRONMENT; IMPOSING A TAX PER TON ON RADIOACTIVE WASTE DISPOSED AT COMMERCIAL FACILITIES; DEPOSITING THE COLLECTED TAX IN THE GENERAL FUND; AND PROVIDING A COORDINATION CLAUSE, read the first time.

Senator Blackham explained the bill.

Senator Taylor moved the following amendments:

1. Page 1, Line 19:
Delete "$6" and insert "$15"

Senator Blackham commented. The amendment passed on a voice vote.

Senators Mantes, Mayne, Stephenson, and Dmitrich commented. On motion of Senator Blackham, **Sub. S.B. 144** was read the second time and passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Holmgren

Absent or not voting was: Senator
Evans

COMMUNICATION FROM THE HOUSE

To Legislative Research and General Counsel: February 24, 1998

The House requests the return of **1st Sub. H.B. 227**, SPECIAL DISTRICT ELECTIONS, by Representative J. Swallow, and refers the bill to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Blackham, **Sub. H.B. 227** was placed at the top of the Third Reading Calendar and circled.

* * *

On motion of Senator C. Peterson, **S.B. 213** and **S.B. 224** were placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

S.B. 213, APPROPRIATION FOR TRAINING AND EDUCATION OF LOCAL GOVERNMENTS, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Mansell

Absent or not voting were: Senators
Hull Tanner

* * *

S.B. 224, APPROPRIATION FOR TUACAHN FOUNDATION, was read the second time. Senator Jones explained the bill.

On motion of Senator Jones, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$100,000" and insert "$80,000"

2. Page 1, Line 13:
   Delete "$100,000" and insert "$80,000"

The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Steele	Steiner	Suazo
Wharton	Beattie		

Voting in the negative were: Senators

M. Peterson	Poulton	Stephenson	Taylor
Waddoups			

Absent or not voting were: Senators
Buhler Tanner

* * *

On motion of Senator Taylor, the Senate voted to strike the enacting clause on **S.B. 218**, CURRICULUM REQUIREMENTS.

* * *

On motion of Senator C. Peterson, the circle was removed from **H.B. 242**, REVOCATION OF CONCEALED FIREARM PERMIT AMENDMENTS. On motion of Senator C. Peterson, all House bills on the Second Reading Calendar were returned to the Secretary of the Senate.

BILL ASSIGNMENT REPORTS

To the Members of the Senate: February 24, 1998

The President, having received the following Senate bill and resolution, orders them printed and assigns the following bills and resolutions to standing committees:

Business, Labor & Economic Development

H.B. 325	Assumed Names for Businesses (B. Evans)

Education

S.R. 4	Resolution Encouraging Parents Oversight of Children's Television Viewing (S. Howell)
1st Sub. H.B. 135	Higher Education Tuition Assistance Program (K. Johnson)
H.B. 250	Collection of Defaulted Student Loans (O. Carnahan)
H.B. 392	Training in American Sign Language (D. Hogue)

Health/Environment

H.B. 399	Environmental Quality Study (D. Tuttle)
H.B. 414	Appropriation to Support Litigation Against Creation of Escalante Monument (G. Way)
H.J.R. 2	Resolution Supporting Lawsuit Opposing Grand Staircase Escalante National Monument Designation (D. Iverson)

Human Services

1st Sub. H.B. 11	Juvenile Court Hearings and Records (P. Arent)
H.B. 157	Judicial Nominating Commission Amendments (C. Fox-Finlinson)
H.B. 170	Habitual Youth Offender Amendments (B. Chard)
H.C.R. 7	Resolution Urging Support of National Guard (M. Dillree)

H.C.R. 9	Resolution Urging President to Give Purple Hearts (S. Barth)
Revenue & Taxation	
1st Sub. H.B. 199	Allocation of Sales Tax to Species Protection Account (T. Hatch)
H.B. 322	Fiscal Note on Legislation (M. Stephens)
H.B. 380	Sales Tax Exemption for Pollution Control (J. Valentine)
1st Sub. H.B. 421	Reimbursement of Legal Fees and Costs to Officers and Employees (M. Styler)
1st Sub. H.B. 425	Property Valuations for the Poor (R. Short)
State & Local Affairs	
H.B. 28	Appropriation for Davis County Conference and Community Center (B. Chard)
H.B. 144	Constitutional Defense Council Amendments (D. Iverson)
H.B. 345	Notaries Public Revision (K. Bryson)
H.B. 347	Community Economic Development Project Fund (W. Harper)
H.B. 409	Government Records Access and Management Act (J. Swallow)
H.B. 416	Task Force Reviewing Optional Forms of County Government (C. Fox-Finlinson)
1st Sub. H.B. 444	Privatization of Quasi - Governmental Entities (G. Adair)
H.C.R. 10	Resolution on Olympic Executive Committee (S. Koehn)
Transportation & Public Safety	
S.B. 176	Highway Transfers and Highway Jurisdiction and Funding Study (J. Holmgren)

Lane Beattie, Senate President

Report filed.

* * *

Committee Chairman: February 24, 1998

Any bills which have not been reported out of Senate Standing Committees after the conclusion of their last scheduled meeting, should be returned to the Secretary of the Senate. Bills which have been amended, substituted, or tabled but have not been reported out should be listed on separate reports. Bills which have not been acted upon may be included on a single report.

Lane Beattie, Senate President

Report filed.

* * *

On motion of Senator C. Peterson and at 4:30 p.m., the Senate adjourned until 9:00 a.m., Wednesday, February 25, 1998.

THIRTY-EIGHTH DAY

MORNING SESSION

The Senate was called to order at 9:15 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Ivan R. Briggs, Bishop of the LDS Hillcrest 7th Ward in Sandy.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 25, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirty-seventh day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 105**, PRESCRIPTION COVERAGE, by Representative S. Allen, et al, and it is transmitted for consideration; and

The House passed **H.B. 122**, PROPERTY TAX - HOMEOWNER'S CREDIT, by Representative D. Jones, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 134**, MINERAL LEASE AMENDMENTS, by Representative J. Seitz, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 147**, LIABILITY FOR MINOR WHO DRIVES, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 287**, TAX INCREMENT FINANCING FOR AFFORDABLE HOUSING, by Representative G. Davis, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 386**, STABILIZING SCHOOL DISTRICT BOUNDARIES, by Representative R. Bigelow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 404**, USE OF CIGARETTE TAX, by Representative S. Barth, et al, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 405**, APPROVAL REQUIREMENTS FOR WATER FLUORIDE TREATMENTS, by Representative M. Carlson, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 420**, TRUTH IN TAXATION AMENDMENTS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 17**, RESOLUTION URGING COOPERATION ON SITING OF RADIOACTIVE WASTE FACILITY, by Representative E. Anderson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 105, H.B. 122, H.B. 134, Sub. H.B. 147, 2nd Sub. H.B. 287, H.B. 386, H.B. 404, Sub. H.B. 405, H.B. 420,** and **H.J.R. 17** were read the first time and referred to the President of the Senate.

CONSENT CALENDAR

H.B. 256, RURAL ENTERPRISE ZONES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Holmgren	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Evans	Hillyard	Howell
Mayne	Nielson	Poulton	Steiner

H.B. 256 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 316, SUNSET AERONAUTICS COMMITTEE, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Howell	Mayne	Nielson
Steiner			

H.B. 316 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 349, REPORTING BY FINANCIAL INSTITUTIONS - ENFORCEMENT, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Howell	Mayne	Nielson
Poulton			

H.B. 349 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 119, PROVISIONS FOR HEALTH CARE PROVIDERS, was read the third time, explained by Senator Mantes, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Howell	Mayne	McAllister
Nielson	Suazo		

H.B. 119 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 309, CONTROLLED SUBSTANCES ACT AMENDMENTS, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Howell	Mayne	McAllister
Nielson	Poulton		

H.B. 309 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 25, PENALTY FOR INTERFERENCE WITH SERVICE OF PROCESS, was read the third time, explained by Senator Taylor, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Evans	Howell	Mayne	McAllister
Nielson	Poulton	Wharton	

Sub. H.B. 25 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 46, JOINDER OF MISDEMEANOR AND FELONY OFFENSES, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Evans	Howell	McAllister	Nielson
Wharton			

Sub. H.B. 46 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 181, ELECTRONIC POSTING OF NOTICES, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Evans	Howell	McAllister	Nielson
Poulton	Wharton		

H.B. 181 was signed by the President in open session and returned to the House.

* * *

H.B. 243, RECOGNITION OF NON-COURT ORDERED GUARDIANSHIPS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Howell	McAllister	Nielson
Poulton			

H.B. 243 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 181, LIMITING LIABILITY IN HOCKEY FACILITIES, was read the third time. On motion of Senator Mansell, the bill was circled.

* * *

S.B. 189, PLANNING COORDINATION, was read the third time. On motion of Senator McAllister, the bill was circled.

* * *

Sub. S.B. 49, EMINENT DOMAIN VALUATION, was read the third time and explained by Senator Suazo.

On motion of Senator Myrin, the bill was amended as follows:

1. Page 2, Line 21:
   After "conducted" insert ": (a)"

2. Page 2, Line 22:
   Delete "." and insert "; or (b) as a sole proprietorship or through an entity which is wholly owned by members of the same immediate family."

The bill passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Holmgren	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton			

Voting in the negative were: Senators

Hillyard	Beattie

Absent or not voting were: Senators

Buhler	Evans	Howell	Nielson
Steele	Taylor		

Sub. S.B. 49 was transmitted to the House.

* * *

On motion of Senator Blackham, the circle was removed from **Sub. S.B. 166**, FOOD HANDLER LICENSING, and it was before the Senate.

On motion of Senator Blackham, the following substitute bill replaced the original bill.

FOOD HANDLER LICENSING

2nd Sub. S.B. 166 *Leonard M. Blackham*

AN ACT RELATING TO HEALTH; DEFINING TERMS; REQUIRING FOOD SERVICE ESTABLISHMENTS HAVE ON STAFF A CERTIFIED FOOD SAFETY MANAGER; ESTABLISHING THE REQUIREMENTS FOR AND DUTIES OF A CERTIFIED FOOD SAFETY MANAGER; AND ESTABLISHING THE DUTIES OF THE DEPARTMENT OF HEALTH AND THE LOCAL DEPARTMENT OF HEALTH.

Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Howell	Nielson	Tanner
Taylor			

2nd Sub. S.B. 166 was transmitted to the House.

* * *

On motion of Senator McAllister, the circle was removed from **H.B. 72**, UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, and it was before the Senate.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 2, Line 13:
After "minor if" insert "the person is seven years or more older than the minor and,"

2. Page 2, Lines 22-23:
Delete lines 22 and 23 and renumber remaining subsection accordingly.

Senator McAllister explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Evans	Howell	Taylor

H.B. 72, as amended, was returned to the House.

* * *

On motion of Senator Mansell, the circle was removed from **S.B. 181,** LIMITING LIABILITY IN HOCKEY FACILITIES, and it was before the Senate. Senator Wharton declared a conflict of interest. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Evans	Howell	Tanner	Taylor

S.B. 181 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Stephenson, **S.B. 180** was placed at the top of Second Reading Calendar.

S.B. 180, UNFAIR PUBLIC COMPETITION ACT, was before the Senate.

On motion of Senator Stephenson, the following substitute bill replaced the original bill.

UNFAIR PUBLIC COMPETITION ACT

Sub. S.B. 180 *Howard A. Stephenson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; CREATING THE PRIVATE ENTERPRISE REVIEW COMMISSION; PROHIBITING CERTAIN GOVERNMENT COMPETITION WITH PRIVATE ENTERPRISE; PROVIDING EXCEPTIONS; AUTHORIZING THE COMMISSION TO STUDY PRIVATIZATION OF GOVERNMENT ACTIVITIES AND PROPOSALS FOR ADDITIONAL PROHIBITIONS OF GOVERNMENT COMPETITION; PROVIDING FOR A COMPLAINT PROCESS AND REVIEW BY THE COMMISSION; AUTHORIZING CIVIL ACTIONS TO ENFORCE COMMISSION RULINGS; AND REPEALING THE PRIVATIZATION POLICY BOARD.

Senator Stephenson explained the bill. On motion of Senator Stephenson, the bill was circled.

THIRD READING CALENDAR

S.B. 188, STATE OLYMPIC COORDINATION AMENDMENTS, was read the third time, explained by Senator Myrin, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin

Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Evans	Hillyard	Howell	Hull
Steiner	Tanner	Taylor	Wharton

S.B. 188 was transmitted to the House.

* * *

S.B. 154, REPORTING ELECTED OFFICIALS FUNDS, was read the third time and explained by Senator Mayne. Senators Beattie, Montgomery, and Buhler commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Hillyard	Howell	Steiner
Tanner	Taylor		

S.B. 154 was transmitted to the House.

* * *

S.B. 221, EMERGENCY SERVICES TELEPHONE CHARGE, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Wharton	Beattie		

Voting in the negative were: Senators

Nielson	Waddoups		

Absent or not voting were: Senators

Evans	Hillyard	Howell	Tanner
Taylor			

S.B. 221 was transmitted to the House.

* * *

S.B. 168, CHILD ABUSE DATABASE AMENDMENTS, was read the third time and explained by Senator C. Peterson. Senator Poulton commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Holmgren	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Howell
Taylor			

S.B. 168 was transmitted to the House.

* * *

On motion of Senator McAllister, the circle was removed from S.B. 189, PLANNING COORDINATION, and it was before the Senate. Senator McAllister explained the bill. Senator Mansell commented. The bill failed on the following roll call:

Yeas, 11; Nays, 15; Absent, 3.

Voting in the affirmative were: Senators

Holmgren	Hull	Mantes	McAllister
Montgomery	Myrin	C. Peterson	M. Peterson
Poulton	Steiner	Tanner	

Voting in the negative were: Senators

Blackham	Buhler	Dmitrich	Jones
Mansell	Mayne	Muhlestein	Nielson
Steele	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Hillyard	Howell

S.B. 189 was filed.

* * *

S.B. 187, UTAH COUNCIL ON VICTIMS, was read the third time. On motion of Senator C. Peterson, the bill was circled.

* * *

2nd Sub. S.B. 58, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Holmgren	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Howell
Nielson			

2nd Sub. S.B. 58 was transmitted to the House.

* * *

S.B. 196, HIGH LEVEL NUCLEAR WASTE DISPOSAL, was read the third time and explained by Senator C. Peterson. Senators Muhlestein and Mansell commented. The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Hull	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Wharton	Beattie		

Voting in the negative were: Senators

Holmgren	Jones	Nielson	Poulton
Waddoups			

Absent or not voting were: Senators

Evans	Howell

S.B. 196 was transmitted to the House.

* * *

Sub. S.B. 144, was read the third time and explained by Senator Blackham. Senators Waddoups, M. Peterson, and C. Peterson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Hull	Jones	Mansell	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator

Holmgren

Absent or not voting were: Senators

Evans	Howell	Mantes	McAllister

Sub. S.B. 144 was transmitted to the House.

* * *

S.B. 213, APPROPRIATION FOR TRAINING AND EDUCATION OF LOCAL GOVERNMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Muhlestein	Taylor

Absent or not voting were: Senators

Howell	Mantes	McAllister	Montgomery

S.B. 213 was transmitted to the House.

* * *

S.B. 224, APPROPRIATION FOR TUACAHN FOUNDATION, was read the third time, explained by Senator Jones, and passed on the following roll call:

Yeas, 18; Nays, 6; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mayne
Myrin	C. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Wharton	Beattie		

Voting in the negative were: Senators

Buhler	Muhlestein	Nielson	M. Peterson
Taylor	Waddoups		

Absent or not voting were: Senators

Blackham	Howell	Mantes	McAllister
Montgomery			

S.B. 224 was transmitted to the House.

SECOND READING CALENDAR

S.B. 219, HOUSEHOLD HAZARDOUS WASTE AMENDMENTS, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
Muhlestein

Absent or not voting were: Senators

Howell	Mantes	Montgomery

* * *

S.B. 171, UNDERGROUND UTILITIES FACILITIES AMENDMENTS, was read the second time.

On motion of Senator Holmgren, the bill was amended as follows:

1. **Page 2, Line 9:**
   After line 9 insert the following:
   "(6) "Location request assignment" means a number assigned to a proposed excavation by an association or operator upon receiving notice of the proposed excavation from the excavator."

   Renumber remaining subsections.

2. **Page 4, Line 1:**
   After "for" delete "the same" and insert "a" and after "excavation" insert "designated by the same location request assignment"

Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
McAllister	Muhlestein	Myrin	Nielson

C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Howell	Mantes	Mayne
Montgomery	Tanner		

* * *

S.B. 155, INCOME TAX - EDUCATION TAX CREDIT, was read the second time. On motion of Senator Stephenson, the bill was circled.

* * *

S.B. 210, INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN, was read the second time. Senator Muhlestein explained the bill. Senators Jones, Poulton, Steele, Montgomery, and Stephenson commented. The bill passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Jones	Mansell	Mayne
Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Dmitrich	Hull	Mantes	McAllister
Nielson			

Absent or not voting was: Senator
Howell

* * *

On motion of Senator C. Peterson, and at 10:50 a.m., the Senate recessed.

The Senate reassembled at 11:35 a.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 1998

The House passed, **1st Sub. S.B. 78**, MASTER ROAD - STATE HIGHWAY LIST, by Senator J. Holmgren, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Sub. S.B. 78 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 25, 1998

The House passed, as substituted, **1st Sub. H.B. 319**, PUBLIC SAFETY RETIREMENT AMENDMENTS, by Representative O. Carnahan, and it is transmitted for consideration; and

The House passed **H.B. 353**, MEDICAL ASSISTANCE RECOVERY AMENDMENTS, by Representative G. Cox, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 377**, CONTRIBUTING TO DELINQUENCY OF A MINOR, by Representative S. Barth, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 418**, WATER CONSERVANCY PLAN, by Representative J. Buffmire, and it is transmitted for consideration; and

The House passed **H.B. 461**, FUNDING FOR HIGHWAY ACQUISITION, by Representative K. Garn, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 132**, MOTOR VEHICLE INSURANCE PREMIUM RATES, by Representative T. Beck, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 390**, PARENTAL CONSENT TO BODY PIERCING, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 319, H.B. 353, H.B. 377, Sub. H.B. 418, H.B. 461, H.B. 132,** and **H.B. 390** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 25, 1998

The House has rejected **S.B. 21**, ANIMAL SHELTER PET STERILIZATION ACT, by Senator R. Steiner, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communication filed. **S.B. 21** was filed.

SECOND READING CALENDAR

S.C.R. 4, RESOLUTION REQUESTING, was read the second time. On motion of Senator C. Peterson, the bill was circled.

* * *

S.J.R. 17, RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

Sub. S.B. 67, ELECTRIC RESTRUCTURING PROVISIONS, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 19; Nays, 7; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Jones	Mayne	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	M. Peterson
Steele	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Dmitrich	Hull	Mansell	Mantes
Nielson	Steiner	Tanner	

Absent or not voting were: Senators

Evans	Howell	Poulton

* * *

S.B. 161, MOTOR VEHICLE REPAIR, was read the second time. On motion of Senator Mantes, the bill was circled.

* * *

Sub. S.B. 174, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, was read the second time. Senator Mayne explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Poulton

* * *

S.B. 182, RESTRICTION ON STATE AND LOCAL GOVERNMENTS COLLECTING MONIES FOR GROUPS, was read the second time. On motion of Senator Stephenson, the bill was circled.

* * *

Sub. S.B. 159, GOVERNMENT RELATIONSHIP TO OLYMPICS, was read the second time. Senator Myrin explained the bill.

Senator Myrin moved the following amendments:

1. Page 4, Line 25:
   Delete line 25

2. Page 4, Line 26:
   Delete "(B)" and insert "(A)"

3. Page 4, Line 27:
   Delete "(C)" and insert "(B)"

4. Page 4, Line 28:
   Delete "(D)" and insert "(C)"

5. Page 4, Line 29:
Delete "(E)" and insert "(D)"

6. Page 4, Line 30:
Delete "(F)" and insert "(E)"

7. Page 4, Line 31:
Delete "(G)" and insert "(F)" and delete "and"

8. Page 5, Line 1:
Delete "(H)" and insert "(G)"

9. Page 5, Lines 2-3:
Delete lines 2 and 3 and after line 3 insert:"(H) Provo City Police Department; and
(I) Ogden City Police Department;
(iv) as determined by the Park City City Council, either the:
(A) chief law enforcement officer of the Park City Police Department; or
(B) Olympics Services Director of the Park City Public Safety Department;"

Senator Tanner commented. The amendments passed on a voice vote.

Senator Blackham commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Poulton

* * *

S.B. 197, TASK FORCE ON LOCAL AIRPORT FUNDING, was read the second time. Senator Hillyard explained the bill. Senators Jones and Mayne commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Holmgren	Myrin	Poulton

* * *

On motion of Senator Blackham, **Sub. S.B. 67,** ELECTRIC RESTRUCTURING PROVISIONS, was lifted from Third Reading Calendar and returned to the Secretary of the Senate.

* * *

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 1998

The House passed **H.B. 356,** ENDOWMENT CARE CEMETERY AMENDMENTS, by Representative J. Hickman, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 375,** AMUSEMENT PARK RIDER RESPONSIBILITY, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 460,** JUSTICE COURT AMENDMENTS, by Representative G. Curtis, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 356, 2nd Sub. H.B. 375,** and **H.B. 460** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 24, 1998

The Education Committee reports a favorable recommendation on **H.B. 165**, EDUCATIONAL PROFESSIONAL PRACTICES AMENDMENTS, by Representative R. Siddoway; and

The Education Committee reports a favorable recommendation on **H.B. 286**, GUN EDUCATION FOR ELEMENTARY SCHOOLS, by Representative B. Holladay; and

The Education Committee reports a favorable recommendation on **H.B. 291**, HIGHER EDUCATION TUITION WAIVERS, by Representative J. Hickman; and

The Education Committee reports a favorable recommendation on **H.B. 364**, HIGHER EDUCATION PHYSICAL FACILITIES, by Representative K. Johnson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 165, H.B. 286**, and **H.B. 291** were returned to the Secretary of the Senate.

H.B. 364 was read the second time and placed on Consent Calendar.

* * *

Mr. President: February 25, 1998

The Health and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 32**, DISCLOSURE OF TOBACCO INGREDIENTS, by Representative J. Tanner; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 153**, TIRE RECYCLING AMENDMENTS, by Representative D. Ure; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 337**, REGULATION OF CORK-FINISHED WINE TASTING, by Representative J. Hickman; and

The Health and Environment Committee reports a favorable recommendation on **H.C.R. 11**, RESOLUTION APPROVING INDUSTRIAL WASTE PERMIT, by Representative B. Evans, with the following amendments:

1. Page 2, Line 2:
   After "Quality," delete "but" and insert "and"
   After "likely" delete "extend beyond the final day" and insert "result in approval by the Department of Environmental Quality before the end"

2. Page 2, Line 3:
   Delete "1997" and insert "1998"

3. Page 2, Line 6:
   Delete ", and shall be considered as subsequent"

4. Page 2, Line 7:
   Delete "to" at the beginning of the line

5. Page 2, Line 8:
   Delete ", and" at the end of the line

6. Page 2, Line 9:
   Delete entire line

7. Page 2, Line 10:
   Delete "jurisdiction over the site" but do not delete "."; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 176, HIGHWAY TRANSFERS AND HIGHWAY JURISDICTION AND FUNDING STUDY,** by Senator J. Holmgren, with the following amendments:

1. Page 3, Line 22:
   After line 22 insert:
   "(25) SR-163. From the Utah-Arizona state line northeasterly to Route 191."

Renumber remaining subsections accordingly.

Robert Muhlestein, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 32, H.B. 153, H.B. 337,** and **H.C.R. 11** were returned to the Secretary of the Senate.

S.B. 176 was placed on Second Reading Calendar.

* * *

On motion of Senator Hillyard, the following House Bills were placed on Second Reading Calendar: **H.B. 24, H.B. 55, H.B. 70, Sub. H.B. 76, Sub. H.B. 90, Sub. H.B. 98, H.B. 130, H.B. 177,** and **H.B. 208.**

SECOND READING CALENDAR

Sub. S.B. 201, RETIREMENT ELIGIBILITY FORMULA, was read the second time. Senator Waddoups explained the bill. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mantes	Mayne	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton		

Absent or not voting were: Senators

Howell	Mansell	McAllister	Myrin
Poulton	Taylor	Beattie	

* * *

Senators Beattie and McAllister are excused to attend a brief appropriations meeting with their counterparts in the House.

* * *

On motion of Senator Mantes, the circle was removed from **S.B. 60,** MOTOR VEHICLE INSURANCE - LIABILITY ON RENTAL OR LOANED VEHICLE, and it was before the Senate.

On motion of Senator Mantes, the bill was amended as follows:

1. Page 1, Line 19:
   Delete "motor vehicle rental company"

Senator Mantes explained the bill. Senators Hillyard, Mayne, and Jones commented.

On motion of Senator Mantes, the bill was amended as follows:

2. Page 1, Line 2:
   Delete "RENTAL OR"

Senator Wharton commented. Senator Mantes declared a conflict of interest. The bill passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner			

Voting in the negative were: Senators

Nielson	Wharton

Absent or not voting were: Senators

Blackham	McAllister	Poulton	Taylor
Waddoups	Beattie		

* * *

On motion of Senator Hillyard, the Senate voted to recall **H.J.R. 8** from the Office of Legislative Research and General Counsel for reconsideration.

SECOND READING CALENDAR

On motion of Senator Howell, the circle was removed from **S.B. 161,** MOTOR VEHICLE REPAIR - INSURANCE DEDUCTIBLE, and it was before the Senate. Senator Howell explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups		

Absent or not voting were: Senators

Blackham	McAllister	M. Peterson	Poulton
Taylor	Wharton	Beattie	

* * *

S.B. 192, CLANDESTINE DRUG LAB AMENDMENTS, was read the second time. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton

Absent or not voting were: Senators

Blackham	McAllister	Poulton	Taylor
Beattie			

* * *

S.B. 66, PROCUREMENT CODE REQUIREMENT OF HEALTH CARE BENEFITS FOR CONTRACTORS, was read the second time. Senator Mayne explained the bill. Senator Montgomery commented. On motion of Senator Mayne, the bill was referred to the Secretary of the Senate for placement on the Master Study Resolution.

* * *

On motion of Senator Hillyard, the circle was removed from S.J.R. 17, RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS, and it was before the Senate.

On motion of Senator Hillyard, the following substitute bill replaced the original bill.

RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS

Sub. S.J.R. 17 *Lyle W. Hillyard*

A JOINT RESOLUTION OF THE LEGISLATURE PROPOSING TO AMEND THE UTAH CONSTITUTION; AMENDING THE TAX ARTICLE TO

REPEAL CERTAIN INTANGIBLE PROPERTY TAX PROVISIONS; PROVIDING THAT IF THE LEGISLATURE IMPOSES A PROPERTY TAX ON INTANGIBLE PROPERTY, THE LEGISLATURE MAY NOT IMPOSE AN INCOME TAX ON THE INTANGIBLE PROPERTY; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE.

Senator Hillyard explained the bill. Senators Montgomery and Stephenson commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Poulton	Steiner

• • •

President Beattie and Senator McAllister were present after a brief absence to attend an appropriation meeting.

• • •

S.B. 212, TAX INCREMENT FINANCING OF REDEVELOPMENT AGENCIES, was read the second time. Senator Mansell explained the bill. Senators Jones and Evans commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Poulton Steiner

THIRD READING CALENDAR

On motion of Senator C. Peterson, the circle was removed from **S.B. 187**, UTAH COUNCIL ON VICTIMS, and it was before the Senate.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 1, Line 16 (Goldenrod 2-24-98):
   Unbracket "21" and delete "23."

2. Page 2, Lines 4-5 (Goldenrod 2-24-98):
   Delete lines 4 through 5

Renumber remaining subsections accordingly.

Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	Poulton
Steiner			

S.B. 187 was transmitted to the House.

SECOND READING CALENDAR

S.J.R. 12, RESOLUTION LIMITING PROPERTY TAX FOR RETIREES, was read the second time. On motion of Senator M. Peterson, the bill was circled.

* * *

On motion of Senator Taylor, the circle was removed from **S.C.R. 4**, RESOLUTION REQUESTING CONGRESS TO ALLOW INDIVIDUALS TO

OPT OUT OF SOCIAL SECURITY, and it was before the Senate. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 19; Nays, 6; Absent, 4.

Voting in the affirmative were: Senators

Evans	Hillyard	Holmgren	Howell
Jones	Mansell	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Steele	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Dmitrich	Hull	Mantes	Mayne
M. Peterson	Suazo		

Absent or not voting were: Senators

Blackham	Buhler	Poulton	Steiner

• • •

On motion of Senator Holmgren, the Senate voted to suspend the 24-hour rule and consider **S.B. 176.**

S.B. 176, HIGHWAY TRANSFERS AND HIGHWAY JURISDICTION AND FUNDING TASK, under suspension of the rules, was read the second time. Senator Holmgren explained the bill. Senators Jones, Myrin, Dmitrich, Mantes, and Beattie commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mantes	Poulton

• • •

On motion of Senator C. Peterson, the Senate voted to lift **S.B.91** (this was to counteract action of a report that was deleted earlier) and **S.B. 217** from the

Secretary of the Senate and referred them to the Revenue and Taxation standing committee.

THIRD READING CALENDAR

On motion of Senator Blackham, the circle was removed from **Sub. H.B. 227**, SPECIAL DISTRICT ELECTIONS, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Dmitrich	Mantes	Poulton	Taylor

Sub. H.B. 227 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Stephenson, the circle was removed from **Sub. S.B. 180**, UNFAIR PUBLIC COMPETITION ACT, and it was before the Senate. Senator Stephenson explained the bill. Senators Myrin, Steele, and Wharton commented. On motion of Senator Stephenson, the bill was read the first, second, and third times, under suspension of the rules. The bill passed on the following roll call:

Yeas, 15; Nays, 10; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Jones
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Stephenson
Tanner	Taylor	Waddoups	

Voting in the negative were: Senators

Dmitrich	Hillyard	Holmgren	Hull
Mayne	M. Peterson	Steele	Steiner
Suazo	Wharton		

Absent or not voting were: Senators
Howell Mantes Poulton Beattie

Sub. S.B. 180 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 1998

The House concurred in the Senate amendments and passed **H.B. 72**, UNLAWFUL SEXUAL ACTIVITY WITH A MINOR, by Representative G. Curtis, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 72 was signed by the President of the Senate in open session. The bill will be returned to the House.

* * *

Mr. President: February 25, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 114**, SNOW COLLEGE SOUTH, by Representative B. Johnson, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **Sub. H.B. 114** was read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 25, 1998

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 55**, MUSIC LICENSING PRACTICES ACT, by Senator S. Howell, with the following amendments:

1. Page 2, Line 25:
   After Line 25, insert:
   "(4) "Copyright owner" does not include the owner of a copyright in a motion picture or audio-visual work or a part of a motion picture or audio-visual work."

   Renumber remaining subsections accordingly.

2. Page 5, Line 10:
   At the beginning of the line, insert "(1)"

3. Page 5, Line 12:
After Line 12, insert:
"(2) This act does not apply to investigations by law enforcement agencies or other persons with respect to suspected violations of Subsection 13-10-8(2)(b)."; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 193**, LICENSING TALENT AGENCIES, by Senator E. Mayne; and

The Business, Labor, and Economic Development Committee recommends **H.B. 78**, TESTING PERIOD FOR HEARING AIDS, by Representative L. Pace, be replaced and favorably recommends **2nd Sub. H.B. 78**, TESTING PERIOD FOR HEARING AIDS; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 159**, WORKERS' COMPENSATION EXEMPTION FOR INDEPENDENT INSURANCE AGENTS, by Representative J. Valentine; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, by Representative G. Adair; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 128**, DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT BIDDING PROCESS, by Representative R. Short, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 338**, BIDDING PROCESS ON STATE BUILDINGS, by Representative G. Adair, and recommends it be considered read for the second time and placed on the Consent Calendar.

Steven Poulton, Chair

On motion of Senator Holmgren, the committee reports were adopted. **S.B. 55** and **S.B. 193** were placed on Second Reading Calendar.

2nd Sub. H.B. 78, H.B. 159, and **H.B. 279** were returned to the Secretary of the Senate.

H.B. 128 and **H.B. 338** were read the second time and placed on Consent Calendar.

* * *

Mr. President: February 25, 1998

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 336**, APPROPRIATION FOR TRAILS AND CROSSINGS, by Representative A. Tyler; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 333**, WILDLIFE CODE AMENDMENTS, by Representative M. Styler, with the following amendments:

1. Page 1, Lines 6-8 (Lilac Copy):
   After "PERMITS;" delete "REMOVING THE RESTRICTION ON CONSERVATION OFFICERS ON SEARCHING A DWELLING WITHOUT A SEARCH WARRANT;"

2. Page 1b, Line 22at (Lilac copy):
   At the beginning of the line delete "adjoining properties" and insert "their lands"

3. Page 1b, Line 22bc (Lilac copy):
   After "hunting on" delete "adjoining properties" and insert "their lands"

4. Page 2, Line 19:
   After "(2)(a)" reinsert "Except as provided in Subsection (b), conservation" and delete "Conservation"

5. Page 2, Line 24:
   Reinsert "(b) An occupied or unoccupied dwelling may not be searched without a search warrant."

6. Page 2, Line 25:
   Reinsert "(c)" and delete "(b)"

7. Page 2, Line 26:
   Reinsert "(d)" and delete "(c)"

Alarik Myrin, Chair

On motion of Senator Holmgren, the committee reports were adopted. **H.B. 333** and **H.B. 336** were returned to the Secretary of the Senate.

NOTIFICATION OF BILLS RETURNED TO SECRETARY OF SENATE

Mr. President: February 25, 1998

The Transportation and Public Safety Committee has held its last scheduled meeting and reports the following bills back to the Secretary of the Senate without action:

H.B. 33	COMMUNITY RESPONSIVENESS REQUIREMENTS OF UTAH DEPARTMENT OF TRANSPORTATION (R. Becker)
H.B. 129	FORT DOUGLAS MILITARY MUSEUM (W. Harper)
H.B. 133	EFFECTIVE LAW ENFORCEMENT (John Swallow)
2nd Sub. H.B. 308	PEACE OFFICER AMENDMENTS (Blake D. Chard)
Sub. H.B. 410	TRAFFIC SAFETY TASK FORCE (Patrice Arent)

Al Mansell, Chair

On motion of Senator C. Peterson, the report was adopted. The bills will be returned to the Secretary of the Senate.

NOTICE OF BILL RETURNED TO SECRETARY OF SENATE

Mr. President: February 25, 1998

The Transportation and Public Safety Committee has returned **1st Sub. H.B. 14**, MOTOR VEHICLE SAFETY INSPECTION, by Representative W. Harper, to the Secretary of the Senate without recommendation and with the following amendments:

1. Page 7, Line 2:
   After line 2 insert: "(iii) The dedicated credits described under Subsection (2)(b)(i) are in addition to any other appropriations provided to administer the safety inspection program duties under this section."

Al Mansell, Chair

On motion of Senator C. Peterson, the committee report was adopted. **Sub. H.B. 14** was returned to the Secretary of the Senate.

NOTICE OF BILL RETURNED TO SECRETARY OF THE SENATE

Mr. President: February 25, 1998

The Energy, Natural Resources, and Agriculture Committee has held it last scheduled meeting and reports the following bill back to the Secretary of the Senate.

H.B. 273 WATER EXCHANGE APPLICATIONS (D. Ure)

Alarik Myrin, Chair

On motion of Senator C. Peterson, the committee report was adopted. **H.B. 273** was returned to the Secretary of the Senate.

NOTICE OF BILL RETURNED TO SECRETARY OF THE SENATE

Mr. President: February 25, 1998

The Energy, Natural Resources, and Agriculture Committee has returned **S.B. 104**, AMENDMENTS TO AGRICULTURAL EXEMPTION FOR AGRICULTURAL WORKERS, by Senator R. Steiner, to the Secretary of the Senate without recommendation and with the following amendments:

1. Page 3, Line 22:
   Delete "1996" and insert "1997"

2. Page 3, Line 23:
   Delete "1997" and insert "1998"

3. Page 3, Line 24:
   Delete "1998" and insert "1999"

4. Page 3, Line 25:
   Delete "1999" and insert "2000"

5. Page 3, Line 26:
   Delete "2000" and insert "2001"

6. Page 3, Line 27:
   Delete "2001" and insert "2002"

Alarik Myrin, Chair

On motion of Senator C. Peterson, the committee report was adopted. **S.B. 104** was returned to the Secretary of the Senate.

* * *

On motion of Senator C. Peterson and at 4:20 p.m., the Senate adjourned until 9:00 a.m., Thursday, February 26, 1998.

THIRTY-NINTH DAY

MORNING SESSION

The Senate was called to order at 9:30 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Senator LeRay McAllister.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 26, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirty-eighth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 1998

The House passed, as substituted and amended, **2nd Sub. H.B. 120**, DEPARTMENT OF HUMAN SERVICES OFFICE OF LICENSING REVISIONS, by Representative J. Haymond, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 343**, NUISANCE CODE AMENDMENTS - SHOOTING RANGES, by Representative B. Wright, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 370**, PROPERTY TAX - INTANGIBLES EXEMPTION, by Representative J. Valentine, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 120, Sub. H.B. 343**, and **H.B. 370** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 25, 1998

The House requests the return of **S.B. 21**, ANIMAL SHELTER PET STERILIZATION ACT, by Senator R. Steiner, for reconsideration.

Carole E. Peterson, Chief Clerk

S.B. 21 was returned to the House.

* * *

Mr. President: February 25, 1998

The House passed, **1st Sub. S.J.R. 10**, RESOLUTION ESTABLISHING WILDLIFE NUMBERS, by Senator L. Blackham, et al, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Sub. S.J.R. 10 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 25, 1998

The House transmits **H.J.R. 8**, LEGISLATIVE ELIGIBILITY RESOLUTION, by Representative P. Arent, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator McAllister, the Senate voted to reconsider its action on **H.J.R. 8**.

H.J.R. 8, LEGISLATIVE ELIGIBILITY RESOLUTION, was before the Senate and explained by Senator McAllister.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 2, Line 4:
   After line 4 insert:

   "Section 3. Effective date.
   If approved by the electors of the state, the amendment proposed by this joint resolution shall take effect on January 1, 1999."

The bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Howell	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Waddoups	Beattie

Voting in the negative were: Senators

Dmitrich	Stephenson	Suazo	Wharton

Absent or not voting were: Senators

Buhler	Hull	Myrin	Tanner
Taylor			

H.J.R. 8 was transmitted to the House.

CONSENT CALENDAR

S.B. 203, FUNDING EDUCATION THROUGH COMMERCIAL ADVERTISEMENT, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Buhler	Hull	Myrin
Tanner	Taylor		

S.B. 203 was transmitted to the House.

* * *

H.B. 274, INFORMATION TECHNOLOGY STRUCTURE AMENDMENTS, was read the third time, explained by Senator Jones, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Hull	Mansell	Myrin
Tanner	Taylor		

H.B. 274 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 282, AVOIDING CONFLICTS OF INTEREST FOR MEMBERS OF SCHOOL BOARDS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Myrin	Tanner	Taylor

H.B. 282 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 311, CONTROLLED SUBSTANCES PENALTY AMENDMENTS, was read the third time. On motion of Senator Hull, the bill was circled.

* * *

H.B. 95, LOCAL GOVERNMENT SUBDIVISION ORDINANCES, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Myrin	Tanner	Taylor

H.B. 95 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 103, ETHIC LAW AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Myrin	Tanner	Taylor

H.B. 103 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 158, VOTER REGISTRATION AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Myrin	Tanner	Taylor

H.B. 158 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hull, the circle was removed from **H.B. 311**, CONTROLLED SUBSTANCES PENALTY AMENDMENTS, and it was before the Senate. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Mantes	Myrin	Tanner	Taylor

H.B. 311 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 219, HOUSEHOLD HAZARDOUS WASTE AMENDMENTS, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Myrin	Tanner	Taylor

S.B. 219 was transmitted to the House.

* * *

S.B. 171, UNDERGROUND UTILITIES FACILITIES AMENDMENTS, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Tanner	Taylor

S.B. 171 was transmitted to the House.

• • •

S.B. 210, INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN, was read the third time and explained by Senator Muhlestein.

On motion of Senator Muhlestein, the following substitute bill replaced the original bill.

INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN

2nd Sub. S.B. 210 *Robert M. Muhlestein*

AN ACT RELATING TO INDIVIDUAL INCOME TAX; CREATING A TAX CREDIT FOR CERTAIN PARENTS.

Senator Stephenson commented.

On motion of Senator Wharton, the bill was amended as follows:

1. Page 2, Line 26:
After line 26 insert: "<u>, but less than or equal to $75,000</u>"

Senator McAllister commented.

On motion of Senator Muhlestein, the bill was circled.

• • •

Sub. S.B. 174, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Taylor

Sub. S.B. 174 was transmitted to the House.

* * *

Sub. S.B. 159, GOVERNMENT RELATIONSHIP TO OLYMPICS, was read the third time and explained by Senator Myrin.

Senator Myrin moved the following amendments:

1. Page 5, Line 7 (Goldenrod 2-25-98):
   Delete "and" and after line 7 insert:

   "(vii) two individuals appointed by the Utah State Fire Chiefs Association, as follows:
   (A) one representing fire services; and
   (B) one representing emergency medical services; and"

2. Page 5, Line 8 (Goldenrod 2-25-98):
   Delete "(vii)" and insert "(viii)"

3. Page 10, Line 19:
   After "state" insert "and local"

4. Page 10, Line 20:
   After "state" insert "or local"

Senator Howell commented. The amendment passed on a voice vote.

Senator Howell commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Stephenson

Sub. S.B. 159 was transmitted to the House.

INTENT LANGUAGE FOR S.B. 159

On motion of Senator Myrin, the following intent language was placed in the Senate Journal.

It is the intent of the Legislature that, in developing its plan for law enforcement and public safety services provided in relation to the Winter Olympic Games of 2002, the State Olympic Public Safety Command should:

(1) work closely with state and local transportation authorities, comprehensive emergency management systems, local emergency medical services, and local fire departments to ensure a cohesive and comprehensive plan; and

(2) whenever necessary, appoint to the command representatives of these groups to provide adequate input into the planning process.

THIRD READING CALENDAR

S.B. 197, TASK FORCE ON LOCAL AIRPORT FUNDING, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

S.B. 197 was transmitted to the House.

• • •

Sub. S.B. 201, RETIREMENT ELIGIBILITY FORMULA, was read the third time and explained by Senator Waddoups. Senator Evans declared a conflict of interest. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

Sub. S.B. 201 was transmitted to the House.

• • •

S.B. 60, MOTOR VEHICLE INSURANCE - LIABILITY ON LOANED VEHICLE, was read the third time and explained by Senator Mantes. Senator Mantes declared a conflict of interest. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Myrin	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Beattie			

Voting in the negative were: Senators

Muhlestein	Nielson	Wharton

Absent or not voting was: Senator
Taylor

S.B. 60 was transmitted to the House.

• • •

S.B. 161, MOTOR VEHICLE REPAIR - INSURANCE DEDUCTIBLE, was read the third time and explained by Senator Howell. Senator Hillyard commented. On motion of Senator Howell, the bill was circled.

* * *

S.B. 192, CLANDESTINE DRUG LAB AMENDMENTS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Dmitrich	Stephenson	Taylor

S.B. 192 was transmitted to the House.

* * *

Sub. S.J.R. 17, RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS, was read the third time and explained by Senator Hillyard. Senators Jones, Dmitrich, Stephenson, and Steiner commented. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator C. Peterson, and at 10:40 a.m., the Senate recessed.

The Senate was called to order at 11:30 a.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 1998

The House passed, S.B. 132, NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS, by Senator R. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 227**, SPECIAL DISTRICT ELECTIONS, by Representative J. Swallow, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 132 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

Sub. H.B. 227 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 26, 1998

The House passed, as amended, **H.B. 136**, GRANDPARENTS VISITATION RIGHTS, by Representative J. Buffmire, et al, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 265**, TITLE INSURANCE AMENDMENTS, by Representative T. Hatch, and it is transmitted for consideration; and

The House passed **H.B. 374**, FRIVOLOUS LAWSUITS AMENDMENTS, by Representative D. Gladwell, and it is transmitted for consideration; and

The House passed **H.B. 395**, TAX ASSESSMENTS, PROCEEDINGS, AND CREDIT OR REFUND CLAIMS, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 426**, TRANSIT DISTRICT AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 136, Sub. H.B. 265, H.B. 374, H.B. 395,** and **H.B. 426** were read the first time and referred to the President of the Senate.

THIRD READING CALENDAR

S.B. 212, TAX INCREMENT FINANCING OF REDEVELOPMENT AGENCIES, was read the third time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Hull	Myrin

S.B. 212 was transmitted to the House.

• • •

S.C.R. 4, RESOLUTION REQUESTING CONGRESS TO ALLOW INDIVIDUALS TO OPT OUT OF SOCIAL SECURITY, was read the third time and explained by Senator Taylor. Senators Mayne, Jones, and Nielson commented. On motion of Senator Taylor, the bill was circled.

• • •

A special citation was read in Committee of the Whole concerning the Olympic License Plate. Senator Howell commented.

On motion of Senator Howell, Frank Joklik, Chairman of the Salt Lake Organizing Committee, spoke in Committee of the Whole. Members of SLOC, local government officials, and Olympic Youth Ambassadors were in attendance as Salt Lake City Mayor DeeDee Corradini, President Lane Beattie, and Senator Scott Howell assisted Mr. Joklik in unveiling the Olympic License Plate.

• • •

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 3:10 p.m., with President Beattie presiding.

On motion of Senator C. Peterson, Representative Brad Johnson spoke in Committee of the Whole on behalf of the Future Farmers of America.

• • •

On motion of Senator Buhler, the Senate voted to allow introduction of a bonding bill.

THIRD READING CALENDAR

On motion of Senator Taylor, the circle was removed from **S.C.R. 4**, RESOLUTION REQUESTING CONGRESS TO ALLOW INDIVIDUALS TO OPT OUT OF SOCIAL SECURITY, and it was before the Senate. Senator Taylor explained the bill. Senators Wharton, Mayne, and Jones commented. The bill passed on the following roll call:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Mansell	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	Poulton	Stephenson
Tanner	Taylor	Waddoups	Beattie

Voting in the negative were: Senators

Dmitrich	Hull	Jones	Mantes
Mayne	M. Peterson	Steele	Steiner
Suazo	Wharton		

Absent or not voting were: Senators

Buhler	Howell	Myrin

S.C.R. 4 was transmitted to the House.

* * *

On motion of Senator C. Peterson, the following House bills that were tabled on Third Reading Table due to fiscal impact will be returned to the Secretary of the Senate: **H.B. 16, H.B. 7, H.B. 200, H.B. 209, H.B. 60, H.J.R. 6, H.B. 47, H.B. 192, H.B. 68, H.B. 248, H.B. 4, H.B. 210, H.B. 260, H.B. 18, H.B. 9, H.B. 245, H.B. 294, Sub. H.B. 100, H.B. 267, H.B. 296, Sub. H.B. 276, H.B. 30, H.B. 82, H.B. 94, H.B. 278,** and **H.B. 247, Sub. H.B. 76** and **Sub. H.B. 98.** The bills were lifted from Third Reading Table and returned to the Secretary of the Senate.

* * *

S.B. 176, HIGHWAY TRANSFERS AND HIGHWAY JURISDICTION AND FUNDING TASK, was read the third time.

On motion of Senator Holmgren, the following substitute bill replaced the original bill.

HIGHWAY JURISDICTION AND FUNDING STUDY

Sub. S.B. 176 *John P. Holmgren*

AN ACT RELATING TO HIGHWAYS; REQUIRING INTERIM STUDY OF HIGHWAY JURISDICTION AND FUNDING; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A REPEAL DATE.

The bill was explained by Senator Holmgren. Senator Dmitrich commented. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Tanner

Absent or not voting were: Senators

Blackham	Buhler	Howell	Myrin
C. Peterson			

Sub. S.B. 176 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Stephenson, the circle was removed from **Sub. S.B. 152, WATER CONSERVANCY DISTRICTS TAXING AMENDMENTS,** and it was before the Senate. Senator Stephenson explained the bill. On motion of Senator Stephenson, the enacting clause was stricken on **Sub. S.B. 152.**

* * *

H.B. 24, PENALTY FOR ABANDONED OR UNATTENDED CAMPFIRE, was read the second time. Senator Evans explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Buhler	Myrin	C. Peterson

* * *

H.B. 55, TOWN OPTION SALES AND USE TAX, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Myrin	C. Peterson

* * *

H.B. 70, SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS, was read the second time. Senator Steele explained the bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators
Buhler Holmgren Mantes Myrin
Wharton

THIRD READING CALENDAR

On motion of Senator Howell, the circle was removed from **S.B. 161**, MOTOR VEHICLE REPAIR - INSURANCE DEDUCTIBLE, and it was before the Senate.

On motion of Senator Howell, the bill was amended as follows:

1. Page 1, Line 11:
Delete "AND" and after "DEDUCTIBLES" insert "; AND PROVIDING A COORDINATION CLAUSE"

2. Page 4, Line 4:
After line 4 insert:

"Section 3. Coordination clause.
If this bill and 4th Sub. S.B. 76, Insurance Law Changes, both pass, it is the intent of the Legislature that in enrolling, the Office of Legislative Research and General Counsel shall remove Section 31A-31-108 from 4th Sub. S.B. 76."

Senator Poulton declared a conflict of interest. Senator Howell explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators
Blackham Dmitrich Evans Hillyard
Holmgren Howell Hull Jones
Mansell Mayne McAllister Montgomery
Muhlestein Nielson C. Peterson M. Peterson
Steele Steiner Stephenson Suazo
Tanner Taylor Waddoups Wharton
Beattie

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators
Buhler Mantes Myrin

S.B. 161 was transmitted to the House.

* * *

On motion of Senator C. Peterson, **H.B. 177** was returned to the Secretary of the Senate.

SECOND READING CALENDAR

Sub. H.B. 90, MAIL BOX DAMAGE AND MAIL THEFT, was read the second time. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Buhler	Mantes	Myrin

* * *

H.B. 130, CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS, was read the second time. Senator Waddoups explained the bill.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 7, Line 27 (Lilac 2-4-98):
   After "Any person" insert "who is not licensed to engage in regulated transactions and not excepted from licensure"

Senators Montgomery, Taylor, Hull, and Howell commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Buhler	Mantes	Myrin
Stephenson			

* * *

On motion of Senator Hillyard, the following bills were placed on Second Reading Calendar below **S.B. 193: H.B. 40, H.B. 211, H.B. 35, H.B. 313, H.B. 270, H.B. 306, H.B. 133, H.B. 134, Sub. H.B. 54, H.B. 207,** and **H.B. 307.**

* * *

On motion of Senator Steiner, the circle was removed from **S.J.R. 12,** RESOLUTION LIMITING PROPERTY TAX FOR RETIREES, and it was before the Senate. Senator Steiner explained the bill. Senators Mansell and Montgomery commented. The bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Holmgren	Howell	Hull
Mantes	Mayne	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton			

Voting in the negative were: Senators

Evans	Hillyard	Jones	Mansell
McAllister	Montgomery	Steele	Stephenson
Beattie			

Absent or not voting were: Senators

Blackham	Buhler	Myrin

* * *

H.B. 208, UNEMPLOYMENT INSURANCE AMENDMENTS, was read the second time. Senator Nielson explained the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Myrin

* * *

On motion of Senator Howell, the circle was removed from **S.J.R. 7**, RESOLUTION AMENDING THE DATE OF GENERAL LEGISLATIVE SESSION, and it was before the Senate. Senator Howell explained the bill. Senators Muhlestein, Myrin, Nielson, Tanner, and Hillyard commented. On motion of Senator Howell, the enacting clause was stricken and the bill was referred to the process committee for interim study.

* * *

S.B. 55, MUSIC LICENSING PRACTICES AGENCIES, was read the second time. On motion of Senator Howell, the bill was circled.

* * *

S.B. 193, LICENSING TALENT AGENCIES, was read the second time. On motion of Senator Mayne, the bill was circled.

* * *

On motion of Senator Hillyard, all House Bills will be considered read the second time under suspension of the 24-hour rule.

H.B. 40, JUDICIAL CONDUCT COMMISSION AMENDMENTS, was read the second time. Senator Hillyard explained the bill.

Senator Taylor moved the following amendments:

1. Page 2, Line 1 (Lilac 2-2-98):
   Reinstate bracketed language and delete "two judges"; before "of a trial" insert ", and one alternate judge,"

2. Page 2, Line 2 (Lilac 2-2-98):
After "four-year term." insert "The judge and the alternate judge shall coordinate attendance for meetings so that, if possible, at least one is in attendance at each meeting. If both judges are in attendance at a meeting, the alternate judge shall not be counted for quorum purposes nor vote on any issue before the commission."

3. Page 2, Line 2 (Lilac 2-2-98):
After "for" bracket "a"; bracket "term" and insert "terms"

Senators Hillyard, Suazo, and Tanner commented. The amendment failed on a standing vote.

The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Mansell	Muhlestein	Poulton	Taylor

Absent or not voting were: Senators

Blackham	Myrin

* * *

On motion of Senator C. Peterson, and at 4:35 p.m., the Senate sauntered.

The Senate was called to order at 5:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 1998

The House passed, as amended, H.B. 137, CHILDREN'S HEALTH INSURANCE PROGRAM, by Representative P. Knudson, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 13**, RESOLUTION URGING IMPROVEMENTS ON HIGHWAY 6, by Representative B. King, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 388**, PRIVATE PROPERTY OMBUDSMAN, by Representative E. Olsen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 154**, TASK FORCE ON PRIVATIZATION OF STATE ADOPTION SERVICES, by Representative N. Stephens, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 350**, CREATING OR CONSOLIDATING COUNTIES, by Representative L. Frandsen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 351**, NURSE PRACTICE ACT AMENDMENTS, by Representative C. Fox-Finlinson, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 441**, MENTAL HEALTH PROFESSIONAL, PRACTICE ACT, by Representative M. Stephens, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 137, H.J.R. 13, H.B. 388, H.B. 154, Sub. H.B. 350, H.B. 351, and 2nd Sub. H.B. 441** were read the first time and referred to the President of the Senate.

STANDING COMMITTEE REPORTS

Mr. President: February 26, 1998

The Education Committee reports a favorable recommendation on **S.R. 4**, RESOLUTION ENCOURAGING PARENTS OVERSIGHT OF CHILDREN'S TELEVISION VIEWING, by Senator S. Howell; and

The Education Committee reports a favorable recommendation on **1st Sub. H.B. 135**, HIGHER EDUCATION TUITION ASSISTANCE PROGRAM, by Representative K. Johnson, with the following amendments:

1. Page 1 Line 12:
   After "PROVIDING A" delete "$100,000" and insert "$50,000"

2. Page 3 Line 26:
   After "1998-99," delete "$100,000" and insert "$50,000"; and

The Education Committee reports a favorable recommendation on **H.B. 250**, COLLECTION OF DEFAULTED STUDENT LOANS, by Representative O. Carnahan; and

The Education Committee reports a favorable recommendation on **H.B. 300**, EDUCATOR BACKGROUND CHECK AMENDMENTS, by Representative J. Alexander, with the following amendments:

1. Page 1, Line 8:
   After "EDUCATION" delete "ALL"

2. Page 2, Line 11:
   After "only" delete the rest of line 11 and insert "the following matters to the extent that they are relevant to the"

3. Page 2, Line 12:
   After "applicant" delete the period and insert a colon ":
   (A) convictions;
   (B) any matters involving an alleged sexual offense;
   (C) any matters involving an alleged felony or class A misdemeanor drug offense;
   (D) any matters involving an alleged offense against the person under Title 76, Chapter 5;
   (E) any matters involving a felony or class A misdemeanor property offense alleged to have occurred within the previous three years; and
   (F) any matters involving any other type of criminal offense if more than one occurrence of the same type of offense is alleged to have taken place within the previous eight years."; and

The Education Committee reports a favorable recommendation on **H.B. 392**, TRAINING IN AMERICAN SIGN LANGUAGE, by Representative D. Hogue.

Lorin Jones, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 135, H.B. 250, H.B. 300, and H.B. 392** were returned to the Secretary of the Senate.

S.R. 4 was placed on Second Reading Calendar.

* * *

Mr. President: February 25, 1998

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 121**, PROGRAM FOR AT-RISK YOUTH AND THEIR FAMILIES, by Representative L. Pace; and

The Human Services Committee reports a favorable recommendation on **2nd Sub. H.B. 239**, CHILD WELFARE AMENDMENTS, by Representative J. Haymond, with the following amendments:

1. Page 19, Line 26:
   After "cause:" insert "or"

2. Page 19, Line 27:
   Delete "; or" and insert "."

3. Page 19, Lines 28-29:
   Delete lines 28 and 29

4. Page 20, Line 5:
   Delete "voluntary"

5. Page 20, Line 7:
   Delete "voluntary"

6. Page 23, Line 27b (Lilac, 02/19/98):
   Delete "FIVE" and insert "30"

7. Page 41, Line 4:
   Delete "At least five days prior" and insert "Prior"

8. Page 41, Line 6:
   After "division with" insert "adequate" and after "notice" delete the remainder of line 6 and insert "for the division to attend the hearing."

9. Page 59, Line 6:
   After "78-3a-311" insert ", except that the court may extend reunification services for no more than 90 days if it finds that there has been substantial compliance with the treatment plan, that reunification is probable within that 90 day period, and that the extension is in the best interest of the child. In no event may any reunification services extend beyond 15 months from the date the child was initially removed from his home."

10. Page 60, Line 11:
    After "cause:" insert "or"

11. Page 60, Line 12:
    After "child" delete "; or" and insert "."

12. Page 60, Lines 13-14:
Delete lines 13 and 14

13. Page 60, Line 21:
Delete "voluntary"

14. Page 60, Line 23:
Delete "voluntary"; and

The Human Services Committee reports a favorable recommendation on **H.B. 394**, STATE SUPERVISION OF JUVENILE, by Representative G. Curtis.

Nathan C. Tanner, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 121, 2nd Sub. H.B. 239,** and **H.B. 394** were returned to the Secretary of the Senate.

* * *

Mr. President: February 25, 1998

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 65**, SALES TAX EXEMPTION FOR PASSENGER TRANSPORTATION, by Representative B. Allen; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 110**, SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS, by Representative M. Dillree; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 171**, MOBILE HOME AND MANUFACTURED HOME AMENDMENTS, by Representative C. Buttars; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 199**, APPROPRIATION TO SPECIES PROTECTION ACCOUNT, by Representative T. Hatch, with the following amendments:

1. Page 1, Line 5:
After "APPROPRIATING" delete "$900,000" and insert "$150,000"

2. Page 1, Line 11:
After "appropriated" delete "$900,000" and insert "$150,000"; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 322**, FISCAL NOTE ON LEGISLATION, by Representative M. Stephens; and

The Revenue and Taxation Committee recommends **H.B. 380**, SALES TAX EXEMPTION FOR POLLUTION CONTROL, by Representative J. Valentine, be replaced and favorably recommends **2nd Sub. H.B. 380**, SALES TAX EXEMPTION FOR POLLUTION CONTROL; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 421**, REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES, by Representative M. Styler; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. H.B. 425**, PROPERTY VALUATIONS FOR THE POOR, by Representative R. Short.

Howard Nielson, Chair

On motion of Senator Holmgren, the committee reports were adopted. **Sub. H.B. 65, H.B. 110, H.B. 171, Sub. H.B. 199, H.B. 322, 2nd Sub. H.B. 380, Sub. H.B. 421**, and **Sub. H.B. 425** were referred to the Secretary of the Senate.

NOTICE OF BILLS RETURNED TO THE SECRETARY OF THE SENATE

Mr. President: February 25, 1998

The Senate Business, Labor and Economic Development Standing Committee has held its last scheduled meeting and reports the following back to the Secretary of the Senate without action:

Sub. H.B. 31	Sale of Tobacco Products (C. Saunders)
H.B. 235	Consumer Credit Code Amendments (K. Garn)
H.B. 124	Bail Bond Agent Licensure Act (S. Koehn)
H.B. 325	Assumed Names for Businesses (B. Evans)

The Senate Business, Labor and Economic Development Standing Committee has held its last scheduled meeting and reports the following bills back to the Secretary of the Senate after a hearing and without action:

S.B. 22	Unsolicited Loan Regulation (R. Muhlestein)
S.B. 98	Clinical Exercise Physiologists (R. Montgomery)
H.B. 427	Depository Institutions Insurance Powers (J. Valentine)

Steven Poulton, Chair

Reports filed.

* * *

Mr. President: February 26, 1998

The Education Committee has held its last scheduled meeting and reports the following bill to the Secretary of the Senate without action:

H.B. 240 Utah Foundation for Educational Repealer (T. Rowan)
Lorin Jones, Chair

Report filed.

* * *

Mr. President: February 26, 1998

The Energy, Natural Resource, and Agriculture Committee has held its last scheduled meeting and reports the following bill to the Secretary of the Senate without action:

H.B. 273 WATER EXCHANGE APPLICATIONS (D. Ure)
Alarik Myrin, Chair

Report filed.

* * *

Mr. President: February 26, 1998

The Health and Environment Committee has returned S.B. 115, DIRECT ACCESS TO DERMATOLOGISTS, by Senator M. Dmitrich, to the Secretary of the Senate with the following amendments:

1. Page 1, Line 14:
   After "covers" insert "outpatient"

2. Page 1, Line 17:
   Delete "from a primary care"

3. Page 1, Line 18:
   Delete "physician"

4. Page 1, Line 21:
   After "copayment" insert "or deductible"

A motion to pass out S.B. 115 out favorably, failed; and

The Health and Environment Committee has held its last scheduled meeting and reports the following bills to the Secretary of the Senate without action:

H.B. 399	Environmental Quality Study (D. Tuttle)
H.B. 414	Appropriation to Support Litigation Against Creation of Escalante Monument (G. Way)
H.J.R. 2	Resolution Supporting Lawsuit Opposing Grand Staircase Escalante National Monument Designation (D. Iverson)

Robert Muhlestein, Chair

Reports filed.

* * *

Mr. President: February 26, 1998

The Human Services Committee has returned **S.B. 112**, REGULATION OF YOUTH EMPLOYMENT, by Senator L. McAllister, to the Secretary of the Senate with the following amendment:

1. Page 1, Line 25:
   Delete "24" and insert "30"; and

The Senate Human Services Standing Committee has held its last scheduled meeting and reports the following bills back to the Secretary of the Senate without action:

Sub. H.B. 11	Juvenile Court Hearings and Records (P. Arent)
H.B. 157	Judicial Nominating Commission Amendments (C. Fox-Finlinson)
H.B. 170	Habitual Youth Offender Amendments (B. Chard)
H.C.R. 7	Resolution Urging Support of National Guard (M. Dillree)
H.C.R. 9	Resolution Urging President to Give Purple Hearts (S. Barth)

Nathan C. Tanner, Chair

Reports filed.

* * *

Mr. President: February 26, 1998

The Judiciary Committee has held its last scheduled meeting and reports the following bills to the Secretary of the Senate after a hearing and without action:

H.B. 80	Meetings of Interim Committees; and

The Judiciary Committee has held its last scheduled meeting and reports the following bills to the Secretary of the Senate after a hearing and without action:

H.B. 317	Expert Discovery Amendments
H.B. 146	Habitual Violent Offender Definitions
S.B. 57	Concealed Firearms Amendments
S.B. 222	Board of Pardons and Parole Hearing

Craig L. Taylor, Chair

Reports filed.

* * *

Mr. President: February 26, 1998

The Revenue and Taxation Committee has returned **S.B. 91**, TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX AMENDMENTS, by Senator N. Tanner, to the Secretary of the Senate with the following amendments:

1. Page 2, Line 6:
   After Line 6 insert:
   "(b) in addition to the purposes described in Subsection (2)(a), a county of the third, fourth, fifth, or sixth class may use the revenue in funding public expenses incurred as a direct result of tourism in that county."; and

The Revenue and Taxation Committee has returned **S.B. 217**, TAX CREDIT FOR CLEAN FUEL VEHICLES, by Senator L. McAllister, to the Secretary of the Senate with the following amendments:

1. Page 1, Line 9:
   After "APPROPRIATING" delete "$300,000" and insert "$150,000"

2. Page 1, Line 26:
   Delete "fund" and insert "program"

3. Page 2, Line 3:
   Delete "deposit into" and after "the" delete "fund" insert "program"

4. Page 3, Line 26:
   After "of the" insert "incremental"

5. Page 5, Line 25:
   After "of the" insert "incremental"

6. Page 6, Line 29:
   After "1998-99" delete "$300,000" and insert "$150,000"

7. Page 7, Line 2:
   After "effect on" delete "July 1, 1998" and insert "January 1, 1999"; and

The Revenue and Taxation Committee has held its last scheduled meeting and reports the following bill to the Secretary of the Senate after a hearing and without action:

Sub. H.B. 216	Sales Tax Exemption for Municipality-Sponsored Events (D. Ure)

Howard Nielson, Chair

Reports filed.

* * *

Mr. President: February 26, 1998

The State and Local Affairs Committee has held its last scheduled meeting and reports the following bills to the Secretary of the Senate without action:

H.B. 28	Appropriation for Davis County Conference and Community Center (B. Chard)
H.B. 87	Appropriation for Capitol Hill Projects (R. Becker)
Sub. H.B. 117	Information Technology Services Study Appropriation (B. Evans)
H.B. 144	Constitutional Defense Council Amendments (D. Iverson)
Sub. H.B. 186	Privacy Task Force (B. Chard)
H.B. 275	Annexation of Agriculture Protection Areas (D. Ure)
Sub. H.B. 284	Appropriation for Bridgerland Ice Arena (C. Buttars)
H.B. 285	Appropriation for County Land Use Plans (D. Iverson)
H.B. 295	Metropolitan Public Safety Task Force (P. Buckner)
H.B. 304	Initiative Process Amendments (K. Garn)
H.B. 314	Funding for Capital Improvement Projects (G. Adair)
H.B. 330	Capitol Preservation Board (M. Brown)
H.B. 345	Notaries Public Revision (K. Bryson)
H.B. 347	Community Economic Development Project Fund (W. Harper)
H.B. 409	Government Records Access and Management Act (J. Swallow)
H.B. 416	Task Force Reviewing Optional Forms of County Government (C. Fox-Finlinson)
Sub. H.B. 444	Privatization of Quasi-Governmental Entities (G. Adair)
H.C.R. 10	Resolution on Olympic Executive Committee (S. Koehn)

S.B. 127	Proximity Requirements for Restaurant Liquor Licensees (D. Buhler)
S.B. 150	Cost-of-Living Adjustment Amendments (M. Dmitrich)

R. Mont Evans, Chair

Report filed.

* * *

Mr. President: February 25, 1998

The Transportation and Public Safety Committee has held its last scheduled meeting and reports the following bills to the Secretary of the Senate without action:

H.B. 129	Fort Douglas Military Museum (W. Harper)
H.B. 133	Effective Law Enforcement (J. Swallow)
2nd Sub. H.B. 308	Peace Officer Amendments (B. Chard)
Sub. H.B. 410	Traffic Safety Task Force (P. Arent); and

The Transportation and Public Safety Committee has returned **1st Sub. H.B. 14**, MOTOR VEHICLE SAFETY INSPECTION, by Representative W. Harper, to the Secretary of the Senate with the following amendments:

1. Page 7, Line 2:
   After line 2 insert: "(iii) The dedicated credits described under Subsection (2)(b)(i) are in addition to any other appropriations provided to administer the safety inspection program duties under this section."; and

The Transportation and Public Safety Committee has held its last scheduled meeting and reports the following bills to the Secretary of the Senate after a hearing and without action:

S.B. 23	Negligent Storage of Loaded Firearm (R. Steiner)
S.B. 142	Regulation of Cell Phone Use by Motor Vehicle Operators (R. Steiner)
H.B. 33	Community Responsiveness Requirements of Utah Department of Transportation (R. Becker)

Al Mansell, Chair

Reports filed.

SECOND READING CALENDAR

H.B. 211, SPECIAL SESSION PUBLIC HEARING REQUIREMENTS, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Wharton	

Voting in the negative was: Senator
Beattie

Absent or not voting was: Senator
Waddoups

THIRD READING CALENDAR

On motion of Senator Muhlestein, the circle was removed from **2nd Sub. S.B. 210,** INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN, and it was before the Senate.

On motion of Senator Muhlestein, the following substitute bill replaced the original bill.

INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN

3rd Sub. S.B. 210 *Robert M. Muhlestein*

AN ACT RELATING TO INDIVIDUAL INCOME TAX; CREATING A TAX CREDIT FOR CERTAIN PARENTS; AND REQUIRING USE OF THE TAX CREDIT IN PREPARING REVENUE ESTIMATES AND BUDGETS.

Senator Muhlestein explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Wharton
Beattie			

Voting in the negative were: Senators

Dmitrich	Mantes

Absent or not voting were: Senators

Blackham	Waddoups

3rd Sub. S.B. 210 was transmitted to the House.

SECOND READING CALENDAR

H.B. 35, MINIMUM FINE FOR POSSESSION OF TOBACCO PRODUCTS BY UNDERAGED PERSONS, was read the second time. Senator Steele explained the bill. Senators Montgomery, and Wharton commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Mansell	C. Peterson	Waddoups

* * *

H.B. 313, CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, was read the second time. Senator Steele explained the bill. On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 155**, INCOME TAX - EDUCATION TAX CREDIT, and it was before the Senate. Senator Stephenson explained the bill. Senators Steele, McAllister, M. Peterson, and Hull commented. The bill passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	Poulton
Steele	Stephenson	Taylor	Wharton
Beattie			

Voting in the negative were: Senators

Dmitrich	Holmgren	Howell	Hull
Mayne	M. Peterson	Suazo	Tanner

Absent or not voting were: Senators

Jones	C. Peterson	Steiner	Waddoups

* * *

On motion of Senator Howell, the circle was removed from **S.B. 55**, MUSIC LICENSING PRACTICES ACT, and it was before the Senate. Senator Howell explained the bill. Senators Wharton and Mayne commented. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Steele	Stephenson	Tanner
Taylor	Wharton	Beattie	

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators

Blackham	C. Peterson	Steiner	Suazo
Waddoups			

* * *

On motion of Senator Hillyard, the following bills were placed on Second Reading Calendar below **S.R. 4: H.B. 77, H.B. 273, H.B. 73, H.B. 111,** and **H.B. 297.**

* * *

On motion of Senator Hillyard, and at 5:50 p.m., the Senate adjourned until 8:00 a.m., Friday, February 27, 1998.

FORTIETH DAY

MORNING SESSION

The Senate was called to order at 8:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senator Steiner, excused.
Prayer - Paster John Lovegrove, Grace Baptist Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: February 27, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the thirty-ninth day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 26, 1998

The House concurred in the Senate amendments and passed **H.J.R. 8**, LEGISLATIVE ELIGIBILITY RESOLUTION, by Representative P. Arent, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.J.R. 8 was signed by the President of the Senate in open session. The bill will be returned to the House.

* * *

Mr. President: February 26, 1998

The House passed **H.B. 156**, EXECUTIVE RETIREMENT OPTION, by Representative C. Fox-Finlinson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 169**, PUBLIC SAFETY AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 385**, REGISTRATION OF PERSONAL INTRODUCTION SERVICES, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 423**, REDEVELOPMENT AGENCY TAX INCREMENT AMENDMENTS, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 447**, TRAFFIC VIOLATION CHANGES, by Representative D. Jones, and it is transmitted for consideration; and

The House passed **H.J.R. 18**, RESOLUTION ON HIGHWAY IMPROVEMENTS, by Representative L. Frandsen, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 156, H.B. 169, H.B. 385, H.B. 423, H.B. 447,** and **H.J.R. 18** were read the first time and referred to the President of the Senate.

CONSENT CALENDAR

H.B. 17, AGGRAVATED KIDNAPING AMENDMENTS, was read the third time, explained by Senator M. Peterson, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Stephenson	Suazo	Beattie

Absent or not voting were: Senators

Evans	Howell	Mayne	Poulton
Steiner	Tanner	Taylor	Waddoups
Wharton			

H.B. 17 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 107, COMPENSATORY SERVICE, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Stephenson	Suazo	Beattie

Absent or not voting were: Senators

Evans	Howell	Mayne	Poulton
Steiner	Tanner	Taylor	Waddoups
Wharton			

Sub. H.B. 107, was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 183, QUICK COURT AMENDMENTS, was read the third time. On motion of Senator Waddoups, the bill was circled.

* * *

H.B. 64, CHILD ABUSE OFFENSE AMENDMENTS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Beattie			

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner	Taylor	Waddoups	Wharton

H.B. 64 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 183**, QUICK COURT AMENDMENTS, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Beattie			

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner	Taylor	Waddoups	Wharton

H.B. 183 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 462, MOTOR VEHICLE CRIMINAL ACTS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Beattie			

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner	Taylor	Waddoups	Wharton

H.B. 462 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 346, CHILD CARE LICENSING REGULATION, was read the third time, explained by Senator M. Peterson, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner	Taylor	Wharton	

H.B. 346 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 378, AMENDMENTS REGARDING RESTITUTION, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner	Taylor	Wharton	

H.B. 378 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 198, PUBLIC SAFETY - NONCONTRIBUTORY RETIREMENT SYSTEM OPTION, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner	Taylor	Wharton	

H.B. 198 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

H.B. 24, PENALTY FOR ABANDONED OR UNATTENDED CAMPFIRE, was read the third time. On motion of Senator Blackham, the bill was circled.

* * *

H.B. 55, TOWN OPTION SALES AND USE TAX, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner			

H.B. 55, as amended, was returned to the House.

* * *

On motion of Senator Howell, the Senate voted to place **S.B. 222** on the Second Reading Calendar.

* * *

H.B. 70, SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS, was read the third time.

On motion of Senator Myrin, the bill was amended as follows:

1. Page 1, Line 10b (Lilac dated Feb. 9, 1998):
   After "FUND" delete "PROVIDING THAT"

2. Page 1, Lines 11-13 (Lilac dated Feb. 9, 1998):
   Delete Lines 11-13

3. Page 1, Line 14 (Lilac dated Feb. 9, 1998):
   Delete "LOCATED;"

4. Page 1, Line 19 (Lilac dated Feb. 9, 1998):
   Delete line 19

5. Page 3a, Lines 25-31 (Lilac dated Feb. 9, 1998):
   Delete lines 25-31

6. Page 4, Lines 1-31:
   Delete lines 1-31

7. Page 5, Line 1 (Lilac dated Feb. 9, 1998):
   Delete line 1 and renumber the subsequent section accordingly

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner			

H.B. 70, as amended, was returned to the House.

* * *

Sub. H.B. 90, MAIL BOX DAMAGE AND MAIL THEFT, was read the third time. The bill was explained by Senator Dmitrich. Senator Muhlestein commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Stephenson	Suazo
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steiner
Tanner			

Sub. H.B. 90 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 130, CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steele
Steiner	Tanner		

H.B. 130, as amended, was returned to the House.

* * *

S.J.R. 12, RESOLUTION LIMITING PROPERTY TAX FOR RETIREES, was read the third time. On motion of Senator M. Peterson, the bill was circled.

* * *

H.B. 208, UNEMPLOYMENT INSURANCE AMENDMENTS, was read the third time, explained by Senator Nielson, and passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Mayne	Poulton	Steele
Steiner	Tanner		

H.B. 208 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 40, JUDICIAL CONDUCT COMMISSION AMENDMENTS, was read the third time.

Senator Taylor moved the following amendments:

1. Page 2, Line 1 (Lilac 2-2-98):
   Reinstate bracketed language and delete "two judges"; before "of a trial" insert ", and one alternate judge,"

2. Page 2, Line 2 (Lilac 2-2-98):
After "four-year term." insert "The judge and the alternate judge shall coordinate attendance for meetings so that, if possible, at least one is in attendance at each meeting. If both judges are in attendance at a meeting, the alternate judge shall not be counted for quorum purposes nor vote on any issue before the commission."

3. Page 2, Line 2 (Lilac 2-2-98):
After "for" bracket "a"; bracket "term" and insert "terms"

Senators Mansell, Suazo, Blackham, C. Peterson, Taylor, Howell, and Hillyard commented. The amendments passed on a standing vote.

Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 5; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	Poulton	Steele
Stephenson	Taylor	Waddoups	Wharton

Voting in the negative were: Senators

Howell	Mantes	M. Peterson	Suazo
Beattie			

Absent or not voting were: Senators

Evans	C. Peterson	Steiner	Tanner

H.B. 40, as amended, was returned to the House.

* * *

H.B. 211, SPECIAL SESSION PUBLIC HEARING REQUIREMENTS, was read the third time and explained by Senator Blackham. Senator Beattie commented. The bill failed passed on the following roll call:

Yeas, 14; Nays, 11; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Jones
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Stephenson
Taylor	Waddoups		

Voting in the negative were: Senators

Dmitrich	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	Steele
Suazo	Wharton	Beattie	

Absent or not voting were: Senators

Evans	C. Peterson	Steiner	Tanner

H.B. 211 was filed.

* * *

H.B. 35, MINIMUM FINE FOR POSSESSION OF TOBACCO PRODUCTS BY UNDERAGED PERSONS, was read the third time, explained by Senator Steele, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Evans	C. Peterson	Steiner	Tanner

H.B. 35 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 155, INCOME TAX - EDUCATION TAX CREDIT, was read the third time. On motion of Senator Montgomery, the bill was circled.

* * *

S.B. 55, MUSIC LICENSING PRACTICES ACT, was read the third time. On motion of Senator Howell, the bill was circled.

SECOND READING CALENDAR

H.B. 270, CHILD SUPPORT FOR ADULT CHILDREN, was read the second time. Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Evans	C. Peterson	Steiner	Tanner

* * *

H.B. 306, CAPITAL SENTENCING AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senators Wharton and Dmitrich commented. The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Waddoups	Beattie	

Voting in the negative was: Senator
Wharton

Absent or not voting were: Senators

Blackham	Jones	Steiner	Tanner
Taylor			

* * *

H.B. 133, EFFECTIVE LAW ENFORCEMENT, was read the second time. This bill did not have a Senate standing committee hearing. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Jones	C. Peterson	Steiner
Tanner	Taylor		

* * *

On motion of Senator Stephenson, the Senate voted to recall **2nd Sub. S.B. 58**, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, from the House for reconsideration.

* * *

On motion of Senator Hillyard, the Senate voted to lift the following bills from the Secretary of the Senate, place them on Third Reading Calendar below **S.B. 55: H.B. 70, H.B. 68, H.B. 18, Sub. H.B. 276, H.B. 9, H.B. 296, H.B. 200, H.B. 4, H.B. 192, H.B. 267, H.B. 82, H.B. 245, H.B. 16, H.B. 260, H.B. 210, Sub. H.B. 100** and circle them.

* * *

On motion of Senator Howell, **S.R. 4**, RESOLUTION ENCOURAGING PARENTS OVERSIGHT OF CHILDREN'S VIEWING, will be considered Monday, March 2, 1998 at 11:45 a.m.

* * *

H.B. 134, CHARTER SCHOOLS IN THE PUBLIC EDUCATION SYSTEM, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

Sub. H.B. 54, MUNICIPAL GOVERNMENT AND INCORPORATION AMENDMENTS, was read the second time.

On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 13:
At the beginning of line 13 bracket "The" and delete "legislative" and bracket "body of each" and insert "Each"

Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Steiner	Tanner	Taylor

• • •

H.B. 207, ENVIRONMENTAL CRIMES AMENDMENTS, was read the second time. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Steiner	Tanner	Taylor	Wharton

• • •

H.B. 307, REGULATION OF IMPOUNDED VEHICLES, was read the second time. Senator Holmgren explained the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Steiner	Tanner	Taylor

* * *

S.R. 4, RESOLUTION ENCOURAGING PARENTS OVERSIGHT OF CHILDREN'S TELEVISION VIEWING, was read the second time. Senator Howell explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Blackham	Buhler

Absent or not voting were: Senators

Mansell	C. Peterson	Steiner	Tanner
Taylor			

* * *

Sub. H.B. 77, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, was read the second time. Senator Wharton explained the bill. Senators Wharton and Hull commented.

Senator Buhler moved the following amendments:

1. Page 1, Lines 21-25:
   Delete lines 21 through 25.

2. Page 2, Lines 1-3:
   Delete lines 1 through 3.

3. Page 2, Line 5:
   Reinstate "~~governor~~" and delete "legislative party leader"

4. Page 2, Line 18:
   Reinstate "~~governor~~" and delete "legislative party leader"

Senators Nielson, Holmgren, Wharton, Stephenson, and Taylor commented. The amendment passed on a standing vote.

The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Evans	Howell	Nielson	M. Peterson
Steele			

Absent or not voting were: Senators

C. Peterson	Poulton	Steiner

* * *

On motion of Senator Blackham, **H.B. 273** was returned the Secretary of the Senate.

* * *

On motion of Senator Hillyard, the Senate voted to lift the following bills and place them on Second Reading Calendar below **H.B. 297: H.B. 285, H.B.131, Sub. H.B. 135, Sub H.B.121, Sub. H.B. 36, H.B. 292, H.B. 129, Sub. H.B. 199,**

H.B. 336, 2nd Sub. H.B. 239, H.B. 322, H.B. 110, Sub. H.B.76, H.B.162, Sub. H.B. 65, H.B. 87, H.B. 61, Sub. H.B. 284, H.B. 81, H.B. 28, H.B. 414, and **H.B. 347**. The bills will be circled.

* * *

On motion of Senator C. Peterson, **H.B. 110** was moved to the top of Second Reading Calendar.

* * *

On motion of Senator Steele, **H.B. 182** was lifted from the Secretary of the Senate and placed at the top of Second Reading Calendar.

H.B. 182, CLASS SIZE REDUCTION, was read the second time. Senator Steele explained the bill.

On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Lines 25-25(a):
   Committee Report Item #6 dated Feb. 18, 1998
   Senate Education Standing Committee (amending the lilac copy):
   Reinstate the deleted language "<u>, developed with the participation of administrators, teachers, and parents of students attending the school.</u>"

On motion of Senator Steele, **H.B. 182** was returned to the Secretary of the Senate.

* * *

On motion of Senator C. Peterson, and at 10:00 a.m., the Senate recessed.

The Senate was called to order 11:00 a.m.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The House passed, as substituted, **1st Sub. H.B. 106**, TRUANCY PREVENTION APPROPRIATION, by Representative J. ALEXANDER, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 371**, TAXING AUTHORITY AMENDMENTS, by Representative J. Valentine, et al, and it is transmitted for consideration; and

The House passed **H.B. 376**, BAIL REFORM, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 412**, RETIREMENT AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed **H.B. 435**, REPORTS AND NOTICES AMENDMENTS, by Representative G. Davis, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **Sub. H.B. 106, H.B. 371, H.B. 376, H.B. 412,** and **H.B. 435** were read the first time and referred to the President of the Senate.

SECOND READING CALENDAR

2nd Sub. H.B. 73, DATES FOR BOND ELECTIONS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

Sub. H.B. 111, AGING SERVICES AMENDMENTS, was read the second time. Senator Tanner explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Buhler	Myrin	C. Peterson	Steiner

* * *

H.B. 297, COUNTY EMPLOYEES RUNNING FOR COUNTY OFFICE, was read the second time. Senator Dmitrich explained the bill. Senators Poulton, Evans, Beattie, and Wharton commented. Senator Wharton declared a conflict of interest. The bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steele	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Poulton	Stephenson

Absent or not voting were: Senators

Buhler	Myrin	Steiner	Taylor

THIRD READING CALENDAR

On motion of Senator C. Peterson, **H.B. 7** through **Sub. H.B. 100** on Third Reading Calendar were uncircled and will be considered under suspension of the rules.

* * *

H.B. 7, COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM, was read the third time. On motion of Senator McAllister, the bill was circled.

* * *

H.B. 68, APPROPRIATION FOR USU PASTURE AND FORAGE INITIATIVE, was read the third time.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$250,000" and insert "$225,000"

2. Page 1, Line 14:
   Delete "$250,000" and insert "$225,000"

The bill was explained by Senator Hillyard, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Myrin	C. Peterson	Steiner
Taylor			

H.B. 68, as amended, was returned to the House.

* * *

H.B. 18, COMPUTERS FOR HIGHWAY PATROL, was read the third time. On motion of Senator McAllister, the bill was circled.

* * *

Sub. H.B. 276, CONSERVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION, was read the third time.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$1,000,000" and insert "$400,000"

2. Page 1, Line 14:
   Delete "$1,000,000" and insert "$400,000"

On motion of Senator Hillyard, the bill was amended as follows:

3. Page 2, Line 2:
   Delete line 2

4. Page 1, Line 9:
   Delete "INDICATING AN INTENT FOR AN ONGOING APPROPRIATION;"

Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Buhler	Myrin	Steiner	Tanner
Taylor			

Sub. H.B. 276, as amended, was returned to the House.

* * *

H.B. 9, APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN, was before the Senate.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 8 (Goldenrod 2-18-98):
   Delete "30" and insert "10"

2. Page 1a, Line 15 (Goldenrod 2-18-98):
   Delete "30" and insert "10"

3. Page 1, Line 7 (Goldenrod 2-18-98):
   Delete "$2,368,125" and insert "$841,400"

4. Page 1a, Line 13a (Goldenrod 2-18-98):
   Delete "$2,368,125" and insert "$841,400"

Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Nielson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators
Mantes Myrin C. Peterson Steiner
Taylor

H.B. 9, as amended, was returned to the House.

* * *

On motion of Senator Howell, the circle was removed from **S.B. 55**, MUSIC LICENSING PRACTICES ACT, and it was before the Senate.

On motion of Senator Howell, the bill was amended as follows:

1. Page 2, Line 23:
   After "licenses" insert "nondramatic"
   After "performance of" delete "nondramatic"

2. Page 2, Line 30:
   Delete "nondramatic"

3. Page 3, Line 2:
   After "for the" insert "nondramatic"
   After "performance" delete "on nondramatic" and insert "of"

4. Page 3, Line 6:
   After "list of" delete "its repertoire including"

5. Page 3, Line 7:
   After "all" delete "its" and insert "performed"
   After "works" insert "for which the performing rights society collects royalties on behalf of copyright owners"

6. Page 3, Line 9:
   Delete "electronically."
   After "provide" delete "the list"After "division" insert "the electronic address at which the list may be viewed"

7. Page 3, Lines 12-14:
   Delete lines 12 through 14
   Renumber remaining subsections accordingly

8. Page 3, Line 15:
   After "electronic" insert "or printed"

9. Page 4, Lines 14-25:
Delete lines 14-25

10. Page 5, Line1:
After "brought" insert "or a counterclaim may be asserted"
After "jurisdiction" delete "to assert a counterclaim"

11. Page 5, Line 2:
After "society" delete "or" and insert "to"

Senator Howell explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
M. Peterson	Steele	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators

Myrin	C. Peterson	Steiner	Stephenson
Taylor			

S.B. 55 was transmitted to the House.

* * *

On motion of Senator McAllister, the Senate voted to reconsider its action on **H.B. 9.**

H.B. 9, APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN, was before the Senate.

On motion of Senator McAllister, the bill was amended as follows:

This motion was made to clarify that the previous amendments by Senator McAllister made today were made to the Goldenrod Copy dated 2-18-98.

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
M. Peterson	Poulton	Steele	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Myrin	C. Peterson	Steiner	Stephenson
Taylor			

H.B. 9, as amended, was returned to the House.

* * *

H.B. 296, MINING RECLAMATION AMENDMENTS AND APPROPRIATION, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$500,000" and insert "$150,000"

2. Page 1, Line 12:
   Delete "$500,000" and insert "$150,000"

Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators
C. Peterson Steiner Taylor

H.B. 296, as amended, was returned to the House.

* * *

H.B. 200, INCOME TAX - ELECTION CAMPAIGN FUND DESIGNATIONS, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Steiner Taylor

H.B. 200 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 4, STATEWIDE IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARD, was read the third time and explained by Senator Blackham.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 1, Lines 20-22:
   Delete the brackets and reinstate existing language

2. Page 1, Line 23:
   Delete the bracket and reinstate existing language, and delete "Foster"

3. Page 2, Lines 1-3:
   Delete the brackets and reinstate existing language

4. Page 3, Line 22:
After "(a)" insert "within appropriations from the Legislature."

5. Page 4, Line 15:
After "(1)" bracket "Foster" and insert "Within appropriations from the Legislature, foster"

6. Page 5, Line 2:
Delete the bracket and reinstate existing language

7. Page 5, Line 3:
Delete the bracket and reinstate existing language, and delete "Periodic"

8. Page 6, Lines 17-19:
Delete the brackets and reinstate existing language.

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Steiner	Taylor

H.B. 4, as amended, was returned to the House.

* * *

H.B. 192, DIVISION OF YOUTH CORRECTIONS SPECIAL FUNCTION OFFICERS, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 267, SEX ABUSE OF A CHILD, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Steiner	Taylor

H.B. 267, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 192**, DIVISION OF YOUTH CORRECTIONS SPECIAL FUNCTION OFFICERS, and it was before the Senate. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator

Holmgren

Absent or not voting were: Senators

Steiner	Taylor

H.B. 192 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 82, ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES, was read the third time and explained by Senator Montgomery.

Senators Hillyard and McAllister commented. On motion of Senator Montgomery, the bill was circled.

* * *

On motion of Senator Hillyard, the Senate voted to recall **H.B. 131** from the House.

* * *

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:20 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The House concurred in the Senate amendments and passed **H.B. 70**, SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS, by Representative T. Hatch, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 130**, CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS, by Representative A. Tyler, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 55**, TOWN OPTION SALES AND USE TAX, by Representative P. Knudson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 70, H.B. 130, and **H.B. 55** were signed by the President of the Senate in open session. The bills will be returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **H.B. 407**, AQUACULTURE AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as substituted and amended, **5th Sub. H.B. 167**, AMENDMENTS RELATED TO THE WORKERS' COMPENSATION, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 362**, SEX OFFENDER PUBLIC RECORDS, by Representative B. ALLEN, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 407, 5th Sub. H.B. 167,** and **H.B. 362** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 27, 1998

The House transmits **2nd Sub. S.B. 58**, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, by Senator H. Stephenson, et al, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Stephenson, the bill was placed at the top of Third Reading Calendar.

2nd Sub. S.B. 58, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, was before the Senate and explained by Senator Stephenson.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 2, Line 10:
   Delete "shall" and insert "may"

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Steiner

2nd Sub. S.B. 58 was transmitted to the House.

* * *

On motion of Senator C. Peterson, the Senate voted to lift from the Secretary of the Senate **2nd Sub. H.B. 375** and **H.C.R. 7** and place them at top of Second Reading Calendar.

* * *

THIRD READING CALENDAR

On motion of Senator Stephenson, the circle was removed from **S.B. 155**, INCOME TAX - EDUCATION TAX CREDIT, and it was before the Senate. On motion of Senator Stephenson, the bill was circled.

* * *

H.B. 245, UTAH BOTANICAL CENTER APPROPRIATION, was read the third time.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 5:
   Delete "$850,000" and insert "$300,000"

2. Page 1, Line 12:
   Delete "$850,000" and insert "$300,000"

The bill passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Steele
Tanner	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Buhler	Jones	Muhlestein	Nielson
Poulton	Stephenson		

Absent or not voting were: Senators

Steiner	Suazo	Taylor

H.B. 245, as amended, was returned to the House.

* * *

H.B. 16, FUNDING CLASSROOM SUPPLIES, was read the third time and explained by Senator Montgomery.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 5 (Lilac Copy):
   Delete "$3,750,000" and insert "$3,500,000"

2. Page 1, Line 12 (Lilac Copy):
   Delete "$3,750,000" and insert "$3,500,000"

On motion of Senator Hillyard, the bill was amended as follows:

3. Page 1, Line 20 (Lilac Copy):
   After "Blind" insert ", Edith Bowen Laboratory School,"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Steiner	Suazo	Taylor

H.B. 16, as amended, was returned to the House.

* * *

On motion of Senator McAllister, the Senate voted to reconsider its action on **H.B. 245**, UTAH BOTANICAL CENTER APPROPRIATION, was before the Senate.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 5:
Delete "$300,000" and insert "$250,000"

2. Page 1, Line 12:
Delete "$300,000" and insert "$250,000"

The bill passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Steele
Suazo	Tanner	Wharton	Beattie

Voting in the negative were: Senators

Buhler	Jones	Muhlestein	Nielson
Poulton	Stephenson	Waddoups	

Absent or not voting were: Senators

Steiner	Taylor

H.B. 245, as amended, was returned to the House.

* * *

On motion of Senator Montgomery, the circle was removed from **H.B. 82**, ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES, and it was before the Senate. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Steiner Taylor

H.B. 82, as amended, was returned to the House.

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 155**, INCOME TAX - EDUCATION TAX CREDIT, and it was before the Senate.

Senator Steele moved the following amendments:

1. **Page 1, Line 18:**
   After "law" insert "and which does not discriminate in its admission policies on the basis of race, sex, or religion, which meets all applicable health and safety standards of federal and state law, and which requires qualifying students to participate in the testing programs required under Section 53A-1-603"

Senators Stephenson, Waddoups, Hillyard, M. Peterson, and Beattie commented. The amendment passed on a voice vote.

Senators Steele, Hull, M. Peterson, Waddoups, Jones, Hull, and Howell commented. Senators McAllister, Wharton, and Suazo declared conflicts of interest. The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Stephenson	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Blackham	Howell	Hull	Jones
Mantes	Mayne	M. Peterson	Steele
Suazo	Tanner		

Absent or not voting were: Senators
Dmitrich Steiner

S.B. 155 was transmitted to the House.

* * *

On motion of Senator Evans, the circle was removed from **H.B. 24**, PENALTY FOR ABANDONED OR UNATTENDED CAMPFIRE, and it was before the Senate. Senator Evans explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Dmitrich	Myrin	C. Peterson	Steiner

H.B. 24 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 260, PUBLIC EDUCATION SERVICES APPROPRIATION, was read the third time.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$300,000" and insert "$50,000"

2. Page 1, Line 14:
   Delete "$300,000" and insert "$50,000"

The bill was explained by Senator Mantes and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Dmitrich	C. Peterson	Steiner

H.B. 260, as amended, was returned to the House.

* * *

H.B. 210, AFFORDABLE HOUSING AMENDMENTS, was read the third time and explained by Senator Suazo.

Senator Suazo moved the following amendments:

1. Page 1, Line 7:
   After "REQUIREMENT ON" insert "CERTAIN" and after "COUNTIES" delete the comma and insert "AND" and after "CITIES" delete ", AND TOWNS"

2. Page 3, Line 19 (Lilac 1-28-98):
   After "Subsection (3)," delete "each" and insert "the"

3. Page 3, Line 20 (Lilac 1-28-98):
   At the beginning of line 20 delete "municipal" and after "body" insert "of each city that is located within a county of the first or second class and of each other city with a population over 10,000"

4. Page 4, Line 2:
   After "(c)" delete "Each municipal" and insert "The" and after "body" insert "of each city that is located within a county of the first or second class and of each other city with a population over 10,000"

5. Page 5, Line 17 (Lilac 1-28-98):
   After "Subsection (3)," delete "each" and insert "the"

6. Page 5, Line 18 (Lilac 1-28-98):
   At the beginning of line 18 delete "county" and after "body" insert "of each county with a population over 25,000"

7. Page 5, Line 31 (Lilac 1-28-98):
   After "(c)" delete "Each county" and insert "The" and after "body" insert "of each county with a population over 25,000"

Senator Dmitrich commented. The amendments passed on a voice vote.

On motion of Senator McAllister, the bill was amended as follows:

8. Page 1, Line 8:
Delete "$280,000" and insert "$25,000"

9. Page 6, Line 4:
Delete "$280,000" and insert "$25,000"

The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Taylor

Absent or not voting was: Senator
Steiner

H.B. 210, as amended, was returned to the House.

* * *

Sub. H.B. 100, UTAH SUMMER GAMES APPROPRIATION, was read the third time and explained by Senator Jones.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 5:
Delete "$50,000" and insert "$30,000"

2. Page 1, Line 12:
Delete "$50,000" and insert "$30,000"

3. Page 1, Line 15:
Delete line 15

The bill passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Wharton	Beattie		

Voting in the negative were: Senators

Buhler	Hillyard	Muhlestein	Nielson
Taylor	Waddoups		

Absent or not voting was: Senator
Mantes

Sub. H.B. 100, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 18**, COMPUTERS FOR HIGHWAY PATROL, and it was before the Senate. Senator Blackham explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 1, Line 5 (Lilac copy 1-27-98):
   Delete "APPROPRIATING"

2. Page 1, Line 6 (lilac copy 1-27-98):
   Delete Lines 6 and 7.

3. Page 1, Line 8 (lilac copy 1-27-98):
   Delete "AND RELATED SUPPORT COSTS FOR FIELD TROOPERS;"
   Delete "$164,744" and insert "$150,000"

4. Page 1, Line 8a (lilac copy 1-27-98):
   Before "TECHNOLOGY" insert "COMPUTER"

5. Page 1, Line 12 (lilac copy 1-27-98):
   Delete Lines 12 through 19.

6. Page 1, Line 19a (lilac copy 1-27-98):
Delete "2." and insert "1."

7. Page 1, Line 19c (lilac copy 1-27-98):
Delete "$164,744" and insert "$150,000"

8. Page 1, Line 20 (lilac copy 1-27-98):
Delete "3" and reinstate "2"

Senators Howell and Hull declared conflicts of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mantes	Taylor

H.B. 18, as amended, was returned. to the House.

SECOND READING CALENDAR

On motion of Senator Howell, under suspension of the rules, the Senate voted to lift **S.B. 222,** BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS, to the top of the Second Reading Calendar.

S.B. 222, BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS, was read the second time. Senator Howell explained the bill.

Senator Howell moved the following amendments:

1. Page 1, Line 27:
After "(a)" reinstate "The notice of the hearing shall be timely sent to" and delete "At least 30 days before any"

2. Page 2, Line 1:
Delete "hearing, the board shall send notice of the hearing to"

3. Page 2, Line 12:
After line 12 insert "(d) The victim may communicate with the board for consideration of continuance of the hearing if travel or other significant conflict prohibits their attendance at the hearing."

Senators Muhlestein and Hillyard commented. The amendments passed on a voice vote.

Senators Evans and Muhlestein commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Poulton

Absent or not voting was: Senator
Buhler

* * *

On motion of Senator C. Peterson, the following bills were lifted from the Secretary of the Senate and placed at the bottom of Second Reading Calendar: **Sub. H.B. 106, H.B. 154** and **Sub. H.B. 410.**

On motion of Senator C. Peterson, the 24-hour rule is suspended for all bills considered today.

* * *

On motion of Senator C. Peterson, the circles were removed from **H.B. 110** and **H.B. 285** down to **H.B. 347** on Second Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Stephenson, the circle was removed from **H.B. 7,** COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM, and it was before the Senate.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 1, Line 11:
After "SCHOOLS;" delete "PROVIDING A $500,000 APPROPRIATION;"

2. Page 1, Line 26:
After "(b) (i)" delete the rest of line 16 and insert:
"The Legislature shall provide an appropriation in Title 53A, Chapter 17a, Minimum School Program Act, for the pilot program"

3. Page 1, Line 27:
Delete "$500,000"

Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Myrin	Tanner	Wharton

H.B. 7, as amended, was returned the House.

* * *

On motion of Senator Stephenson, the Senate voted to reconsider its action on **2nd Sub. S.B. 58** and place it at the top of Third Reading Calendar

2nd Sub. S.B. 58, STUDY ON RESIDENTIAL PROPERTY, was before the Senate.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 2, Line 12 (Goldenrod 2-24-98):
Delete "shall" and insert "may"

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Wharton

2nd Sub. S.B. 58 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Taylor, under suspension of the rules, **2nd Sub. H.B. 375, AMUSEMENT PARK RIDER RESPONSIBILITY,** was read the second and third times. Senator Taylor explained the bill. This bill did not have a Senate standing committee hearing. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative were: Senators

Jones	Wharton

Absent or not voting were: Senators

Blackham	McAllister

2nd Sub. H.B. 375 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Holmgren, under suspension of the rules, **H.C.R. 7**, RESOLUTION URGING SUPPORT OF NATIONAL GUARD, was read the second and third times. This bill did not have a Senate standing committee hearing. The bill was explained by Senator Holmgren and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator McAllister

H.C.R. 7 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 110, SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS, was read the second and third times, under suspension of the rules. On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Blackham, under suspension of the rules, **H.B. 285**, APPROPRIATION FOR COUNTY LAND USE PLANS, was read the second and third times. Senator Blackham explained the bill.

Senator Blackham moved the following amendments:

1. Page 1, Line 1:
   After "FOR" delete "COUNTY"

2. Page 1, Line 6:
   After "COUNTIES" insert "AND OTHER LOCAL

GOVERNMENTS" and after "APPROPRIATING" delete "$250,000" and insert "$150,000"

3. Page 1, Line 7:
After "DISTRIBUTE TO" insert "COUNTIES AND OTHER LOCAL GOVERNMENTS AS MATCHING FUNDS FOR THE DEVELOPMENT AND IMPLEMENTATION OF LAND USE PLANS AND TO"

4. Page 1, Line 8:
After "WORKSHOPS ON" delete "COUNTY" and after "LAND PLANNING" delete "AND TO COUNTIES AS"

5. Page 1, Line 9:
Delete "MATCHING FUNDS FOR TRAINING IN PLANNING"

6. Page 1, Line 14:
After "counties" insert "and other local governments"

7. Page 1, Line 17:
After "county" insert ", local, and state"

8. Page 1, Line 18:
At the beginning of line 18 after "in" delete "county land" and insert "land-use" and after "land-use planning" delete "by the counties"

9. Page 1, Line 20:
After "1998-99," delete "$250,000" and insert "$150,000"

10. Page 1, Line 24:
After "preparation of" delete "county land" and insert "land-use"

11. Page 1, Line 26:
After "Association of Counties" insert "and the Governor's Rural Partnership Board" and after "counties" insert "and other local governments"

12. Page 2, Line 1 (Lilac 2-12-98):
After "implementing" delete "county land" and insert "land-use"

13. Page 2, Line 4 (Lilac 2-12-98):
After "Committee" insert "and the Governor's Rural Partnership Board"

14. Page 2, Line 5 (Lilac 2-12-98):
After "counties" insert "and other local governments"

15. Page 2, Line 8 (Lilac 2-12-98):
After "encourage county" insert ", local, and state" and after "officials" delete "and county attorneys" and insert "involved with land-use planning"

16. Page 2, Line 12 (Lilac 2-12-98):
After "county" insert "and other local government"

17. Page 2, Line 13 (Lilac 2-12-98):
After "completed a" delete "county land" and insert "land-use"

Senator Buhler commented. The amendments passed on a voice vote.

The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators
Hull McAllister

H.B. 285, as amended, was returned to the House.

* * *

On motion of Senator M. Peterson, and at 4:00 p.m., the Senate recessed.

The Senate was called to order at 5:15 p.m.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The House passed, as substituted and amended, **2nd Sub. H.B. 115**, TELECOMMUNICATIONS AMENDMENTS, by Representative M. Stephens, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 115** was read the first time and referred to the President of the Senate.

INTRODUCTION OF BILL

IMPACT FEE AMENDMENTS

S.B. 226 *L. Steven Poulton*

AN ACT RELATING TO CITIES, COUNTIES, AND LOCAL TAXING UNITS; MODIFYING THE PROVISION REGARDING THE MAXIMUM ALLOWABLE IMPACT FEE; PROVIDING A BINDING ARBITRATION PROCESS FOR CHALLENGING AN IMPACT FEE; AND MAKING TECHNICAL CORRECTIONS, was read the first time and referred to the President of the Senate.

SECOND READING CALENDAR

On motion of Senator Waddoups, under suspension of the rules, **H.B. 131**, ENFORCEMENT AUTHORITY FOR DRUG LAB AND PRECURSOR ACTS, was read the second and third times. Senator Waddoups explained the bill.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 12 (lilac copy):
   Delete "$400,000" and insert "$200,000"

2. Page 3, Line 10 (lilac copy):
   Delete "$400,000" and insert "$200,000"

3. Page 3, Line 12a and 12b (lilac copy):
   Delete "IT IS THE INTENT OF THE LEGISLATURE THAT THIS APPROPRIATION BE ONGOING"

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Mansell	Mantes	Myrin	Stephenson

H.B. 131, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the Senate voted to consider all House bills and fiscal note bills considered read the second and third times, under suspension of the 24-hour rule.

* * *

On motion of Senator Hillyard, the Senate voted to reconsider its action on **H.B. 131**.

On motion of Senator Hillyard, under suspension of the rules, **H.B. 131**, ENFORCEMENT AUTHORITY FOR DRUG LAB AND PRECURSOR ACTS, was read the second and third times.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 12 (lilac copy):
   Delete "$400,000" and insert "$200,000"

2. Page 3, Line 10 (lilac copy):
   Delete "$400,000" and insert "$200,000"

3. Page 3, Lines 12a and 12b (lilac copy):
   Delete "IT IS THE INTENT OF THE LEGISLATURE THAT THIS APPROPRIATION BE ONGOING."

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 131, as amended, was returned to the House.

* * *

On motion of Senator C. Peterson, **H.B. 154** was returned to the Secretary of the Senate.

On motion of Senator C. Peterson, **H.B. 83** was lifted from the Secretary of the Senate and placed on Second Reading Calendar.

* * *

On motion of Senator Hillyard, under suspension of the rules, **Sub. H.B. 135**, HIGHER EDUCATION TUITION ASSISTANCE PROGRAM, was read the second and third times. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 3, Line 26:
   Delete "$100,000" and insert "$50,000"

2. Page 3, Line 29:
   Delete line 29.

The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton

Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Sub. H.B. 135, as amended, was returned to the House.

* * *

On motion of Senator Blackham, under suspension of the rules, **Sub. H.B. 121, PROGRAM FOR AT-RISK YOUTH AND THEIR FAMILIES**, was read the second and third times. Senator Blackham explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 10:
   Delete "$442,000" and insert "$100,000"
2. Page 3, Line 2 (lilac copy):
   Delete "$442,000" and insert "$100,000"
3. Page 3, Lines 5 and 6 (lilac copy):
   Delete "It is the intent of the Legislature that this appropriation be ongoing."

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

Sub. H.B. 121, as amended, was returned to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, **Sub. H.B. 36, JUROR REIMBURSEMENT**, was read the second and third times. Senator Poulton explained the bill.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$17 TO $20" and insert "$18.50"

2. Page 1, Line 16:
   Delete "$20" and insert "$18.50"

3. Page 2, Line 7:
   Delete "$20" and insert "$18.50"

The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Sub. H.B. 36, as amended, was returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 292**, UTAH NATIONAL GUARD TUITION ASSISTANCE, was read the second and third times. Senator Steele explained the bill.

On motion of Senator Steele, the bill was amended as follows:

1. Page 2, Line 15:
   After Line 15, insert:
   "(6) A person who transfers from the Select Reserve to the National Guard is not eligible for the tuition assistance in this section for one year from the date of transfer."

On motion of Senator McAllister, the bill was amended as follows:

2. Page 1, Line 9:
   Delete "$200,000" and insert "$100,000"

3. Page 2, Line 17:
Delete "$200,000" and insert "$100,000"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Steiner	Wharton

H.B. 292, as amended, was returned to the House.

INTENT LANGUAGE FOR H.B. 292

On motion of Senator Steele, the following intent language is placed in the Senate Journal.

It is the intent of the legislature that further efforts be made to study and seek possible funding sources for Utah's National Guard and Reservist Units for consideration during the 1999 Legislative Session.

SECOND READING CALENDAR

On motion of Senator Buhler, under suspension of the rules, **H.B. 129**, FORT DOUGLAS, was read the second and third times. Senator Buhler explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 5:
Delete "$85,000" and insert "$49,000"

2. Page 1, Line 12:
Delete "$85,000" and insert "$49,000"

3. Page 1, Line 13 and 14:
Delete "It is the intent of the Legislature that this appropriation be ongoing."

The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Wharton
Beattie			

Voting in the negative were: Senators

Tanner	Taylor	Waddoups

Absent or not voting was: Senator
Blackham

H.B. 129, as amended, was returned to the House.

* * *

On motion of Senator Holmgren, under suspension of the rules, **Sub. H.B. 199**, ALLOCATION OF SALES TAX TO SPECIES PROTECTION ACCOUNT, was read the second and third times. Senator Holmgren explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 5:
Delete "$900,000" and insert "$150,000"

2. Page 1, Line 11:
Delete "$900,000" and insert "$150,000"

3. Page 1, Line 13:
Delete line 13.

The bill passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Taylor

Sub. H.B. 199, as amended, was returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 336**, APPROPRIATION FOR TRAILS AND CROSSINGS, was read the second and third times. Senator Steele explained the bill.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Delete $400,000 and insert $100,000

2. Page 1, Line 13:
   Delete "$400,000" and insert "$100,000"

3. Page 1, Line 15:
   Delete line 15.

The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Wharton
Beattie			

Voting in the negative were: Senators

Muhlestein	Taylor	Waddoups

Absent or not voting was: Senator
Buhler

H.B. 336, as amended, was returned to the House.

* * *

On motion of Senator Tanner, under suspension of the rules, **2nd Sub. H.B. 239**, CHILD WELFARE AMENDMENTS, was read the second and third times.

On motion of Senator McAllister, the bill was circled.

* * *

On motion of Senator McAllister, under suspension of the rules, **H.B. 322**, FISCAL NOTE ON LEGISLATION, was read the second and third times. On motion of Senator McAllister, the bill was circled.

* * *

On motion of Senator Hillyard, under suspension of the rules, **Sub. H.B. 76**, UNCLAIMED PROPERTY AMENDMENTS, was read the second and third times. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Buhler

Sub. H.B. 76 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 162**, UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS, was read the second and third times. Senator Steele explained the bill.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 7 (lilac copy):
   Delete "$225,000" and insert "$100,000"

2. Page 1, Line 13 (lilac copy):
   Delete "$225,000" and insert "$100,000"

The bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Wharton	Beattie	

Voting in the negative were: Senators

Muhlestein	Taylor	Waddoups

Absent or not voting were: Senators

Buhler	Evans	Suazo

H.B. 162, as amended, was returned to the House.

* * *

On motion of Senator McAllister, the circle was removed from **H.B. 322**, FISCAL NOTE ON LEGISLATION, and it was before the Senate. Senator McAllister explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Hillyard	Holmgren	Howell
Hull	Jones	Mansell	Mantes

Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steiner	Stephenson	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Buhler	Evans	Steele
Suazo			

H.B. 322 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator McAllister, the circle was removed from **2nd Sub. H.B. 239**, CHILD WELFARE AMENDMENTS, and it was before the Senate. On motion of Senator McAllister, the bill was returned to the Secretary of the Senate.

* * *

On motion of Senator Hillyard, the Senate voted to lift **S.B. 2** from the Secretary of the Senate and place it at the top of the Second Reading Calendar and circle it.

* * *

On motion of Senator Mansell, under suspension of the rules, **Sub. H.B. 65**, SALES TAX EXEMPTION FOR PASSENGER TRANSPORTATION, was read the second and third times. Senator Mansell explained the bill. The bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Hull
Jones	Mansell	McAllister	Montgomery
Muhlestein	Myrin	C. Peterson	Stephenson
Taylor	Waddoups	Beattie	

Voting in the negative were: Senators

Hillyard	Howell	Mantes	Mayne
Nielson	M. Peterson	Poulton	Steele
Steiner	Suazo	Wharton	

Absent or not voting were: Senators
Blackham Buhler Tanner

Sub. H.B. 65 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Howell, under suspension of the rules, **H.B. 87**, APPROPRIATION FOR CAPITOL HILL PROJECTS, was read the second and third times. Senator Howell explained the bill.

On motion of Senator Howell, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$500,000" and insert "$200,000"

2. Page 1, Line 15:
   Delete "$500,000" and insert "$200,000"

3. Page 1, Line 19:
   Delete "$350,000" and insert "$140,000"

4. Page 1, Line 21:
   Delete "$150,000" and insert "$60,000"

The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Wharton
Beattie			

Voting in the negative were: Senators

Muhlestein	Nielson	Poulton	Taylor
Waddoups			

Absent or not voting were: Senators
Blackham Buhler Tanner

H.B. 87, as amended, was returned to the House.

* * *

On motion of Senator Hull, under suspension of the rules, **H.B. 61**, FUNDING FOR SENIOR CITIZEN CENTERS, was read the second and third times. Senator Hull explained the bill.

On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 5 (lilac copy):
   Delete "$700,000" and insert "$100,000"

2. Page 1, Line 11 (lilac copy):
   Delete "$700,000" and insert "$100,000"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Tanner

H.B. 61, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **Sub. H.B. 284**, APPROPRIATION FOR BRIDGERLAND ICE ARENA, was read the second and third times. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 5:
   Delete "$2,000,000" and insert "$250,000"

2. Page 1, Line 13:
Delete "$2,000,000" and insert "$250,000"

The bill passed on the following roll call:

Yeas, 18; Nays, 8; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Myrin
C. Peterson	Steele	Steiner	Suazo
Wharton	Beattie		

Voting in the negative were: Senators

Jones	Muhlestein	Nielson	M. Peterson
Poulton	Stephenson	Taylor	Waddoups

Absent or not voting were: Senators

Blackham	Buhler	Tanner

Sub. H.B. 284, as amended, was returned to the House.

* * *

On motion of Senator Steiner, under suspension of the rules, **H.B. 81**, MOTIONS TO VACATE EX PARTE PROTECTIVE ORDERS, was read the second and third times. Senator Steiner explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Tanner

H.B. 81 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 28**, APPROPRIATION FOR DAVIS COUNTY CONFERENCE AND COMMUNITY CENTER, was read the second and third times. Senator Steele explained the bill. This bill did not have a Senate standing committee hearing.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$2,000,000" and insert "$500,000"

2. Page 1, Line 13:
   Delete "$2,000,000" and insert "$500,000"

The bill passed on the following roll call:

Yeas, 15; Nays, 12; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
McAllister	Montgomery	Myrin	C. Peterson
Steele	Wharton	Beattie	

Voting in the negative were: Senators

Buhler	Jones	Mantes	Mayne
Muhlestein	Nielson	M. Peterson	Poulton
Steiner	Stephenson	Suazo	Waddoups

Absent or not voting were: Senators

Tanner	Taylor

H.B. 28, as amended, was returned to the House.

* * *

On motion of Senator Blackham, under suspension of the rules, **H.B. 414**, APPROPRIATION TO SUPPORT LITIGATION AGAINST CREATION OF, was read the second and third times. Senator Blackham explained the bill.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 7 (lilac copy):
Delete "$250,000" and insert "$75,000"

2. Page 1, Line 16 (lilac copy):
Delete "$250,000" and insert "$75,000"

Senator M. Peterson moved the following amendments:

1. Page 1, Line 7 (lilac copy):
After "APPROPRIATING" delete "$250,000" and insert "$1"

2. Page 2, Line 16 (lilac copy):
After "appropriated" delete "$250,000" and insert "$1"

The amendment failed to pass on a standing vote.

The bill passed on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Taylor	Waddoups
Beattie			

Voting in the negative were: Senators

Howell	Mantes	Mayne	M. Peterson
Steiner	Suazo	Wharton	

Absent or not voting was: Senator
Tanner

H.B. 414, as amended, was returned to the House.

* * *

On motion of Senator Evans, under suspension of the rules, **H.B. 347**, COMMUNITY ECONOMIC DEVELOPMENT PROJECT FUND, was read the second and third times. Senator Evans explained the bill. This bill did not have a Senate standing committee hearing.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 9 (lilac copy):
Delete "$100,000" and insert "$50,000"

2. Page 3, Line 23 (lilac copy):
Delete "$100,000" and insert "$50,000"

The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Poulton	Taylor

Absent or not voting were: Senators

Blackham	C. Peterson	Tanner

H.B. 347, as amended, was returned to the House.

* * *

On motion of Senator Muhlestein, under suspension of the rules, **Sub. H.B. 106**, TRUANCY PREVENTION APPROPRIATION, was read the second and third times. Senator Muhlestein explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 14 and 15:
Delete "It is the intent of the Legislature that this appropriation be ongoing."

The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mantes	Mayne	McAllister
Montgomery	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Wharton	Beattie	

Voting in the negative were: Senators

Muhlestein	Myrin	Taylor	Waddoups

Absent or not voting were: Senators

Blackham	Tanner

Sub. H.B. 106, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 145**, SCHOOLS FOR THE 21ST CENTURY, by Representative B. Allen, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Hillyard, **Sub. H.B. 145** was read the first time and placed on Second Reading Calendar below **H.B. 410.**

* * *

Mr. President: February 27, 1998

The House passed, **S.B. 122**, NEW JUDICIAL POSITIONS, by Senator L. Beattie, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 135**, EXPANSION OF CHILDREN'S JUSTICE CENTER PROGRAM, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 82**, ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES, by Representative D. Gladwell, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 122 and **S.B. 135** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

H.B. 82 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 27, 1998

The House passed **H.B. 139**, SURVEYS IN PUBLIC SCHOOLS, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 2**, 1998 CAPITAL FACILITIES BONDING AND DEBT FINANCING AUTHORIZATIONS, by Representative G. Adair, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 139** and **Sub. H.B. 2** were read the first time and referred to the President of the Senate.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **2nd Sub. S.B. 25**, UNIFORM ALLOWANCE FOR UTAH HIGHWAY PATROL, by Senator R.M. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to concur in the House amendments. Senator Hull declared a conflict of interest. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Tanner

2nd Sub. S.B. 25 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Nielson, under suspension of the rules, **Sub. H.B. 410**, TRAFFIC SAFETY TASK FORCE, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator Nielson explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Suazo	Tanner

Sub. H.B. 410 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **Sub. H.B. 145**, SCHOOLS FOR THE 21ST CENTURY, was read the second and third times. Senator Steele explained the bill. Senators Hillyard, Stephenson, Jones, Nielson, Muhlestein, Hull, and Montgomery commented. The bill passed on the following roll call:

Yeas, 15; Nays, 9; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Hillyard	Holmgren	Howell
Hull	Mansell	Mayne	McAllister
Montgomery	Myrin	C. Peterson	M. Peterson
Steele	Steiner	Beattie	

Voting in the negative were: Senators

Blackham	Dmitrich	Evans	Jones
Mantes	Muhlestein	Nielson	Stephenson
Wharton			

Absent or not voting were: Senators

Poulton	Suazo	Tanner	Taylor
Waddoups			

Sub. H.B. 145 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 83**, CHILD CARE TASK FORCE, was read the second and third times. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Blackham	Stephenson

Absent or not voting were: Senators

Hull	Poulton	Suazo	Tanner
Taylor			

H.B. 83 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, **H.B. 182** was recalled from the Secretary of the Senate.

* * *

On motion of Senator Taylor, the circle was removed from **H.B. 110**, SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT, and it was before the Senate.

On motion of Senator Taylor, the following substitute bill replaced the original bill.

SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS

Sub. H.B. 110 *Marda Dillree*

AN ACT RELATING TO THE SALES AND USE TAX ACT; PROVIDING DEFINITIONS; PROVIDING SALES AND USE TAX EXEMPTIONS FOR PURCHASES BY A SEASONAL DESTINATION AMUSEMENT PARK OF AMUSEMENT RIDES, CERTAIN MACHINERY, CERTAIN NORMAL OPERATING REPLACEMENTS, AND EXEMPTIONS FOR PURCHASES OF AMUSEMENT RIDES, PURCHASE OF CERTAIN MACHINERY, AND PURCHASES OF NORMAL OPERATING REPLACEMENTS; REQUIRING THE TAX REVIEW COMMISSION TO STUDY THE EXEMPTIONS; GRANTING RULEMAKING AUTHORITY; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE.

Senator Taylor explained the bill. Senators Mayne, M. Peterson, Jones, Stephenson, Evans, Mayne, Steele, M. Peterson, Nielson, and Wharton commented. The bill passed on the following roll call:

Yeas, 16; Nays, 9; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Holmgren
Hull	Jones	Mansell	Montgomery
Myrin	C. Peterson	Poulton	Steele
Stephenson	Taylor	Waddoups	Beattie

Voting in the negative were: Senators

Hillyard	Mantes	Mayne	McAllister
Muhlestein	Nielson	M. Peterson	Suazo
Wharton			

Absent or not voting were: Senators

Dmitrich	Howell	Steiner	Tanner

Sub. H.B. 110, as substituted, was returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 2**, 1998 HIGHWAY FINANCING.

On motion of Senator Hillyard, under suspension of the rules, the bill was read the second and third times. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 12, Line 3:
After "(9)" insert "(a) As used in this Subsection (9), "total amount of bonds authorized to be issued but not yet issued" includes bonds authorized to be issued only if one or more conditions are met.
(b)"

Senators Muhlestein, Jones, Hull, C. Peterson, and Holmgren commented. Senator C. Peterson declared a conflict of interest. On motion of Senator Hillyard, the Senate voted to suspend the rule that states this bill will be considered by 6:00 p.m. The bill passed on the following roll call:

Yeas, 22; Nays, 3; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Myrin	C. Peterson	M. Peterson	Steele
Stephenson	Suazo	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Muhlestein	Nielson	Poulton

Absent or not voting were: Senators

Dmitrich	Mantes	Steiner	Tanner

S.B. 2 was transmitted to the House.

* * *

On motion of Senator C. Peterson, and at 8:00 p.m., the Senate recessed.

The Senate was called to order at 8:30 p.m.

* * *

On motion of Senator Buhler, **Sub. H.B. 2** was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Buhler, under suspension of the rules, **Sub. H.B. 2**, 1998 CAPITAL FACILITIES BONDING AND DEBT FINANCING AUTHORIZATIONS, was read the second and third times. Senator Buhler explained the bill. Senator Evans declared a conflict of interest. On motion of Senator Buhler, the Senate voted to suspend the rule that states this bill will be considered by 6:00 p.m. The bill passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Suazo	Taylor	Waddoups
Beattie			

Voting in the negative was: Senator
Evans

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Stephenson	Tanner	Wharton	

Sub. H.B. 2 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The House passed, **S.B. 10**, REGISTRY OF UNIDENTIFIED DECEASED PERSONS, by Senator H. Nielson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 34**, SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 63**, DUI - SERIOUS BODILY INJURY, by Senator S. Howell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 213**, APPROPRIATION FOR TRAINING AND EDUCATION OF LOCAL GOVERNMENTS, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 10, Sub. S.B. 34, S.B. 63, and S.B. 213 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **H.B. 172**, EXECUTIVE COMPENSATION, by Representative C. Fox-Finlinson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 172** was read the first time and placed on Second Reading Calendar.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 29**, APPROPRIATION FOR MOVING BOTANICAL GARDENS, by Senator J. Holmgren, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Holmgren, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 15; Nays, 6; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Howell	Hull	Mansell	Mayne
McAllister	Montgomery	Myrin	Steele
Suazo	Taylor	Beattie	

Voting in the negative were: Senators

Buhler	Jones	Muhlestein	Nielson
Poulton	Waddoups		

Absent or not voting were: Senators

Dmitrich	Mantes	C. Peterson	M. Peterson
Steiner	Stephenson	Tanner	Wharton

S.B. 29 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 35**, RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 17; Nays, 5; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Mansell	Mayne
McAllister	Montgomery	Myrin	Nielson
C. Peterson	Steele	Suazo	Waddoups
Beattie			

Voting in the negative were: Senators

Evans	Jones	Muhlestein	Poulton
Taylor			

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Stephenson	Tanner	Wharton	

S.B. 35 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 37**, OPEN SPACE NEAR STATE PRISON, by Senator R. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Steele	Suazo	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Stephenson	Tanner	Wharton	

S.B. 37 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 44**, APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS, by Senator P. Suazo, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Suazo, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 18; Nays, 4; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Myrin	Nielson	C. Peterson	Steele
Suazo	Beattie		

Voting in the negative were: Senators

Muhlestein	Poulton	Taylor	Waddoups

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Stephenson	Tanner	Wharton	

S.B. 44 was returned to the House.

• • •

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 105**, UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT AMENDMENT, by Senator L. McAllister, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator McAllister, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Steele	Suazo	Waddoups
Beattie			

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Stephenson	Tanner	Wharton	

S.B. 105 was returned to the House.

• • •

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 123**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY DEVICES AND SERVICES, by Senator N. Tanner, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator C. Peterson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Jones	Mansell

Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Suazo	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Hull	Mantes	M. Peterson
Steiner	Stephenson	Tanner	Wharton

S.B. 123 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, S.B. 172, APPRENTICESHIP TRAINING FUNDING, by Senator M. Waddoups, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Waddoups, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Suazo	Waddoups	Beattie	

Voting in the negative were: Senators

Poulton	Taylor

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steele
Steiner	Stephenson	Tanner	Wharton

S.B. 172 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 199**, ARTS, TECHNOLOGY, AND EDUCATION APPROPRIATION, by Senator C. Peterson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator C. Peterson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steele
Steiner	Stephenson	Tanner	Taylor
Wharton			

S.B. 199 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 204**, APPROPRIATION FOR FESTIVAL OF THE AMERICAN WEST, by Senator J. Holmgren, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Holmgren, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 16; Nays, 7; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Hillyard	Holmgren	Howell
Hull	Mansell	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
Poulton	Steele	Suazo	Beattie

Voting in the negative were: Senators

Buhler	Evans	Jones	Muhlestein
Stephenson	Taylor	Waddoups	

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Tanner	Wharton		

S.B. 204 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 208**, APPROPRIATION FOR ENGINEERING AND PREENGINEERING PROGRAM, by Senator C. Peterson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator C. Peterson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Tanner	Wharton		

S.B. 208 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 214**, APPROPRIATION FOR UTAH STATE FAIRPARK, by Senator P. Suazo, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Suazo, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative was: Senator
Taylor

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Tanner	Wharton		

S.B. 214 was returned to the House.

* * *

Mr. President: February 27, 1998

The House has rejected **S.B. 224**, APPROPRIATION FOR TUACAHN FOUNDATION, by Senator L. Jones, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communication filed. The bill will be filed.

SECOND READING CALENDAR

On motion of Senator C. Peterson, under suspension of the rules, **H.B. 172**, EXECUTIVE COMPENSATION, was read the second and third times. Senator C. Peterson explained the bill. Senator Nielson commented. The bill passed on the following roll call:

Yeas, 17; Nays, 4; Absent, 8.

Voting in the affirmative were: Senators

Buhler	Hillyard	Holmgren	Howell
Jones	Mansell	Mayne	McAllister
Montgomery	Myrin	Nielson	C. Peterson
Poulton	Steele	Suazo	Waddoups
Beattie			

Voting in the negative were: Senators

Evans	Hull	Muhlestein	Stephenson

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes	M. Peterson
Steiner	Tanner	Taylor	Wharton

H.B. 172 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator McAllister, the Senate voted to reconsider its action on **Sub. H.B. 36.**

Sub. H.B. 36, JUROR REIMBURSEMENT, was before the Senate.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 6:
   Reinsert "$17 TO"

2. Page 1, Line 16:
   Delete "$20" and insert "$18.50"

3. Page 2, Line 7:
   Delete "$20" and insert "$18.50"

The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell

Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Suazo	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes	M. Peterson
Steiner	Tanner	Wharton	

Sub. H.B. 36, as amended, was returned to the House.

* * *

On motion of Senator Steele, **H.B. 182** was placed at the top of Second Reading Calendar.

On motion of Senator Steele, under suspension of the rules, **H.B. 182**, CLASS SIZE REDUCTION, was read the second and third times.

On motion of Senator Steele, the bill was amended as follows:

1. **Page 1, Line 9** (lilac copy 2-16-98):
   Delete "$13,600,000" and insert "$9,000,000"

2. **Page 1, Line 19** (lilac copy 2-16-98):
   Delete "$13,600,000" and insert "$9,000,000"

The bill passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes	M. Peterson
Steiner	Tanner	Taylor	Wharton

H.B. 182, as amended, was returned to the House.

* * *

Sub. H.B. 65, passed by the Senate earlier in the evening, was transmitted to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 134**, MINERAL LEASE AMENDMENTS, and it was read the second time. Senator Blackham explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 5, Line 15 (lilac copy 2-9-98):
   At the beginning of line 15 bracket "in Subsections (2)(a) through (2)"

The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Steele	Stephenson	Suazo
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Dmitrich	Mantes	M. Peterson	Steiner
Tanner	Wharton		

* * *

On motion of Senator Mansell, the circle was removed from **2nd Sub. H.B. 73**, DATES FOR BOND ELECTIONS, and it was before the Senate. Senator Mansell explained the bill. Senator Taylor commented. The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell

Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Suazo	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes	M. Peterson
Steiner	Tanner	Wharton	

* * *

On motion of Senator Steele, the circle was removed from **H.B. 313**, CHIROPRACTIC PHYSICIAN PRACTICE AMENDMENTS, and it was before the Senate. Senator Steele explained the bill.

Senator Steele moved the following amendments:

1. Page 6, Line 31 (Lilac 2-18-98):
   Delete line 31 and insert: "(i) completion of post graduate education requirements established by division rule based upon national standards for acupuncturists"

Senator Evans commented. The amendment passed on a voice vote.

Senators Montgomery and Taylor commented. On motion of Senator Steele, the bill was circled.

THIRD READING CALENDAR

S.B. 222, BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS, was read the third time and explained by Senator Howell.

On motion of Senator Evans, the bill was amended as follows:

1. Page 1, Line 23 (goldenrod copy):
   After "victim may" delete "not"

2. Page 1, Line 23-24 (goldenrod copy):
   After "hearing" insert a period and delete the comma and the remainder of lines 23 and 24.

3. Page 1, Line 24 (goldenrod copy):
   At the beginning of line 24 insert "If the victim attends a redetermination or special attention hearing, the offender must be present."

4. Page 2, Line 24 (goldenrod copy):
After "victim may" delete ", upon request,"

On motion of Senator Howell, the bill was circled.

* * *

On motion of Senator Mayne, the circle was removed from **S.B. 193**, LICENSING TALENT AGENCIES, and it was before the Senate. On motion of Senator Mayne, the enacting clause was stricken.

* * *

On motion of Senator Nielson, **S.B. 9** was lifted from the Secretary of the Senate and the enacting clause was stricken.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The House concurred in the Senate amendments and passed **H.B. 9**, APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN, by Representative G. Adair, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 16**, FUNDING CLASSROOM SUPPLIES, by Representative R. Bigelow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 18**, COMPUTERS FOR HIGHWAY PATROL, by Representative G. Adair, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 40**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Representative G. Cox, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 68**, APPROPRIATION FOR USU PASTURE AND FORAGE INITIATIVE, by Representative E. Anderson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 87**, APPROPRIATION FOR CAPITOL HILL PROJECTS, by Representative R. Becker, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 100**, UTAH SUMMER GAMES APPROPRIATION, by Representative D. Bowman, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 121**, PROGRAM FOR AT-RISK YOUTH AND THEIR FAMILIES, by Representative L. Pace, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 129**, FORT DOUGLAS MILITARY MUSEUM, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 131**, ENFORCEMENT AUTHORITY FOR DRUG LAB AND PRECURSOR ACTS, by Representative A. Tyler, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 135**, HIGHER EDUCATION TUITION ASSISTANCE PROGRAM, by Representative K. Johnson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 199**, APPROPRIATION TO SPECIES PROTECTION ACCOUNT, by Representative T. Hatch, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 245**, UTAH BOTANICAL CENTER APPROPRIATION, by Representative M. Dillree, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 260**, PUBLIC EDUCATION SERVICES APPROPRIATION, by Representative J. Gowans, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 267**, SEX ABUSE OF A CHILD, by Representative J. Murray, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 276**, CONSERVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION, by Representative B. Johnson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 296**, MINING RECLAMATION AMENDMENTS AND APPROPRIATION, by Representative J. Gowans, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 336**, APPROPRIATION FOR TRAILS AND CROSSINGS, by Representative A. Tyler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 347**, COMMUNITY ECONOMIC DEVELOPMENT PROJECT FUND, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 4**, STATEWIDE IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARDS, by Representative N. Stephens, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 9, H.B. 16, H.B. 18, H.B. 40, H.B. 68, H.B. 87, Sub. H.B. 100, Sub. H.B. 121, H.B. 129, H.B. 131, Sub. H.B. 135, Sub. H.B. 199, H.B. 245, H.B. 260, H.B. 267, Sub. H.B. 276, H.B. 296, H.B. 336, H.B. 347, and **H.B. 4** were signed by the President of the Senate in open session. The bills will be returned to the House.

* * *

Mr. President: February 27, 1998

The House passed **H.C.R. 13**, COMMEMORATING THE 100TH ANNIVERSARY OF THE AMERICAN RED CROSS IN UTAH, by Representative D. Jones, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.C.R. 13** was read the first time and referred to the President of the Senate.

On motion of Senator C. Peterson, and at 10:00 p.m., the Senate sauntered.

The Senate was called to order at 10:40 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 2**, 1998 HIGHWAY FINANCING, by Senator L. Beattie, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative were: Senators

Nielson	Poulton

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes	M. Peterson
Steiner	Wharton		

S.B. 2 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 320**, TRUANCY AMENDMENTS, by Representative D. Bourdeaux, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **Sub. H.B. 320** was read the first time and placed on Second Reading Calendar under suspension of the rules.

SECOND READING CALENDAR

Sub. H.B. 320, TRUANCY AMENDMENTS, was read the second time. Senator Hull explained the bill. Senators Holmgren and Muhlestein commented.

On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator C. Peterson, the following bills were placed on Second Reading Calendar: **H.B. 425, H.B. 150, Sub. H.B. 147, H.B. 170, H.B. 190, Sub. H.B. 194, H.B. 250**, and **H.B. 137.**

* * *

On motion of Senator C. Peterson and at 10:50 p.m., the Senate adjourned until 9:00 a.m., Monday, March 2, 1998.

FORTY-THIRD DAY

MORNING SESSION

The Senate was called to order at 9:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Pastor Steven Wigdahl, Ascension Lutheran Church.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: March 2, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the fortieth day and find it correct with minor amendments noted on the final copy.

Nathan Tanner
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 26, 1998

This is to inform you that on February 26, 1998, I have signed the following bill of the 1998 General Session of the Fifty-Second Legislature and have forwarded it to the Lieutenant Governor for filing:

S.B. 89 PRIVATE COLLECTION OF DELINQUENT TAXES; and

This is to inform you that on February 27, 1998, I have signed the following bill of the 1998 General Session of the Fifty-Second Legislature and have forwarded it to the Lieutenant Governor for filing:

H.C.R. 2 RESOLUTION ON THE FAMILY; and

This is to inform you that on February 26, 1998, I have signed the following bills of the 1998 General Session of the Fifty-Second Legislature and have forwarded them to the Lieutenant Governor for filing:

H.B. 8	STATE TREASURER AMENDMENTS
H.B. 19	DUTIES OF WATER COMMISSIONERS
H.B. 23	COUNTY IMPROVEMENT DISTRICT CONSTRUCTION CONTRACTS
H.B. 176	EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION
H.B. 187	PUBLIC SERVICE COMMISSION REPORTING AMENDMENTS
H.B. 195	SPECIAL DISTRICTS AMENDMENTS
H.B. 201	PROPERTY TAX - CIRCUIT BREAKER AMENDMENTS
H.B. 217	EDGE OF THE CEDARS STATE PARK ACCESS ROAD
H.B. 226	OUTSIDE EMPLOYMENT FOR MENTAL HEALTH ADVISOR
H.B. 261	MUNICIPAL GOVERNMENT CIVIL SERVICE SELECTION PROCEDURES

Michael O. Leavitt, Governor

Communications filed.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 27, 1998

The Speaker of the House has signed **2nd Sub. S.B. 25**, UNIFORM ALLOWANCE FOR UTAH HIGHWAY PATROL, by Senator R. Evans, and it is transmitted for the signature of the President; and

The House passed, **S.B. 197**, TASK FORCE ON LOCAL AIRPORT FUNDING, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 7**, COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM, by Representative S. Allen, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 28**, APPROPRIATION FOR DAVIS COUNTY CONFERENCE AND COMMUNITY CENTER, by Representative B. Chard, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 36**, JUROR REIMBURSEMENT, by Representative D. Zolman, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 61**, FUNDING FOR SENIOR CITIZEN CENTERS, by Representative P. Larson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 106**, TRUANCY PREVENTION APPROPRIATION, by Representative J. Alexander, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 110**, SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS, by Representative M. Dillree, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 162**, UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS, by Representative B. Evans, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 182**, CLASS SIZE REDUCTION, by Representative L. Frandsen, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 210**, AFFORDABLE HOUSING AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 284**, APPROPRIATION FOR BRIDGERLAND ICE ARENA, by Representative C. Buttars, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 292**, UTAH NATIONAL GUARD TUITION ASSISTANCE, by Representative B. Johnson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 414**, APPROPRIATION TO SUPPORT LITIGATION AGAINST CREATION OF ESCALANTE MONUMENT, by Representative G. Way, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. S.B. 25 and **S.B. 197** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

H.B. 7, H.B. 28, Sub. H.B. 36, H.B. 61, Sub. H.B. 106, Sub. H.B. 110, H.B. 162, H.B. 182, H.B. 210, Sub. H.B. 284, H.B. 292, and **H.B. 414** were signed by the President and returned to the House.

* * *

Mr. President: February 27, 1998

The House refused to concur with the Senate amendments to **H.B. 285**, APPROPRIATION FOR COUNTY LAND USE PLANS, by Representative D. Iverson, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the Senate voted to refuse to recede from its amendments to **H.B. 285**. President Beattie appointed a conference committee consisting of Senators Blackham, Hull, and Holmgren to meet with a like committee from the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **S.B. 42**, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, by Senator L. Mansell, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Mansell, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Stephenson	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Evans	C. Peterson	Steiner
Suazo			

S.B. 42 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **1st Sub. S.B. 131**, AGE OF VICTIM FOR UNLAWFUL SEXUAL CONDUCT, by Senator L. McAllister, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator McAllister, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Steiner

Sub. S.B. 131 was returned to the House.

* * *

Mr. President: February 27, 1998

The House passed, as amended, **1st Sub. S.B. 144**, TAX REGARDING RADIOACTIVE WASTE, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Blackham, the Senate refused to concur in the House amendments and asks the House to recede. **Sub. S.B. 144** was returned to the House.

* * *

Mr. President: February 27, 1998

The House has rejected **1st Sub. S.B. 180**, UNFAIR PUBLIC COMPETITION ACT, by Senator H. Stephenson, et al, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communication filed. **Sub. S.B. 180** was filed.

CONSENT CALENDAR

H.B. 364, HIGHER EDUCATION PHYSICAL FACILITIES, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Evans	Myrin	Steiner

H.B. 364 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 128, DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery

Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Evans	Mayne	Steiner	Taylor

H.B. 128 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 338, BIDDING PROCESS ON STATE BUILDINGS, was read the third time, explained by Senator Buhler, and passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Evans	Steiner	Taylor

H.B. 338 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

H.B. 270, CHILD SUPPORT FOR ADULT CHILDREN, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister

Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Evans

H.B. 270 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 306, CAPITAL SENTENCING AMENDMENTS, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Evans

H.B. 306 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 133, EFFECTIVE LAW ENFORCEMENT, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister

Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Evans Stephenson

H.B. 133 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 54, MUNICIPAL GOVERNMENT AND INCORPORATION AMENDMENTS, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Evans

Sub. H.B. 54, as amended, was returned to the House.

* * *

H.B. 207, ENVIRONMENTAL CRIMES AMENDMENTS, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne

McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 207 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 307, REGULATION OF IMPOUNDED VEHICLES, was read the third time, explained by Senator Holmgren, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 307, as amended, was returned to the House.

* * *

Sub. H.B. 77, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, was read the third time. On motion of Senator Taylor, the bill was circled.

* * *

Sub. H.B. 111, AGING SERVICES AMENDMENTS, was read the third time. On motion of Senator Tanner, the bill was circled.

* * *

H.B. 297, COUNTY EMPLOYEES RUNNING FOR COUNTY OFFICE, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Blackham	Jones	Mantes

H.B. 297 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 134, MINERAL LEASE AMENDMENTS, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

2nd Sub. H.B. 73, DATES FOR BOND ELECTIONS, was read the third time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Jones	Mantes

2nd Sub. H.B. 73, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 134**, MINERAL LEASE AMENDMENTS, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 134, as amended, was returned to the House.

* * *

On motion of Senator Taylor, the circle was removed from **Sub. H.B. 77**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, and it was before the Senate. Senator Taylor explained the bill. Senator Wharton commented. On motion of Senator Taylor, the bill was circled.

SECOND READING CALENDAR

On motion of Senator Steele, the circle was removed from **H.B. 313**, CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, and it was before the Senate. Senator Steele explained the bill.

Senator Steele moved the following amendments:

1. Page 6, Line 31:
   After "acupuncturists" insert "for acupuncture modalities practiced by chiropractic physicians"

Senators Mayne and Montgomery commented. The amendment failed on a voice vote.

Senators Montgomery and Nielson commented. The bill failed to pass on the following roll call:

Yeas, 9; Nays, 17; Absent, 3.

Voting in the affirmative were: Senators

Evans	Holmgren	Jones	Muhlestein
Poulton	Stephenson	Tanner	Taylor
Beattie			

Voting in the negative were: Senators

Buhler	Dmitrich	Hillyard	Howell
Hull	Mansell	Mantes	Mayne
McAllister	Montgomery	Myrin	Nielson
M. Peterson	Steele	Steiner	Waddoups
Wharton			

Absent or not voting were: Senators

Blackham	C. Peterson	Suazo

H.B. 313 was returned to the House for filing.

* * *

On motion of Senator C. Peterson, and at 10:30 a.m., the Senate recessed.

The Senate was called to order at 11:00 a.m.

COMMUNICATION FROM THE HOUSE

Mr. President: March 2, 1998

The House passed, as amended, **1st Sub. S.B. 28, MASSAGE PRACTICE ACT AMENDMENTS**, by Senator R. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Buhler	Evans	Holmgren	Hull
Jones	Mansell	Mayne	McAllister

Montgomery	Muhlestein	Myrin	Nielson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Hillyard	Howell
Mantes	C. Peterson	M. Peterson	Steiner
Wharton			

Sub. S.B. 28 was returned to the House.

SECOND READING CALENDAR

Sub. H.B. 425, PROPERTY VALUATIONS FOR THE POOR, was read the second time. On motion of Senator Montgomery, the bill was circled.

* * *

H.B. 150, COUNTY OPTION SALES TAX FOR LONG TERM CARE CENTERS, was read the second time. Senator Myrin explained the bill. Senator Muhlestein commented. The bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Poulton	Taylor

Absent or not voting were: Senators

Dmitrich	Mantes	Steiner	Stephenson

* * *

On motion of Senator Poulton, the circle was removed from **Sub. H.B. 425,** PROPERTY VALUATIONS FOR THE POOR, and it was before the Senate. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Mantes	Steiner

* * *

Sub. H.B. 147, LIABILITY FOR MINOR WHO DRIVES, was read the second time. Senator Poulton explained the bill. This bill did not have a Senate standing committee hearing. The bill passed on the following roll call:

Yeas, 28; Nays, 1; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Hillyard

* * *

On motion of Senator Howell, **S.R. 4,** RESOLUTION ENCOURAGING PARENTS OVERSIGHT OF CHILDREN'S TELEVISION VIEWING, will be considered Tuesday, March 3, 1998 at 11:45 a.m.

* * *

H.B. 170, HABITUAL YOUTH OFFENDER AMENDMENTS, was read the second time. This bill did not have a Senate standing committee hearing. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

* * *

H.B. 190, FELON VOTING RESTRICTIONS, was read the second time. On motion of Senator McAllister, the bill was circled.

* * *

On motion of Senator Blackham, the following bills were placed on Second Reading Calendar: **Sub. H.J.R. 4, H.B. 304, Sub. H.B. 98, H.B. 159, Sub. H.B. 114, H.B. 112, H.B. 113, H.B. 330, 2nd Sub. H.B. 441, H.B. 136, H.B. 370, H.B. 351,** and **H.B. 148.**

On motion of Senator Blackham, **Sub. H.B. 114,** SNOW COLLEGE SOUTH, will be considered today at 2:30 p.m.

* * *

Sub. H.B. 194, AMENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER, was read the second time. Senator Blackham explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 6, Line 15:
   After line 15 insert:
   "(i) perform a study to determine the benefits and feasibility of connecting the proposed withdrawn area to the municipality's water system;"

2. Page 6, Line 16:At the beginning of line 16 delete "(i)" and insert "(ii)"

3. Page 6, Line 17:
   At the beginning of line 17 delete "(ii)" and insert "(iii)"

4. Page 9, Lines 7-8:
Delete lines 7 and 8.

Senator Waddoups declared a conflict of interest. The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Jones
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Hull	Mantes

Absent or not voting were: Senators

Mansell	Mayne	Poulton

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 250,** COLLECTION OF DEFAULTED STUDENT LOANS, was read the second and third times. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mansell	Mayne

H.B. 250 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 137, CHILDREN'S HEALTH INSURANCE PROGRAM, was read the second time. Senator Holmgren explained the bill. This bill did not have a Senate standing committee hearing.

On motion of Senator Holmgren, the bill was amended as follows:

1. Page 11, Line 2:
After the period insert:

"If the Department of Health participates in the program under the provisions of this Subsection (2), all insurance risk associated with the Children's Health Insurance Program shall be the responsibility of the Department of Health and not the group insurance division or the retirement office."

Senator Blackham moved the following amendments:

2. Page 6, Line 26 (Lilac 2-26-98):
Delete "175%" and reinstate "200%"

3. Page 7, Line 31 (Lilac 2-26-98):
Delete "175%" and reinstate "200%"

Senators Nielson and Tanner commented. The amendments passed on a voice vote

Senator Stephenson moved the following amendments:

1. Page 3, Line 24:
After line 24 insert:

"(6) "Health insurance voucher" means a voucher that:

(a) the department issues to the parent or legal guardian of an eligible child for use in the purchase of four months of qualified health insurance coverage for the child;

(b) is equal to no more than four times the average monthly amount the department would otherwise pay on behalf of the child to the managed care system or traditional fee for service plan under contract with the department pursuant to Section 26-40-110; and

(c) is redeemable by the health insurance plan for payment in the amount provided in Subsection (6)(c) for coverage of the eligible child;"

Renumber remaining subsections accordingly.

2. Page 4, Line 10:
After line 10 insert:
"(11) "Qualified health insurance coverage" means health insurance coverage that:

(a) provides, at a minimum, the same program benefits established by the department by rule;

(b) has cost-sharing requirements which do not:

(i) exceed the guidelines set forth in U.S.C. Sec. 1397ee; or

(ii) impose deductible, copayment, or coinsurance requirements for well-child, well-baby, and immunizations;

(c) ensures that no amount of the voucher is used to pay for the coverage of any person other than the eligible child if other family members are included in the same health insurance plan, which shall be considered to be the case in situations where the voucher is used to pay the additional amount of premium required to add a child to the plan, regardless of whether the plan is or is not offered through an employer;

(d) is in compliance with the other applicable provisions of this chapter; and

(e) is certified by the department as meeting the requirements of Subsection (11)(a) through (d)."

3. Page 4, Line 19:
Delete "and"

4. Page 4, Line 21:
After "Sec. 1397ff" insert ", and any waivers that may be necessary to issue health insurance vouchers"

5. Page 4, Line 31:
After "program" insert ", including the certification of qualified health insurance coverage and the issuance of health insurance vouchers"

6. Page 6, Line 23 (Lilac 2-26-98):
After "insurance" insert ", consistent with the provisions of this chapter on health insurance vouchers"

7. Page 7, Line 4 (Lilac 2-26-98):
After line 4 insert:
"(4) Upon a determination that a child is eligible for the program, the department shall, at child's parent or legal guardian's request:

(a) enroll the child in a managed care system or fee for service plan

under contract with the department pursuant to Section 26-40-110; or

(b) issue the child's parent or legal guardian a health insurance voucher."

8. Page 8, Line 13 (Lilac 2-26-98):
Delete "Services" and insert "Except for children issued vouchers pursuant to Subsection 26-40-105(4), services"

Senators Holmgren, Muhlestein, and M. Peterson commented. The amendments failed on a voice vote.

Senator Muhlestein moved the following amendment:

4. Page 6, Line 23 (lilac copy):
After "insurance" insert ", including any coverage available through a parent or legal guardian's employer"

Senators Dmitrich and Holmgren commented. The amendment passed on a voice vote.

Senator Holmgren explained the bill. Senators Jones, Montgomery, Muhlestein, Taylor, Nielson, M. Peterson, Montgomery, Stephenson, and Howell commented. The bill passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Evans	Stephenson	Taylor

Absent or not voting were: Senators

Blackham	Mansell	Poulton

* * *

On motion of Senator C. Peterson, and at 12:10 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:10 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 1998

The House concurred in the Senate amendments and passed **H.B. 134**, MINERAL LEASE AMENDMENTS, by Representative J. Seitz, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 2, 1998** HIGHWAY FINANCING, by Senator L. Beattie, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 29**, APPROPRIATION FOR MOVING BOTANICAL GARDENS, by Senator J. Holmgren, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 35**, RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 37**, OPEN SPACE NEAR STATE PRISON, by Senator R. Evans, and it is transmitted for the signature of the President; and

The House passed, **S.B. 38**, EDUCATION REQUIREMENTS OF ADOPTION ASSISTANCE, by Senator C. Taylor, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 44**, APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS, by Senator P. Suazo, and it is transmitted for the signature of the President; and

The House passed, **S.B. 53**, MOTOR VEHICLE BUSINESS REGULATION, by Senator G. Mantes, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 68**, JUDICIARY AMENDMENTS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 90**, ASSAULTING A PEACE OFFICER, by Senator R. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 103**, INDIGENT DEFENSE FUND AMENDMENTS, by Senator L. Blackham, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 105**, UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT AMENDMENT, by Senator L. McAllister, and it is transmitted for the signature of the President; and

The House passed, **S.B. 107**, NOTARY ON ELECTRONIC DOCUMENT, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 123**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY DEVICES AND SERVICES, by Senator N. Tanner, and it is transmitted for the signature of the President; and

The House passed, **S.B. 134**, SOIL CONSERVATION SPECIAL LICENSE PLATE, by Senator A. Myrin, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 145**, CHILD SUPPORT AMENDMENTS, by Senator N. Tanner, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 146**, NURSING REGULATION - INTERSTATE COMPACT, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 147**, MINING - SURETY AND RECLAMATION REQUIREMENTS, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 172**, APPRENTICESHIP TRAINING FUNDING, by Senator M. Waddoups, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 199**, ARTS, TECHNOLOGY, AND EDUCATION APPROPRIATION, by Senator C. Peterson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 204**, APPROPRIATION FOR FESTIVAL OF THE AMERICAN WEST, by Senator J. Holmgren, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 208**, APPROPRIATION FOR ENGINEERING AND PREENGINEERING PROGRAM, by Representative C. Peterson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 214**, APPROPRIATION FOR UTAH STATE FAIRPARK, by Senator P. Suazo, and it is transmitted for the signature of the President; and

The House passed, **S.B. 215**, LICENSE PLATES FOR CHILDREN'S ISSUES, by Senator P. Suazo, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 2, S.B. 29, S.B. 35, S.B. 37, S.B. 38, S.B. 44, S.B. 53, S.B. 68, Sub. S.B. 90, S.B. 103, S.B. 105, S.B. 107, S.B. 123, S.B. 134, S.B. 145, S.B. 146, S.B. 147, S.B. 172, S.B. 199, S.B. 204, S.B. 208, S.B. 214, and **S.B. 215** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

H.B. 134 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 2, 1998

The House passed, as amended, **1st Sub. S.B. 141**, FIREARM PURCHASE REQUIREMENTS, by Senator M. Waddoups, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Waddoups, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator Hillyard

Sub. S.B. 141 was returned to the House.

* * *

Mr. President: March 2, 1998

The House passed, as amended, **1st Sub. S.B. 24**, SNOWMOBILE SPECIAL LICENSE PLATES, by Senator J. Holmgren, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Holmgren, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 4; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Jones	M. Peterson	Steiner	Tanner

Absent or not voting were: Senators

Hillyard	McAllister	Taylor

Sub. S.B. 24 was returned to the House.

* * *

Mr. President: March 2, 1998

The House passed, as amended, **1st Sub. S.B. 64**, BACKGROUND CHECK OF HEALTH CARE PROFESSIONALS, by Senator M. Waddoups, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Waddoups, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Holmgren	Howell
Jones	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Dmitrich	Evans	Hillyard	Hull
McAllister			

Sub. S.B. 64 was returned to the House.

SECOND READING CALENDAR

On motion of Senator C. Peterson, the Senate voted to suspend the 24-hour rule on all bills considered on Second Reading Calendar today.

Sub. H.J.R. 4, RESOLUTION ELIMINATING VOTING RIGHTS OF CONVICTED FELONS, was read the second time. Senator C. Peterson explained the bill. Senators Howell, Taylor, Suazo, and Montgomery commented. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative were: Senators

Dmitrich	Suazo	Wharton

Absent or not voting was: Senator

Jones

* * *

On motion of Senator McAllister, the circle was removed from **H.B. 190,** FELON VOTING RESTRICTIONS, and it was before the Senate.

On motion of Senator Taylor, the following substitute bill replaced the original bill.

FELON VOTING RESTRICTIONS

2nd Sub. H.B. 190 *Carl R. Saunders*

AN ACT RELATING TO VOTING; PROHIBITING CERTAIN FELONS FROM VOTING OR REGISTERING TO VOTE IN UTAH ELECTIONS; PROVIDING FOR RESTORATION OF FELON'S VOTING RIGHTS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

Senator Taylor explained the bill. On motion of Senator McAllister, the bill was circled.

SPECIAL ORDER OF BUSINESS

Sub. H.B. 114, SNOW COLLEGE SOUTH, was read the second time. Senator Blackham explained the bill. Senators Steele, Montgomery, Dmitrich, and Hillyard commented.

Senator Hillyard moved to refer this matter to interim study. Senators Blackham, Hull, Nielson, Steele, Tanner, Blackham, and Hillyard. The motion failed on a standing vote.

Senator Hull moved the following amendments:

1. Page 1, Line 1:
   After "COLLEGE" delete "SOUTH" and insert BRANCH CAMPUS"

2. Page 1, Line 18:
   After "OF" at the beginning at line 18 insert "A BRANCH CAMPUS OF" and after "COLLEGE" delete "SOUTH"

3. Page 1, Line 22:
   After "CENTER" delete "INTO SNOW COLLEGE SOUTH" and insert "TO A BRANCH CAMPUS OF SNOW COLLEGE"

4. Page 2, Line 3 (Lilac Copy 2-20-98):
   After "Snow College" delete "South" and insert "Branch Campus"

5. Page 2, Line 5 (Lilac Copy 2-20-98):
   After "established a" delete "higher education institution" and insert

"branch campus of Snow College" and after "Utah" delete ", hereafter" and insert a period "."

6. Page 2, Line 6 (Lilac Copy 2-20-98):
Delete line 6

7. Page 2, Line 10 (Lilac Copy 2-20-98):
After "establishment of" delete "Snow College South" and insert "the branch campus"

8. Page 2, Lines 12-13 (Lilac Copy 2-20-98):
After "education" insert a period "." and delete the rest of lines 12 through 13

9. Page 2, Line 20 (Lilac Copy 2-20-98):
After "(4) (a)" delete "Snow College South" and insert "The branch campus"

10. Page 2, Line 24 (Lilac Copy 2-20-98):
After "(b)" delete "The institution may" and insert "Snow College may use the branch campus to"

11. Page 2, Line 26 (Lilac Copy 2-20-98):
After "(c)" delete "The institution shall also" and insert "Snow College may also use the branch campus to"

12. Page 2, Line 27 (Lilac Copy 2-20-98):
After "(d)" delete "The institution" and insert "Snow College"

13. Page 2, Line 27a (Lilac Copy 2-20-98):
After "classes" insert "at the branch campus"

14. Page 2a, Lines 29-31 (Lilac Copy 2-20-98):
Delete lines 29 through 31

15. Page 3, Lines 1-2 (Lilac copy 2-20-98):
Delete lines 1 through 2

16. Page 3, Line 3:
After "Snow" delete "College South" and insert "College's Richfield branch campus operations"

17. Page 3, Line 8 (Lilac Copy 2-20-98):
After "Snow" delete "College South" and insert "College's branch

campus at Richfield" and after "item appropriation" insert "to Snow College"

18. Page 3, Lines 9a-9s (Lilac Copy 2-20-98):
Delete lines 9a through 9s

19. Page 3, Line 10 (Lilac Copy 2-20-98):
After "Section" delete "4" and insert "3"

Senator Blackham commented. The amendment failed on a voice vote.

Senator Steele commented. The bill passed on the following roll call:

Yeas, 20; Nays, 9; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Jones	Mansell
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steiner
Stephenson	Suazo	Waddoups	Wharton

Voting in the negative were: Senators

Hillyard	Hull	Mantes	Montgomery
M. Peterson	Steele	Tanner	Taylor
Beattie			

* * *

On motion of Senator C. Peterson, the Senate resolved itself into a Committee of the Whole for the purpose of honoring retiring Senators. An Official Citation of the Utah State Senate was read for Senators LeRay McAllister, John P. Holmgren, Alarik Myrin, and Blaze D. Wharton.

* * *

On motion of Senator C. Peterson, and at 4:35 p.m., the Senate sauntered.

The Senate was called to order at 4:45 p.m., with President Beattie presiding.

COMMUNICATION FROM THE HOUSE

Mr. President: March 2, 1998

The House passed, as substituted and amended, **1st Sub. H.B. 145**, SCHOOLS FOR THE 21ST CENTURY, by Representative B. Allen, and the corrected lilac is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. Senator Steel clarified a one word amendment to the lilac copy and the bill passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Beattie		

Voting in the negative were: Senators

Dmitrich	Jones

Absent or not voting were: Senators

Evans	Stephenson	Taylor	Waddoups
Wharton			

Sub. H.B. 145 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

On motion of Senator Steele, the Senate voted to reconsider its action on **H.B. 313** and the bill was placed at the bottom of the Second Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Howell, the circle was removed from **S.B. 222**, BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS, and it was before the Senate. Senator Howell explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Evans	Hillyard	Stephenson

S.B. 222 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Blackham, under suspension of the rules, the Senate voted to lift **S.B. 1** and **S.B. 3** from the Secretary of the Senate and place them at the top of Second Reading Calendar.

* * *

On motion of Senator McAllister, under suspension of the rules, **S.B. 1**, APPROPRIATION ACT, was read the second and third times.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 11, Line 23:
   Delete "$93,200" and insert "$93,600"

On motion of Senator Dmitrich, the bill was amended as follows:

2. Page 85, Line 21:
   Delete "500,000" and insert "490,000"

3. Page 85, Line 28:
   After line 28 insert: "100th Anniversary of the Utah Amateur Golf Association 10,000"

Senator McAllister explained the bill. Senators Dmitrich, Evans, and Steele declared conflicts of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	M. Peterson	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Nielson	Poulton

Absent or not voting was: Senator

Stephenson

S.B. 1 was transmitted to the House.

* * *

On motion of Senator Montgomery, under suspension of the rules, **S.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, was read the second and third times. Senator Montgomery explained the bill. Senators Steele, Howell, and Jones commented. Senator Steele declared a conflict of interest. The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Howell	Hull	Mayne	Suazo

Absent or not voting were: Senators

Myrin	Stephenson

S.B. 3 was transmitted to the House.

* * *

H.B. 304, INITIATIVE PROCESS AMENDMENTS, was read the second time. On motion of Senator Blackham, the bill was circled.

COMMUNICATION FROM THE HOUSE

Mr. President: March 2, 1998

The House passed **H.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, by Representative M. Stephens, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 1** was read the first time. On motion of Senator Hillyard, **H.B. 1** was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator McAllister, under suspension of the rules, **H.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, was read the second and third times. Senator McAllister explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 7, Line 34:
   After line 34 insert: "It is the intent of the Legislature that the funds be released directly to the Sevier School District upon their request."

The bill passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Wharton	Beattie

Voting in the negative were: Senators

Muhlestein	Waddoups

Absent or not voting were: Senators

Blackham	Holmgren	Myrin

H.B. 1, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 1998

The House passed, as amended, **1st Sub. S.B. 176**, HIGHWAY JURISDICTION AND FUNDING STUDY, by Senator J. Holmgren, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator C. Peterson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Hillyard	Myrin

Sub. S.B. 176 was returned to the House.

* * *

Mr. President: March 2, 1998

The House passed, as amended, **S.B. 198**, MOLD RETENTION LAW, MOLD LIEN LAW, AND CREDITOR'S RIGHTS, by Senator M. Dmitrich, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Dmitrich, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery

Muhlestein	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Hull	Myrin	Poulton
Wharton			

S.B. 198 was returned to the House.

* * *

Mr. President: March 2, 1998

The Speaker of the House has appointed a Conference Committee consisting of Rep. Hatch, Rep. Carnahan, and Rep. Gowans to meet with a like committee from the Senate to consider or amend **1st Sub. S.B. 144**, TAX REGARDING RADIOACTIVE WASTE, by Senator L. Blackham.

Carole E. Peterson, Chief Clerk

Communication filed. The President appointed Senators Blackham, Mansell, and Dmitrich to the Conference Committee.

* * *

Mr. President: March 2, 1998

The House concurred in the Senate amendments and passed **1st Sub. H.B. 54**, MUNICIPAL AMENDMENTS, by Representative D. Zolman, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 307**, REGULATION OF IMPOUNDED VEHICLES, by Representative C. Saunders, and it is transmitted for the signature of the President; and

The House passed, **S.B. 207**, PROFESSIONAL BOXING ACT AMENDMENTS, by Senator P. Suazo, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 95**, ORDERLY SCHOOL TERMINATION ACT AMENDMENTS, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 149**, LANDSCAPE ARCHITECT LICENSING ACT, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 162**, ELECTION RESPONSIBILITIES, by Senator L. Poulton, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 211**, SALES TAX - PREPAID CALLING CARDS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Sub. H.B. 54 and **H.B. 307** were signed by the President of the Senate in open session and returned to the House.

S.B. 207, S.B. 95, S.B. 149, Sub. S.B. 162, and **S.B. 211** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

SECOND READING CALENDAR

On motion of Senator McAllister, the circle was removed from **2nd Sub. H.B. 190**, FELON VOTING RESTRICTIONS, and it was before the Senate. On motion of Senator McAllister, under suspension of the rules, the bill was read the second and third time. Senator McAllister explained the bill. Senators Taylor, Suazo, and Howell commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Myrin	C. Peterson

2nd Sub. H.B. 190 was transmitted to the House.

* * *

On motion of Senator Blackham, the Senate voted to place **H.B. 94** and **H.B. 60** at the top of Third Reading Calendar.

* * *

On motion of Senator Blackham, the following bills were placed at the bottom of Second Reading Calendar: **2nd Sub. H.B. 115, S.B. 226, H.B. 156, H.B. 371, H.B. 427, 2nd Sub. H.B. 360, H.B. 342, H.B. 385, H.B. 144, Sub. H.B. 265,** and **H.B. 234.**

THIRD READING CALENDAR

H.B. 94, LONGEVITY AMENDMENTS FOR STATE EMPLOYEES, was read the third time. On motion of Senator Muhlestein, the bill was circled.

* * *

On motion of Senator Blackham, **H.B. 60** was circled.

SECOND READING CALENDAR

On motion of Senator Blackham, the circle was removed from **H.B. 304,** INITIATIVE PROCESS AMENDMENTS, and it was before the Senate. Senator Blackham explained the bill. Senator M. Peterson commented. The bill failed to pass on the following roll call:

Yeas, 9; Nays, 19; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Holmgren	Jones
Montgomery	Myrin	C. Peterson	Tanner
Beattie			

Voting in the negative were: Senators

Buhler	Evans	Hillyard	Howell
Mansell	Mantes	Mayne	McAllister
Muhlestein	Nielson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Taylor	Waddoups	Wharton	

Absent or not voting was: Senator
Hull

On motion of Senator Hillyard, **H.B. 304** will be held for 24 hours.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 1998

The House requests the return of **1st Sub. H.B. 444**, PRIVATIZATION OF QUASI - GOVERNMENTAL ENTITIES, by Representative G. Adair, for reconsideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Hillyard, the bill will be returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to recall **H.B. 162** from the House for reconsideration.

THIRD READING CALENDAR

On motion of Senator Muhlestein, the circle was removed from **H.B. 94**, LONGEVITY AMENDMENTS FOR STATE EMPLOYEES, and it was before the Senate. Senator Muhlestein explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Dmitrich	Evans	Myrin

H.B. 94 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hull, the circle was removed from **H.B. 60**, COMPENSATION FOR PUBLIC SAFETY DISPATCHERS, and it was before

the Senate and read the third time. Senator Hull explained the bill, and under suspension of the rules, the bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Myrin	Poulton

H.B. 60, as amended, was returned to the House.

SECOND READING CALENDAR

On motion of Senator C. Peterson, under suspension of the rules, **Sub. H.B. 98**, EMERGENCY CARE TRAINING, was read the second and third times. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mayne	Suazo

Sub. H.B. 98 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 159**, WORKERS' COMPENSATION EXEMPTION FOR INDEPENDENT

INSURANCE AGENTS, was read the second and third times. Senator Poulton declared a conflict of interest. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Poulton	Steiner

H.B. 159 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Holmgren, under suspension of the rules, **H.B. 112,** UNDERGROUND STORAGE TANK ASSURANCE AMENDMENTS, was read the second and third times. Senator Holmgren explained the bill. Senator Tanner commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 112 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Holmgren, under suspension of the rules, **H.B. 113,** UNDERGROUND STORAGE PROGRAM TANK AMENDMENTS, was read

the second and third times. Senator Holmgren explained the bill. Senator Mansell commented. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Howell	Steiner

H.B. 113 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 2, 1998

The House passed, as amended, **S.B. 14**, ELECTRONIC PROCESS FOR PAYROLL, by Senator J. Holmgren, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Holmgren, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator

Steiner

Absent or not voting was: Senator Hillyard

S.B. 14 was returned to the House.

* * *

Mr. President: March 2, 1998

The House passed, as amended, **3rd Sub. S.B. 80**, RECODIFICATION OF SPECIAL DISTRICTS, by Senator R. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

3rd Sub. S.B. 80 was returned to the House.

* * *

Mr. President: March 2, 1998

The House concurred in the Senate amendments and passed **H.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, by Representative M. Stephens, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 1 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 2, 1998

The Speaker of the House has appointed a Conference Committee consisting of Representatives Becker, Hatch, and Iverson to meet with a like committee from

the Senate to consider or amend **H.B. 285**, APPROPRIATION FOR COUNTY LAND USE PLANS, by Representative D. Iverson.

Carole E. Peterson, Chief Clerk

Communication filed.

SECOND READING CALENDAR

H.B. 330, CAPITOL PRESERVATION BOARD, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

2nd Sub. H.B. 441, MENTAL HEALTH PROFESSIONAL PRACTICE ACT, was read the second time. Senator C. Peterson explained the bill. On motion of Senator C. Peterson, the bill was circled.

COMMUNICATION FROM THE HOUSE

Mr. President: March 2, 1998

The House passed, as amended, **S.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENT, by Senator R. Montgomery, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Montgomery, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Howell	Hull

S.B. 3 was returned to the House.

THIRD READING CALENDAR

On motion of Senator Taylor, the circle was removed from **Sub. H.B. 77**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, and it was before the Senate. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Sub. H.B. 77, as amended, was returned to the House.

SECOND READING CALENDAR

H.B. 136, GRANDPARENTS VISITATION RIGHTS, was read the second time. This bill did not have a Senate standing committee hearing. Senator Mayne explained the bill. Senators Tanner and Hillyard commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Evans	Mantes

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 370**, PROPERTY TAX INTANGIBLES EXEMPTION, was read the second time. This

bill did not have a Senate standing committee hearing. Senator Hillyard explained the bill. Senators Montgomery, Steiner, and Howell commented. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative were: Senators

Mansell	Wharton

Absent or not voting were: Senators

Mantes	McAllister

* * *

H.B. 351, NURSE PRACTICE ACT AMENDMENTS, was read the second time. On motion of Senator Holmgren, the bill was circled.

* * *

On motion of Senator C. Peterson and at 7:00 p.m., the Senate adjourned until 8:00 a.m., Tuesday, March 3, 1998.

FORTY-FOURTH DAY

MORNING SESSION

The Senate was called to order at 8:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.
Prayer - Senator John P. Holmgren.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: March 3, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the forty-third day and find it correct with minor amendments noted on the final copy.

Robert Muhlestein
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 1998

The House passed, **S.B. 21**, ANIMAL SHELTER PET STERILIZATION ACT, by Senator R. Steiner, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 24**, SNOWMOBILE SPECIAL LICENSE PLATES, by Senator J. Holmgren, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 28**, MASSAGE PRACTICE ACT AMENDMENTS, by Senator R. Evans, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 42**, OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE, by Senator L. Mansell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 64**, BACKGROUND CHECK OF HEALTH CARE PROFESSIONALS, by Senator M. Waddoups, and it is transmitted for the signature of the President; and

The House passed, **S.B. 65**, EXPUNGEMENT OF CRIMINAL RECORD AMENDMENTS, by Senator P. Suazo, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 108**, ALCOHOLIC BEVERAGE LAW AMENDMENTS, by Senator D. Buhler, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 131**, AGE OF VICTIM FOR UNLAWFUL SEXUAL CONDUCT, by Senator L. McAllister, and it is transmitted for the signature of the President; and

The House passed, **S.B. 140**, EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 141**, HANDGUN PURCHASE REQUIREMENTS, by Senator M. Waddoups, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.B. 151**, PROPERTY TAX EXEMPTION FOR DISABLED VETERANS, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 153**, ASSISTED LIVING FACILITIES, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 163**, RECRUITMENT AND TRAINING OF FOSTER FAMILIES, by Senator N. Tanner, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 169**, COAL MINING AMENDMENTS, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 190**, CREDIT CARD AMENDMENTS, by Senator D. Buhler, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 200**, BOATING LAW CHANGES, by Senator N. Tanner, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 202**, DENTAL LICENSE REGIONAL BOARD EXAM, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 205**, DEFINING RESIDENTIAL AREA FOR BUILDING PERMIT EXEMPTIONS, by Senator A. Myrin, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.C.R. 6**, VOLUNTEERS IN HIGHER EDUCATION RESOLUTION, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 73**, DATES FOR BOND ELECTIONS, by Representative G. Way, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 21, Sub. S.B. 24, Sub. S.B. 28, S.B. 42, Sub. S.B. 64, S.B. 65, S.B. 108, Sub. S.B. 131, S.B. 140, Sub. S.B. 141, 2nd Sub. S.B. 151, Sub. S.B. 153, S.B. 163, S.B. 169, S.B. 190, S.B. 200, S.B. 202, S.B. 205, and **S.C.R. 6** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

2nd Sub. H.B. 73 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 2, 1998

The House passed, as amended, **S.B. 1**, APPROPRIATION ACT, by Senator L. McAllister, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator McAllister, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 19; Nays, 4; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Jones	Mansell	Mantes

Mayne	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Steele
Suazo	Tanner	Beattie	

Voting in the negative were: Senators

Howell	Hull	Nielson	Poulton

Absent or not voting were: Senators

Evans	Steiner	Stephenson	Taylor
Waddoups	Wharton		

S.B. 1 was returned to the House.

* * *

Mr. President: March 2, 1998

The House transmits **H.B. 162**, UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS, by Representative B. Evans, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Hillyard, the bill was placed at the top of Third Reading Calendar and circled.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: March 2, 1998

This is to inform you that on March 2, 1998, I have signed the following bills of the 1998 General Session of the Fifty-Second Legislature and have forwarded them to the Lieutenant Governor for filing:

S.B. 5	JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES
S.B. 6	ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS
S.B. 8	REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM
S.B. 16	TRANSFER OF AGRICULTURAL LAND WITHIN CITY
S.B. 27	PHYSICIAN ASSISTANT PRACTICE ACT
S.B. 79	ELECTION LAW - TECHNICAL AMENDMENTS
S.B. 87	ATTEMPTED PURCHASE OF TOBACCO BY CHILDREN
S.C.R. 1	FUNDING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION; and

This is to inform you that on March 2, 1998, I have signed the following bill of the 1998 General Session of the Fifty-Second Legislature and have forwarded it to the Lieutenant Governor for filing:

S.B. 75 UNIFORM PROBATE CODE AMENDMENTS; and

This is to inform you that on March 2, 1998, I have signed the following bills of the 1998 General Session of the Fifty-Second Legislature and have forwarded them to the Lieutenant Governor for filing:

H.B. 49	EMERGENCY SERVICES AMENDMENTS
H.B. 57	ACUPUNCTURE PRACTICE AMENDMENTS
H.B. 75	PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE
H.B. 96	PHARMACY PRACTICE ACT AMENDMENTS
H.B. 191	CORRECTIONAL OFFICER AMENDMENT
H.B. 224	HEALTH CARE ASSISTANT REGISTRATION ACT
H.B. 249	CLARIFICATION ON PROBATION LIMITATIONS
H.B. 253	VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS
H.B. 281	PROOF OF APPROPRIATION REQUIREMENTS
H.C.R. 5	RESOLUTION SUPPORTING PRIVATIZATION OF DUTCH JOHN UTAH

Michael O. Leavitt, Governor

Communications filed.

THIRD READING CALENDAR

H.B. 150, COUNTY OPTION SALES TAX FOR LONG TERM CARE CENTERS, was read the third time. On motion of Senator C. Peterson, the bill was circled.

• • •

Sub. H.B. 425, PROPERTY VALUATIONS FOR THE POOR, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister

Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Evans	Myrin	Steiner	Wharton

Sub. H.B. 425 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, the Senate voted to suspend the 24-hour rule and consider all bills on Second Reading Calendar read the second and third times.

* * *

Sub. H.B. 147, LIABILITY FOR MINOR WHO DRIVES, was read the third time and explained by Senator Poulton. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Voting in the negative was: Senator
Hillyard

Absent or not voting were: Senators

Evans	Steiner	Wharton

Sub. H.B. 147 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 170, HABITUAL YOUTH OFFENDER AMENDMENTS, was read the third time, explained by Senator Hull, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Evans	Steiner	Wharton

H.B. 170 was signed by the President of the Senate in open session and returned to the House.

* * *

Sub. H.B. 194, AMENDMENTS TO COUNTY IMPROVEMENTS DISTRICTS FOR WATER SERVICES, was read the third time.

Senator Mansell moved the following amendments:

1. Page 6, Line 26 (Goldenrod 3-2-98):
   After "held by the" insert "clerk of the" and after "county" delete "clerk"

2. Page 9, Lines 7-8 (Goldenrod 3-2-98):
   Reinstate lines 7, 7a, and 8

Senators Mayne, Howell, Blackham, and Hull commented. The motion to amend was withdrawn. On motion of Senator Blackham, the bill was circled.

* * *

H.B. 137, CHILDREN'S HEALTH INSURANCE PROGRAM, was read the third time.

Senators Poulton, Buhler, Muhlestein, Stephenson, Tanner, Mayne, Jones, and Howell commented. The bill passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Steele	Steiner	Suazo
Tanner	Wharton	Beattie	

Voting in the negative were: Senators

Stephenson	Taylor

Absent or not voting were: Senators

Evans	C. Peterson	Poulton	Waddoups

H.B. 137, as amended, was returned to the House.

* * *

Sub. H.J.R. 4, RESOLUTION ELIMINATING VOTING RIGHTS OF CONVICTED FELONS, was read the third time, explained by Senator McAllister, and passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator

Dmitrich

Absent or not voting were: Senators

Evans	Myrin	Nielson	Poulton
Tanner			

Sub. H.J.R. 4, as amended, was returned to the House.

* * *

President Beattie called for a clarification of the vote on **H.B. 137**. The bill passed on the following roll call:

Yeas, 26; Nays, 3; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Evans	Stephenson	Taylor

H.B. 137, as amended, was returned to the House.

* * *

Sub. H.B. 114, SNOW COLLEGE SOUTH, was read the third time. Senators Steele, Montgomery, M. Peterson, McAllister, and Hull commented. The bill passed on the following roll call:

Yeas, 19; Nays, 10; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Jones	Mansell
Mayne	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steiner	Stephenson
Suazo	Waddoups	Wharton	

Voting in the negative were: Senators

Hillyard	Hull	Mantes	McAllister
Montgomery	M. Peterson	Steele	Tanner
Taylor	Beattie		

Sub. H.B. 114 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 136, GRANDPARENTS VISITATION RIGHTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mantes

H.B. 136 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **Sub. H.B. 194**, AMENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER SERVICES, and it was before the Senate.

On motion of Senator Mansell, the bill was amended as follows:

1. Page 6, Line 26 (Goldenrod 3-2-98):
   After "held by the" insert "clerk of the" and after "county" delete "clerk"

2. Page 9, Lines 7-8 (Goldenrod 3-2-98):
   Reinstate lines 7, 7a, and 8

Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 3; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Jones	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Hull	Mansell	Mantes

Absent or not voting were: Senators

Evans	Myrin	Poulton	Suazo

Sub. H.B. 194, as amended, was returned to the House.

* * *

H.B. 370, PROPERTY TAX - INTANGIBLES EXEMPTION, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Myrin	Poulton	Stephenson	Suazo

H.B. 370 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **S.J.R. 17**, RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS, and it was before the Senate. On motion of Senator Hillyard, the bill was returned to the Secretary of the Senate.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 162**, UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS, and it was before the Senate.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 18 (Goldenrod):
Delete line 18.

The bill passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 9.

Voting in the affirmative were: Senators

Evans	Hillyard	Holmgren	Howell
Hull	Jones	Mantes	Mayne
McAllister	Montgomery	Nielson	C. Peterson
Steele	Steiner	Stephenson	Tanner
Wharton	Beattie		

Voting in the negative were: Senators

Muhlestein	Waddoups

Absent or not voting were: Senators

Blackham	Buhler	Dmitrich	Mansell
Myrin	M. Peterson	Poulton	Suazo
Taylor			

H.B. 162, as amended, was returned to the House.

SECOND READING CALENDAR

On motion of Senator Holmgren, the circle was removed from **H.B. 351**, NURSE PRACTICE ACT AMENDMENTS, and it was read the second and third times, under suspension of the rules. Senator Holmgren explained the bill. Senators Montgomery commented. Senators Tanner and Beattie declared conflicts of interest. The bill passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

Buhler	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Evans	Hillyard
Mansell	Myrin	M. Peterson	Poulton
Stephenson			

H.B. 351 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hull, under suspension of the rules, **H.B. 148**, COHABITANT ABUSE ACT AMENDMENTS, was read the second and third times. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Muhlestein	Myrin
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Mansell	Montgomery
Nielson			

H.B. 148 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 313**, CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, was read the second and third times.

On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 9 (Lilac 2-18-98):
   After "PENALTIES;" insert "AND"

2. Page 1, Line 9b (Lilac 2-18-98):
   Delete "; AND PERMITTING" and insert a period

3. Page 1, Lines 10-11 (Lilac 2-18-98):
   Delete lines 10-11

4. Page 6, Line 28 (Lilac 2-18-98):
   Reinstate "and"

5. Page 6, Line 29 (Lilac 2-18-98):
Reinstate the period and delete "; and"

6. Page 6, Lines 30-31 (Lilac 2-18-98):
Delete lines 30-31

7. Page 7, Lines 1-3 (Lilac 2-18-98):
Delete lines 1-3

Senator Steele explained the bill. Senators Montgomery and Mayne commented. The bill passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Buhler	Evans	Holmgren	Howell
Hull	Jones	Mantes	Mayne
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Hillyard	Mansell
McAllister	Myrin	Poulton	Wharton

H.B. 313, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **2nd Sub. H.B. 115**, TELECOMMUNICATIONS AMENDMENTS, was read the second and third times. This bill did not have a Senate standing committee hearing. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **S.B. 226**, IMPACT FEE AMENDMENTS, was read the second and third times. On motion of Senator C. Peterson, the bill was circled.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **H.B. 156**, EXECUTIVE RETIREMENT OPTION, was read the second and third times.

This bill did not have a Senate standing committee hearing. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	Mansell	McAllister
M. Peterson			

H.B. 156 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Buhler, under suspension of the rules, **H.B. 371,** TAXING AUTHORITY AMENDMENTS, was read the second and third times. Senator Buhler explained the bill. This bill did not have a Senate standing committee hearing. Senators Waddoups and Howell commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Mansell	McAllister
M. Peterson	Wharton		

H.B. 371 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 427**, DEPOSITORY INSTITUTIONS INSURANCE POWERS, was read the second and third times. Senator Hillyard explained the bill. Senators Poulton and Hull commented. Senators Hillyard and Steele declared conflicts of interest. The bill passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Howell
Hull	Jones	Mantes	Mayne
Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative was: Senator
Nielson

Absent or not voting were: Senators

Blackham	Dmitrich	Holmgren	Mansell
McAllister	Wharton		

H.B. 427 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, the following bills were placed on Second Reading Calendar: **H.B. 461, 5th Sub. H.B. 167, H.B. 157, H.B. 337, H.B. 235, H.C.R. 9, H.C.R. 11, H.J.R. 13, H.B. 333, H.B. 325, H.B. 362, H.B. 435, H.B. 120,** and **H.B. 388.**

* * *

On motion of Senator M. Peterson, and at 10:05 a.m., the Senate recessed.

The Senate was called to order at 10:45 a.m., with President Beattie presiding.

SECOND READING CALENDAR

On motion of Senator C. Peterson, the Senate voted to return **H.B. 157** to the Secretary of the Senate.

* * *

On motion of Senator Hull, the enacting clause was stricken on **Sub. H.B. 320** and the bill was referred for interim study.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **2nd Sub. H.B. 360**, AMENDMENTS TO TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX, was read the second and third times. Senator C. Peterson explained the bill. Senator Waddoups commented. The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Evans	Howell	McAllister	Stephenson
Taylor			

2nd Sub. H.B. 360 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 342**, PILOT PROJECT OF INTERNET VOTING, was read the second and third times. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 18; Nays, 5; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Holmgren	Howell
Hull	Jones	Mansell	Mayne
Montgomery	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Suazo	Tanner
Waddoups	Beattie		

Voting in the negative were: Senators

Blackham	Hillyard	Muhlestein	Myrin
Stephenson			

Absent or not voting were: Senators

Evans	Mantes	McAllister	Poulton
Taylor	Wharton		

H.B. 342 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 1998

The House passed, upon reconsideration, as amended, **1st Sub. H.B. 444,** PRIVATIZATION OF QUASI - GOVERNMENTAL ENTITIES, by Representative G. Adair, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator C. Peterson, **Sub. H.B. 444** was placed at the bottom of Second Reading Calendar.

* * *

Mr. President: March 3, 1998

The House passed, as amended, **S.B. 156,** SALES TAX FOR ARTS AND RECREATION, by Senator D. Buhler, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Buhler, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Wharton	Beattie

Voting in the negative was: Senator

Waddoups

Absent or not voting were: Senators

Mantes	McAllister	Poulton	Taylor

S.B. 156 was returned to the House.

* * *

On motion of Senator Steele, the Senate voted to recall **H.B. 313** from the House.

* * *

On motion of Senator Mansell, the Senate voted to reconsider its action on **S.B. 42.**

On motion of Senator Mansell, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell	Stephenson

S.B. 42 was returned to the House.

SECOND READING CALENDAR

On motion of Senator Buhler, under suspension of the rules, **H.B. 385,** REGISTRATION OF PERSONAL INTRODUCTION SERVICES, was read the second and third times. Senator Buhler explained the bill.

On motion of Senator Buhler, the bill was amended as follows:

1. Page 6, Line 11 (Lilac 2-26-98):
   After "telegram" reinstate "OR EMAIL"

The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Jones	Nielson

Absent or not voting was: Senator
Stephenson

H.B. 385, as amended, was returned to the House.

* * *

On motion of Senator Myrin, under suspension of the rules, **H.B. 144**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, was read the second and third times. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mayne	Taylor

H.B. 144 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, **Sub. H.B. 265**, TITLE INSURANCE AMENDMENTS, was read the second and third times. This bill did not have a Senate standing committee hearing. On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 234**, SCHOOL CONSTRUCTION LIMIT AMENDMENT, was read the second and third times. Senator Steele explained the bill. The bill failed to pass on the following roll call:

Yeas, 12; Nays, 16; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Holmgren	Hull
Mansell	McAllister	Montgomery	Nielson
C. Peterson	M. Peterson	Steiner	Beattie

Voting in the negative were: Senators

Dmitrich	Evans	Howell	Jones
Mantes	Mayne	Muhlestein	Myrin
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting was: Senator
Hillyard

On motion of Senator Steele, **H.B. 234** was held for 24 hours.

* * *

H.B. 461, FUNDING FOR HIGHWAY ACQUISITION, was read the second and third times. On motion of Senator C. Peterson, the bill was circled.

* * *

On motion of Senator Steele, under suspension of the rules, **5th Sub. H.B. 167**, AMENDMENTS RELATED TO WORKERS' COMPENSATION, was read the second and third times. This bill did not have a Senate standing committee hearing. On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Buhler, under suspension of the rules, **H.B. 337**, REGULATION OF CORK-FINISHED WINE TASTING, was read the second and third times. Senator Buhler explained the bill. This bill did not have a Senate standing committee hearing.

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Beattie			

Absent or not voting were: Senators

Hillyard	Mantes	Taylor	Wharton

H.B. 337 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **H.B. 235**, CONSUMER CREDIT CODE AMENDMENTS, was read the second and third times. Senator C. Peterson explained the bill. Senators Muhlestein, Nielson, Suazo, and M. Peterson commented. This bill did not have a Senate standing committee hearing.

On motion of Senator M. Peterson, the bill was circled.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **H.C.R. 9**, RESOLUTION URGING PRESIDENT GIVE PURPLE HEARTS, was read the second and third times. Senator C. Peterson explained the bill. Senator Evans commented. The bill passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Holmgren
Howell	Hull	Mantes	Mayne
McAllister	Montgomery	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Evans	Jones	Mansell	Muhlestein
Taylor			

Absent or not voting were: Senators

Hillyard	Poulton	Stephenson

H.C.R. 9 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Myrin, under suspension of the rules, **H.C.R. 11**, RESOLUTION APPROVING INDUSTRIAL WASTE PERMIT, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Hillyard	Mayne	Stephenson

H.C.R. 11, as amended, was returned to the House.

* * *

On motion of Senator Dmitrich, under suspension of the rules, **H.J.R. 13**, RESOLUTION URGING IMPROVEMENTS ON HIGHWAY 6, was read the

second and third times. Senator Dmitrich explained the bill. Senators Waddoups and Muhlestein commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Beattie	

Absent or not voting were: Senators

Hillyard	Wharton

H.J.R. 13 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Myrin, under suspension of the rules, **H.B. 333**, WILDLIFE CODE AMENDMENTS, was read the second and third times. Senator Myrin explained the bill.

Senator Myrin moved the following amendments:

1. Page 1, Lines 6 (Lilac 2-12-98):
   After "PERMITS;" insert "DELETING STATUTORY PROVISIONS RELATING TO SEARCHES OF CERTAIN PLACES AND PROPERTY BY CONSERVATION OFFICERS WHICH ARE SUPERSEDED BY STATE AND FEDERAL CONSTITUTIONAL CASE LAW DECISIONS;"

2. Page 2, Lines 19-24:
   Delete lines 19 through 24 and renumber remaining subsections accordingly

Senators Jones, and Hull commented. The amendment passed on a voice vote.

Senator Montgomery commented. On motion of Senator Myrin, the bill was circled.

SPECIAL ORDER OF BUSINESS

S.R. 4, RESOLUTION ENCOURAGING PARENTS OVERSIGHT OF CHILDREN'S TELEVISION VIEWING, was read the third time. On motion of Senator Howell, Jerry Dumestre and Lee Capprilli from TCI demonstrated a new technology to block out certain programs on the television in Committee of the Whole. Senator Stephenson commented.

The bill passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 8.

Voting in the affirmative were: Senators

Evans	Hillyard	Holmgren	Howell
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Voting in the negative was: Senator
Buhler

Absent or not voting were: Senators

Blackham	Dmitrich	Hull	Jones
Mayne	Myrin	Steiner	Wharton

S.R. 4 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, and at 12:10 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:15 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 1998

The Speaker of the House has signed **S.B. 1**, APPROPRIATION ACT, by Senator L. McAllister, and it is transmitted for the signature of the President; and

The House passed, **S.B. 188**, STATE OLYMPIC COORDINATION AMENDMENTS, by Senator A. Myrin, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 203**, FUNDING EDUCATION THROUGH COMMERCIAL ADVERTISEMENT, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 3**, MINIMUM SCHOOL PROGRAM ACT AMENDMENT, by Senator R. Montgomery, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 14**, ELECTRONIC PROCESS FOR PAYROLL, by Senator J. Holmgren, and it is transmitted for the signature of the President; and

The House passed, **S.B. 81**, REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 138**, RETIREMENT - USE OF SICK LEAVE, by Senator D. Buhler, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 165**, PROPERTY TAXES - ABATEMENT FOR INDIGENT PERSONS, by Senator L. Hillyard, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 173**, APPRAISER REGISTRATION AND CERTIFICATION, by Senator M. Dmitrich, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 176**, HIGHWAY JURISDICTION AND FUNDING STUDY, by Senator J. Holmgren, and it is transmitted for the signature of the President; and

The House passed, **S.B. 191**, TOWNSITE STATUTE MODIFICATION, by Senator R. Muhlestein, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 192**, CLANDESTINE DRUG LAB AMENDMENTS, by Senator P. Suazo, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 196**, HIGH LEVEL NUCLEAR WASTE DISPOSAL, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 198**, MOLD RETENTION LAW, MOLD LIEN LAW, AND CREDITOR'S RIGHTS, by Senator M. Dmitrich, and it is transmitted for the signature of the President; and

The House passed, **S.B. 209**, TAX EXPENDITURES FOR ZOOLOGICAL FACILITIES, by Senator L. Poulton, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 60**, COMPENSATION FOR PUBLIC SAFETY DISPATCHERS, by Representative D. Bowman, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 77**, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, by Representative D. Ure, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 137**, CHILDREN'S HEALTH INSURANCE PROGRAM, by Representative P. Knudson, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.J.R. 4**, RESOLUTION ELIMINATING VOTING RIGHTS OF CONVICTED FELONS, by Representative C. Saunders, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 1, S.B. 188, S.B. 203, S.B. 3, S.B. 14, S.B. 81, Sub. S.B. 138, S.B. 165, S.B. 173, Sub. S.B. 176, S.B. 191, S.B. 192, S.B. 196, S.B. 198, and **S.B. 209** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

H.B. 137, Sub. H.J.R. 4, H.B. 60 and **Sub. H.B. 77** were signed by the President of the Senate and returned to the House.

* * *

Mr. President: March 3, 1998

The House refuses to recede from its amendments to **1st Sub. S.B. 144**, TAX REGARDING RADIOACTIVE WASTE, by Senator L. Blackham. They adopted the committee report. The appointed Conference Committee was unable to agree and the bill is returned for filing.

Carole E. Peterson, Chief Clerk

Communication filed. **Sub. S.B. 144** was filed.

RECONSIDERATION OF H.B. 313

On motion of Senator Steele, the bill was placed on Second Reading Calendar. **H.B. 313**, CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, was before the Senate and explained by Senator Steele.

On motion of Senator Steele, the bill was amended as follows:

1. Page 6, Line 31 (Lilac 2-18-98):
Delete the following language inserted by the February 27, 1998, 11:48 a.m. amendment by Senator Millie Peterson:
"(i) completion of post graduate education requirements established by division rule based upon national standards for acupuncturists"

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
McAllister

H.B. 313, as amended, was returned to the House.

SECOND READING CALENDAR

On motion of Senator Myrin, under suspension of the rules, **H.B. 325**, ASSUMED NAMES FOR BUSINESSES, was read the second and third times. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne

Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

McAllister	M. Peterson

H.B. 325 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, the circle was removed from **5th Sub. H.B. 167**, AMENDMENTS RELATED TO WORKERS' COMPENSATION. On motion of Senator Steele, under suspension of the rules, the bill was read the second and third times. Senator Steele explained the bill. Senator Poulton declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	McAllister	M. Peterson

5th Sub. H.B. 167 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mansell, under suspension of the rules, **H.B. 362**, SEX OFFENDER PUBLIC RECORDS, was read the second time. Senator Mansell explained the bill. Senators Taylor, Steele, Hillyard, Beattie, Steiner, Evans, Buhler, and Tanner commented. The bill passed on the following roll call:

Yeas, 18; Nays, 5; Absent, 6.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Holmgren	Howell	Jones	Mansell
Montgomery	Muhlestein	Myrin	Poulton
Steiner	Stephenson	Tanner	Taylor
Waddoups	Beattie		

Voting in the negative were: Senators

Hillyard	Mantes	Nielson	Steele
Suazo			

Absent or not voting were: Senators

Hull	Mayne	McAllister	C. Peterson
M. Peterson	Wharton		

THIRD READING CALENDAR

On motion of Senator Myrin, the circle was removed from **H.B. 150**, COUNTY OPTION SALES TAX FOR LONG TERM CARE CENTERS, and it was before the Senate. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Beattie			

Absent or not voting were: Senators

Evans	Hull	C. Peterson	Wharton

H.B. 150 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, under suspension of the rules, the following bills were placed at the bottom of Second Reading Calendar: **Sub. H.B. 343, H.B. 407, H.B. 386, H.B. 300, H.B. 426, H.B. 374, H.B. 310, H.B. 404, H.J.R. 2, H.B. 447**, and **H.B. 420.**

SECOND READING CALENDAR

On motion of Senator Poulton, under suspension of the rules, **Sub. H.B. 265**, TITLE INSURANCE AMENDMENTS, was read the second and third times. Senator Poulton explained the bill. Senators Taylor, Muhlestein, and Mansell commented. On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Hillyard, the Senate voted to place **H.B. 304** at the top of Second Reading Calendar and circle it.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 304**, INITIATIVE PROCESS AMENDMENTS. On motion of Senator Blackham, under suspension of the rules, the bill was read the second and third times. Senator Blackham explained the bill. Senator Howell commented.

Senator M. Peterson moved the following amendment:

1. Page 2, Line 2:
   Delete "20" and insert "18"

The amendment failed on a standing vote.

The bill passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
McAllister	Montgomery	Myrin	C. Peterson
Steele	Suazo	Tanner	Waddoups
Beattie			

Voting in the negative were: Senators

Buhler	Howell	Mantes	Mayne
Muhlestein	Nielson	M. Peterson	Poulton
Steiner	Stephenson	Taylor	

Absent or not voting was: Senator
Wharton

H.B. 304 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Dmitrich, under suspension of the rules, **H.B. 435**, REPORTS AND NOTICES AMENDMENTS, was read the second time. This bill did not have a Senate standing committee hearing. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Wharton

* * *

On motion of Senator Taylor, the circle was removed from **H.B. 461**, FUNDING FOR HIGHWAY ACQUISITION. On motion of Senator Taylor, under suspension of the rules, the bill was read the second and third times. Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups			

Voting in the negative was: Senator

Jones

Absent or not voting were: Senators
Blackham Wharton Beattie

H.B. 461 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **2nd Sub. H.B. 120**, DEPARTMENT OF HUMAN SERVICES OFFICE OF LICENSING REVISIONS, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator C. Peterson explained the bill passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 7.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups			

Voting in the negative was: Senator
Mansell

Absent or not voting were: Senators

Blackham	Mantes	McAllister	Poulton
Taylor	Wharton	Beattie	

2nd Sub. H.B. 120 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Myrin, the circle was removed from **H.B. 333**, WILDLIFE CODE AMENDMENTS, and it was before the Senate. Senator Myrin explained the bill. Senator Jones commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Howell	Hull	Jones	Mansell

Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	

Absent or not voting were: Senators

Blackham	Holmgren	McAllister	Poulton
Wharton	Beattie		

H.B. 333, as amended, was returned to the House.

* * *

On motion of Senator C. Peterson, the circle was removed from **2nd Sub. H.B. 115**, TELECOMMUNICATIONS AMENDMENTS, and it was before the Senate. On motion of Senator C. Peterson, the bill was circled.

* * *

On motion of Senator C. Peterson, the circle was removed from **2nd Sub. H.B. 441**, MENTAL HEALTH PROFESSIONAL PRACTICE ACT. On motion of Senator C. Peterson, under suspension of the rules, the bill was read the second and third times. Senator C. Peterson explained the bill. Senators Evans and M. Peterson declared conflicts of interest.

On motion of Senator Evans, the bill was amended as follows:

1. Page 1, Line 12:
   Delete "LICENSE" and insert "CERTIFICATE"

2. Page 3, Line 18:
   Delete "an agency" and insert "a public or private organization which provides mental health therapy while"

3. Page 4, Line 3:
   After "therapy" insert a comma

4. Page 4, Line 10:
   Delete "license" and insert "certificate"

5. Page 4, Line 12:
   Delete "license" and insert "certificate"

6. Page 4, Line 13:
   Delete "title" and insert "chapter"

7. Page 4, Line 16:
Delete "and"

8. Page 4, Line 18:
After "jurisdiction" insert: "; and
(e) is an employee of a public or private organization which provides mental health therapy".

9. Page 4, Line 19:
Delete "license" and insert "certificate"

10. Page 4, Line 21:
Delete "license" and insert "certificate"

11. Page 4, Line 22:
Delete "practicing under" and insert "issued" and delete "license issued" and insert "certificate" and after "may" insert "practice as if licensed but"

12. Page 4, Line 23:
Delete "practice"

The bill passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor		

Absent or not voting were: Senators

Holmgren	Jones	McAllister	Myrin
Waddoups	Wharton	Beattie	

2nd Sub. H.B. 441, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 388**, PRIVATE PROPERTY OMBUDSMAN, was read the second and third times. Senator Hillyard explained the bill.

On motion of Senator Hillyard, Craig Call, State Ombudsman, spoke in Committee of the Whole. Senators Suazo, Howell, Hillyard, and Blackham commented.

On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Blackham, the Senate voted to reconsider its action on **Sub. S.B. 144**. On motion of Senator Blackham, the bill was placed at the top of Second Reading Calendar and circled.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 388**, PRIVATE PROPERTY OMBUDSMAN. On motion of Senator Hillyard, under suspension of the rules, the bill was read the second and third times. Senator Hillyard explained the bill.

On motion of Senator Blackham, the bill was amended as follows:

1. Page 1, Line 26:
   After "(1)" delete "(a)"

2. Page 2, Lines 2-3:
   Delete lines 2-3

3. Page 4, Line 15b (Lilac copy):
   After "Chapter" delete "36. Section" and insert "31a. Subsection"

On motion of Senator Hillyard, the bill was amended as follows:

4. Page 3, Line 31:
   After "owner," insert "mediate or"

Senators M. Peterson, Suazo, and Mayne commented. The bill passed on the following roll call:

Yeas, 18; Nays, 10; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Mansell	Mantes
McAllister	Montgomery	Myrin	Nielson
C. Peterson	Poulton	Steiner	Stephenson
Taylor	Waddoups		

Voting in the negative were: Senators

Dmitrich	Hull	Jones	Mayne
Muhlestein	M. Peterson	Steele	Suazo
Tanner	Wharton		

Absent or not voting was: Senator
Beattie

H.B. 388, as amended, was returned to the House.

CONFERENCE COMMITTEE REPORT

Mr. President: March 3, 1998

Your Conference Committee, consisting of Senators Blackham, Hull, and Holmgren, and Representatives Iverson, Hatch, and Becker, to which was referred **H.B. 285**, APPROPRIATION FOR COUNTY LAND USE PLANS, by Representative D. Iverson, proposes that **H.B. 285**, APPROPRIATION FOR COUNTY LAND USE PLANS, be replaced by **Sub. H.B. 285**, APPROPRIATION FOR LAND USE PLANS, and recommends the adoption and passage of **Sub. H.B. 285**, APPROPRIATION FOR LAND USE PLANS.

Leonard Blackham
Senate Chair

Dennis H. Iverson
House Chair

On motion of Senator Blackham, the Senate voted to adopt the Conference Committee Report and consider the bill read the first, second, and third time.

Sub. H.B. 285 passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators

Mansell	Beattie

Sub. H.B. 285, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **Sub. S.B. 144**, TAX REGARDING RADIOACTIVE WASTE, and it was before the Senate.

On motion of Senator Blackham, the following substitute bill replaced the original bill.

TAX REGARDING RADIOACTIVE WASTE

3rd Sub. S.B. 144 *Leonard M. Blackham*

AN ACT RELATING TO THE ENVIRONMENT; IMPOSING A TAX PER TON ON RADIOACTIVE WASTE DISPOSED AT COMMERCIAL FACILITIES; DEPOSITING THE COLLECTED TAX IN THE GENERAL FUND; AND PROVIDING A COORDINATION CLAUSE.

Senator Blackham explained the bill. Senators Taylor and Mayne commented.

Senator Mayne moved the following amendments:

1. Page 1, Line 19:
   Delete "$6" and insert "$7.50"

Senators Blackham, Mansell, and Mantes commented. The amendment failed on a voice vote.

On motion of Senator Blackham, under suspension of the rules, the bill was read the first, second and third times. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators
Holmgren Mayne Suazo

Absent or not voting was: Senator
Hull

3rd Sub. S.B. 144 was transmitted to the House.

* * *

On motion of Senator C. Peterson, and at 4:30 p.m., the Senate recessed.

The Senate was called to order at 5:20 p.m.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 3, 1998

The Speaker of the House has signed **3rd Sub. S.B. 80,** RECODIFICATION OF SPECIAL DISTRICTS, by Senator R. Evans, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 156,** SALES TAX FOR ARTS AND RECREATION, by Senator D. Buhler, and it is transmitted for the signature of the President; and

The House passed, **S.B. 171,** UNDERGROUND UTILITIES FACILITIES AMENDMENTS, by Senator J. Holmgren, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 181,** LIMITING LIABILITY IN HOCKEY FACILITIES, by Senator L. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 212,** TAX INCREMENT FINANCING OF REDEVELOPMENT AGENCIES, by Senator L. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 219,** HOUSEHOLD HAZARDOUS WASTE AMENDMENTS, by Senator J. Holmgren, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.J.R. 13,** RESOLUTION ON REVIEW OF TAX COMMISSION CASES, by Senator H. Stephenson, et al, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 162**, UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS, by Representative B. Evans, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 194**, AMENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER SERVICES, by Representative B. Allen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 385**, REGISTRATION OF PERSONAL INTRODUCTION SERVICES, by Representative A. Bradshaw, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

3rd Sub. S.B. 80, S.B. 156, S.B. 171, S.B. 181, S.B. 212, S.B. 219, and **Sub. S.J.R. 13** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

H.B. 162, Sub. H.B. 194, and **H.B. 385** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 3, 1998

The House passed, as amended, **S.B. 62**, DISTRICT COURT REVIEW OF TAX COMMISSION CASES, by Senator H. Stephenson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Stephenson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	McAllister	C. Peterson	

S.B. 62 was returned to the House.

* * *

Mr. President: March 3, 1998

The House passed, as amended, **S.B. 52**, PROPERTY TAX RESTRICTION, by Senator L. Poulton, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 9.

Voting in the affirmative were: Senators

Dmitrich	Holmgren	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Hull

Absent or not voting were: Senators

Blackham	Buhler	Evans	Hillyard
Howell	McAllister	C. Peterson	M. Peterson
Taylor			

S.B. 52 was returned to the House.

* * *

Mr. President: March 3, 1998

The House passed, as amended, **1st Sub. S.B. 158**, DONATION OF BUILDINGS TO UNIVERSITIES, by Senator H. Stephenson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Stephenson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 7.

Voting in the affirmative were: Senators

Dmitrich	Holmgren	Howell	Hull
Jones	Mansell	Mayne	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Evans	Hillyard
Mantes	McAllister	C. Peterson	

Sub. S.B. 158 was returned to the House.

* * *

Mr. President: March 3, 1998

The House refused to concur with the Senate Amendments to **H.C.R. 11**, RESOLUTION APPROVING INDUSTRIAL WASTE PERMIT, by Representative B. Evans, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Myrin, the bill was placed at the top of Third Reading Calendar and circled.

SECOND READING CALENDAR

On motion of Senator Steele, under suspension of the rules, **Sub. H.B. 444**, PRIVATIZATION OF QUASI-GOVERNMENTAL ENTITIES, was read the second and third times. On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Waddoups, under suspension of the rules, **Sub. H.B. 343**, NUISANCE CODE AMENDMENTS - SHOOTING RANGES, was read the second and third times. Senator Waddoups explained the bill. Senators Tanner and Jones commented. The bill passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Howell
Jones	Mansell	Mantes	Mayne

Montgomery	Muhlestein	Myrin	Nielson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Taylor	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Steiner	Tanner

Absent or not voting were: Senators

Blackham	Buhler	Hillyard	Hull
McAllister	C. Peterson		

Sub. H.B. 343 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Stephenson, the Senate voted to request the House to return **S.B. 52** for reconsideration.

THIRD READING CALENDAR

On motion of Senator Myrin, the circle was removed from **H.C.R. 11**, RESOLUTION APPROVING INDUSTRIAL WASTE PERMIT, and it was before the Senate.

Carole E. Peterson, Chief Clerk

On motion of Senator Myrin, the Senate voted to refuse to recede from its amendments to **H.C.R. 11**. President Beattie appointed a conference committee consisting of Senators Myrin, Montgomery, and Suazo to meet with a like committee from the House.

SECOND READING CALENDAR

On motion of Senator Myrin, under suspension of the rules, **H.B. 407**, AQUACULTURE AMENDMENTS, was read the second and third times. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	Montgomery	Muhlestein	Myrin

Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Buhler	Hillyard	McAllister
C. Peterson			

H.B. 407 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, the circle was removed from **Sub. H.B. 265**, TITLE INSURANCE AMENDMENTS. On motion of Senator Poulton, under suspension of the rules, the bill was read the second and third times. Senator Poulton explained the bill. Senator Mansell commented. The bill passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 6.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	Montgomery	Muhlestein	Nielson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Buhler	Hillyard	McAllister
Myrin	C. Peterson		

Sub. H.B. 265 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 386, STABILIZING SCHOOL DISTRICT BOUNDARIES, was read the second and third times, under suspension of the rules. On motion of Senator Montgomery, the bill was circled.

* * *

On motion of Senator Stephenson, under suspension of the rules, **H.B. 300**, EDUCATOR BACKGROUND CHECK AMENDMENTS, was read the second

and third times. Senator Stephenson explained the bill. Senators Steiner, Hull, and Hillyard commented. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
McAllister

H.B. 300, as amended, was returned to the House.

* * *

On motion of Senator Blackham, under suspension of the rules, the Senate voted to place the following bills at the top of Second Reading Calendar: **H.B. 239** and **H.B. 177.**

* * *

On motion of Senator Mansell, under suspension of the rules, **H.B. 426**, TRANSIT DISTRICT AMENDMENTS, was read the second and third times. Senator Mansell explained the bill. This bill did not have a Senate standing committee hearing. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
McAllister

H.B. 426 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 374**, FRIVOLOUS LAWSUITS AMENDMENTS, was read the second and third times. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Steele, the circle was removed from **Sub. H.B. 444**, PRIVATIZATION OF QUASI-GOVERNMENTAL ENTITIES, and it was before the Senate. Senator Steele explained the bill.

On motion of Senator Steiner, the bill was amended as follows:

1. Page 4, Line 24 (Lilac 2-24-98):
   After "legislation to" insert ": (i)"

2. Page 4, Line 25 (Lilac 2-24-98):
   After line 25 insert "(ii) address the value of any interests the state holds in the quasi-governmental entity and whether the state should receive compensation for those interests as part of privatization; and"

Senators Evans commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Evans

Absent or not voting was: Senator
Montgomery

Sub. H.B. 444, as amended, was returned to the House.

* * *

On motion of Senator C. Peterson, the Senate recalled **2nd Sub. H.B. 120**.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 374**, FRIVOLOUS LAWSUITS AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 2, Line 17:
   After line 17 insert:

   "(c) Nothing in this section may be construed to prevent the agency having custody of the prisoner from withdrawing funds from the prisoner's account to pay court-ordered restitution."

The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
C. Peterson

H.B. 374, as amended, was returned to the House.

* * *

On motion of Senator Tanner, under suspension of the rules, **2nd Sub. H.B. 239**, CHILD WELFARE AMENDMENTS, was read the second and third times. Senator Tanner explained the bill. Senator Tanner declared a conflict of interest.

On motion of Senator Taylor, the bill was amended as follows:

1. Page 10, Line 22:
Delete brackets and reinstate "or" and delete "."

2. Page 10, Line 23:
Delete ", or without merit"

3. Page 12, Line 28:
After "62A-4a-203" insert "and in keeping with the presumptions described in Subsection (1)"

4. Page 12, Line 29:
After "welfare" delete ", in accordance with federal law"

5. Page 12, Line 30:
Bracket "obvious" and insert "actual"

6. Page 13, Line 22:
After "appropriate," insert "in keeping with the provisions of Subsection 62A-4a-201(1)," and after "concern" delete ", in accordance"

7. Page 13, Line 23:
Delete "with federal law"

8. Page 16, Line 4:
Delete the brackets, reinstate "or" and delete "."

9. Page 16, Line 5:
Delete ", or without merit"

10. Page 16, Line 7:
Delete "or without merit"

11. Page 16, Line 8:
Delete "or without merit."

12. Page 16, Line 9:
Delete ", or without merit."

13. Page 29, Line 11:
Before "unsubstantiated" at the beginning of line 11 insert "or" and after "unsubstantiated" bracket and delete the remainder of line 11 and insert "."

14. Page 50, Line 5:
Bracket "obvious" and insert "actual"

15. Page 50, Line 27:
Remove the brackets and reinstate "there is" and delete the remainder of line 27

16. Page 50, Line 28:
At the beginning of line 28 delete "provide notice to"

17. Page 51, Line 5:
After "mother," delete the remainder of line 5 and insert "an adoptive father, or a biological father who was"

18. Page 52, Line 9:
Delete "attempt to"

Senators Hillyard and Mansell commented. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Evans	Muhlestein

Absent or not voting were: Senators

Blackham	Taylor

2nd Sub. H.B. 239, as amended, was returned to the House.

COMMUNICATION FROM THE HOUSE

Mr. President: March 3, 1998

The House requests the return of **3rd Sub. S.B. 80,** RECODIFICATION OF SPECIAL DISTRICTS, by Senator R. Evans, for correction.

Carole E. Peterson, Chief Clerk

Communication filed. The Senate voted to returned the bill.

* * *

On motion of Senator C. Peterson and at 6:30 p.m., the Senate adjourned until 8:00 a.m., Wednesday, March 4, 1998.

FORTY-FIFTH DAY

MORNING SESSION

The Senate was called to order at 8:00 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present.

Prayer - Senator Alarik Myrin.

READING OF TITLES OF BILLS AND RESOLUTIONS

(Please refer to Day 1, Page 114)

DAILY SENATE JOURNAL

Mr. President: March 4, 1998

The Committee on Revision of the Daily Senate Journal respectfully reports that we have read the journal for the forty-fourth day and find it correct with minor amendments noted on the final copy.

Nathan Tanner
Committee Member

Committee report read and adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House passed, as amended, **H.B. 372**, PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, by Representative D. Hogue, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

H.B. 372 was read the first time and referred to the President of the Senate.

* * *

Mr. President: March 3, 1998

The House passed, **2nd Sub. S.B. 58**, STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS, by Senator H. Stephenson, et al, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 161**, MOTOR VEHICLE REPAIR - INSURANCE DEDUCTIBLE, by Senator S. Howell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 313**, CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS, by Representative J. Haymond, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 333**, WILDLIFE CODE AMENDMENTS, by Representative M. Styler, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 388**, PRIVATE PROPERTY OMBUDSMAN, by Representative E. Olsen, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. S.B. 58 and **S.B. 161** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

H.B. 313, H.B. 333, and **H.B. 388** were signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

H.B. 362, SEX OFFENDER PUBLIC RECORDS, was read the third time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 18; Nays, 5; Absent, 6.

Voting in the affirmative were: Senators			
Blackham	Buhler	Evans	Holmgren
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	C. Peterson
Steele	Stephenson	Suazo	Tanner
Taylor	Waddoups		

Voting in the negative were: Senators			
Hillyard	Mantes	Nielson	M. Peterson
Beattie			

Absent or not voting were: Senators			
Dmitrich	Howell	Hull	Poulton
Steiner	Wharton		

H.B. 362 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 435, REPORTS AND NOTICES AMENDMENTS, was read the third time. On motion of Senator Mantes, the bill was circled.

* * *

H.B. 177, COLLECTION OF UNIFORM MOTOR VEHICLE FEES AMENDMENTS, was read the second and third times. On motion of Senator Mansell, the bill was circled.

SECOND READING CALENDAR

On motion of Senator Evans, under suspension of the rules, **H.B. 310**, WRONGFUL APPROPRIATION, was read the second and third times. Senator Evans explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Howell	Mantes	Steiner

H.B. 310 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, the Senate voted to placed the following bills on the Second Reading Calendar: **Sub. H.B. 357, H.B. 279, Sub. H.B. 101, Sub. H.B. 14, H.B. 165, H.B. 99, 2nd Sub. H.B. 78, Sub. H.B. 32, H.C.R. 6, H.B. 376, H.B. 353, H.B. 132, Sub. H.B. 421**, and **H.B. 394.**

* * *

On motion of Senator C. Peterson, the Senate voted to suspend the 24-hour rule and consider all bills read the second and third times, under suspension of the rules.

THIRD READING CALENDAR

On motion of Senator Dmitrich, the circle was removed from **H.B. 435**, REPORTS AND NOTICES AMENDMENTS, and it was before the Senate. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Howell	C. Peterson

H.B. 435 was signed by the President of the Senate in open session and returned to the House.

ADVISE AND CONSENT

Dear President Beattie and Members of the Senate: February 17, 1998

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

Board Of Child And Family Services

Rebecca Rae Oakley appointed to fill the unexpired term of Geri Braegger on the Board of Child and Family Services, a term to expire July 1, 1998. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

Permanent Community Impact Fund Board

Mayor John Mathis appointed to fill the unexpired term of Leonard Heeney on the Permanent Community Impact Fund Board, a term to expire July 1, 2000. Section 9-4-302, Utah Code Annotated 1953, as amended.

Board of Pardons and Parole

Keith N. Hamilton reappointed as a full-time member of the Board of Pardons and Parole for a term to expire February 28, 2003. Section 77-27-2, Utah Code Annotated 1953, as amended.

Alan E. Keller reappointed as a pro tempore member of the Board of Pardons and Parole for a term to expire February 28, 2003. Section 77-27-2, Utah Code Annotated 1953, as amended.

Utah Housing Finance Agency

A. Lynn Snow appointed represent the real estate industry and to fill the unexpired term of Ronald L. Davis on the Utah Housing Finance Agency for a

term to expire June 1, 2001. Section 9-4-904, Utah Code Annotated 1953, as amended.

Utah Sports Authority

Jim Holland reappointed as an athlete member of the Utah Sports Authority Board for a term to expire January 1, 2002. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Heidi Voelker reappointed as an athlete member of the Utah Sports Authority Board for a term to expire January 1, 2002. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Central Utah Water Conservancy District Board Of Directors

Gary D. Palmer reappointed as a member of the Central Utah Water Conservancy District Board of Directors for a term to expire January 15, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

David Rasmussen reappointed as a member of the Central Utah Water Conservancy District Board of Directors for a term to expire January 15, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Howard Riley reappointed as a member of the Central Utah Water Conservancy District Board of Directors for a term to expire January 15, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

James J. Smedley reappointed as a member of the Central Utah Water Conservancy District Board of Directors for a term to expire January 15, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Roger W. Hicken appointed as a member of the Central Utah Water Conservancy District Board of Directors for a term to expire January 15, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

John L. West appointed as a member of the Central Utah Water Conservancy District Board of Directors for a term to expire January 15, 2002. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt, Governor

On motion of Senator Myrin, the Senate voted to consent to the appointments as read by Sandy Tenney. The motion passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Evans	Mayne	Nielson
Wharton			

SECOND READING CALENDAR

On motion of Senator Mansell, the circle was removed from **H.B. 177**, COLLECTION OF UNIFORM MOTOR VEHICLE FEES AMENDMENT, and it was before the Senate. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Evans

H.B. 177 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

On motion of Senator C. Peterson, the circle was removed from **H.B. 196**, RETIREMENT OFFICE AMENDMENTS, and it was before the Senate. Senator Montgomery explained the bill.

Senator C. Peterson moved the following amendments:

1. Page 1, Line 9:
After "CLAIMS;" insert "PROVIDING A CERTAIN HEALTH INSURANCE BENEFIT;"

2. Page 1, Line 19:
After line 19 insert: "49-8-403, as enacted by Chapter 1, Laws of Utah 1987"

3. Page 9, Line 8:
After line 8 insert:"Section 9. Section 49-8-403 is amended to read: 49-8-403. Assistance to members in purchase of life, health, and medical insurance after retirement -- Employment of personnel to administer section -- Governor's and legislative benefit.

"(1) (a) The board may assist active and retired members and beneficiaries and inactive members of the various retirement systems administered under its direction, to purchase life, health, and medical insurance on a group basis which can be continued after retirement under rules adopted by the board.

(b) The executive director may employ any personnel, including consultants, to administer this section.

(2)(a) The board shall annually report and the state shall pay the percentage described in Subsection (2)(c) of the cost of providing a paid-up group health insurance policy for members covered under Title 49, Chapter 7, Governor's and Legislative Service Pension Act who:

(i) retire after January 1, 1998;
(ii) are at least 62 but less than 65 years of age;
(iii) elect to receive and apply for this benefit to the group insurance division; and
(iv) are active members at the time of retirement or have retired and continued insurance coverage with the group insurance division until the date of eligibility for the benefit under this Subsection (2).

(b) The board shall annually report and the state shall pay the percentage described in Subsection (2)(c) of the cost of providing Medicare supplemental insurance for members covered under Title 49, Chapter 7, Governor's and Legislative Service Pension Act who:

(i) retire after January 1, 1998;
(ii) are at least 65 years of age; and
(iii) elect to receive and apply for this benefit to the group insurance division.

(c) The following percentages apply to the benefit described in Subsections (2)(a) and (b):

(i) 100% if the member has 10 or more years of service;
(ii) 80% if the member has 8 or more years of service;
(iii) 60% if the member has 6 or more years of service; and
(iv) 40% if the member has 4 or more years of service.

Renumber remaining sections accordingly.

Senators Blackham, Steele, and Beattie commented. The amendment passed on a voice vote.

All Senators declared a conflict of interest. The bill passed on the following roll call:

Yeas, 20; Nays, 8; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Myrin
Nielson	C. Peterson	M. Peterson	Steele
Steiner	Suazo	Wharton	Beattie

Voting in the negative were: Senators

Buhler	Mansell	Muhlestein	Poulton
Stephenson	Tanner	Taylor	Waddoups

Absent or not voting was: Senator
Evans

H.B. 196, as amended, was returned to the House.

SECOND READING CALENDAR

On motion of Senator Suazo, under suspension of the rules, **H.B. 404**, USE OF CIGARETTE TAX, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator Suazo explained the bill.

On motion of Senator McAllister, the bill was amended as follows:

1. Page 1, Line 7 (lilac copy):
   Delete "$1,000,000" and insert "$25,000"

2. Page 2, Line 4 (lilac copy):
   Delete "$1,000,000" and insert "$25,000"

The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 404, as amended, was returned to the House.

RECONSIDERATION OF H.B. 234

On motion of Senator Steele, **H.B. 234** was placed at the top of Second Reading Calendar.

H.B. 234, SCHOOL CONSTRUCTION LIMIT AMENDMENT, was before the Senate for reconsideration. Senator Mayne commented. The bill passed on the following roll call:

Yeas, 16; Nays, 11; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Holmgren	Howell
Hull	Jones	Mansell	Montgomery
Muhlestein	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Beattie

Voting in the negative were: Senators

Dmitrich	Hillyard	Mantes	Mayne
Myrin	Nielson	C. Peterson	Stephenson
Taylor	Waddoups	Wharton	

Absent or not voting were: Senators
Evans McAllister

H.B. 234 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, the circle was removed from **H.B. 235**, CONSUMER CREDIT CODE AMENDMENTS, and it was before the Senate. Senator C. Peterson explained the bill and it failed to pass on the following roll call:

Yeas, 13; Nays, 14; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mantes	Mayne
Montgomery	C. Peterson	M. Peterson	Steiner
Waddoups			

Voting in the negative were: Senators

Blackham	Jones	Mansell	Muhlestein
Myrin	Nielson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Wharton	Beattie		

Absent or not voting were: Senators
Hillyard McAllister

H.B. 235 was returned to the House for filing.

SECOND READING CALENDAR

On motion of Senator Howell, under suspension of the rules, **H.J.R. 2**, RESOLUTION SUPPORTING LAWSUIT OPPOSING GRAND STAIRCASE ESCALANTE NATIONAL MONUMENT DESIGNATION, was read the second and third times. Senator Dmitrich explained the bill. Senators M. Peterson, Howell, and Nielson commented. The bill passed on the following roll call:

Yeas, 23; Nays, 5; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell

Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Howell	Hull	Mantes	M. Peterson
Steiner			

Absent or not voting was: Senator
McAllister

H.J.R. 2 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 386**, STABILIZING SCHOOL DISTRICT BOUNDARIES, and it was before the Senate. Senator Blackham explained the bill. Senators Hillyard, Hull, and Mayne commented. The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Evans	Holmgren	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Buhler	Hillyard	Muhlestein	Steiner
Suazo			

Absent or not voting were: Senators

Dmitrich	Howell

H.B. 386 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Stephenson, **S.B. 52**, held in the Senate yesterday, was transmitted to the House.

THIRD READING CALENDAR

On motion of Senator Taylor, the circle was removed from **Sub. S.J.R. 3**, RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS, and it was before the Senate.

On motion of Senator Taylor, the following substitute bill replaced the original bill.

RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS

2nd Sub. S.J.R. 3 *Craig L. Taylor*

A JOINT RESOLUTION OF THE LEGISLATURE PROPOSING TO AMEND THE UTAH CONSTITUTION; ALTERING THE JUDICIAL APPOINTMENT PROCESS; PERMITTING THE GOVERNOR TO REJECT ONE TIME A LIST OF NOMINEES; AND PROVIDING AN EFFECTIVE DATE.

Senator Taylor explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

2nd Sub. S.J.R. 3 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Howell, under suspension of the rules, **H.B. 447**, TRAFFIC VIOLATION CHANGES, was read the second and third time. Senator Howell explained the bill.

Senator Waddoups commented.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 3, Line 6 (Lilac 2-26-98):
   After "(b)" insert "(i)"

2. Page 3, Line 7 (Lilac 2-26-98):
   After line 7 insert:
   "(ii) The monies from the traffic mitigation surcharge are in addition to any monies appropriated or otherwise available for each local government's traffic mitigation projects, and may not be used to supplant those monies."

Senators Hillyard and Buhler commented.

On motion of Senator C. Peterson, the bill was amended as follows:

3. Page 3, Line 7 (lilac copy):
   After "Interstate 15" insert ", including priority traffic management systems"

The bill failed to pass on the following roll call:

Yeas, 12; Nays, 15; Absent, 2.

Voting in the affirmative were: Senators

Dmitrich	Hull	Jones	Mantes
Mayne	McAllister	Nielson	C. Peterson
M. Peterson	Steiner	Wharton	Beattie

Voting in the negative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Montgomery	Muhlestein
Myrin	Poulton	Steele	Stephenson
Tanner	Taylor	Waddoups	

Absent or not voting were: Senators

Mansell	Suazo

H.B. 447 was returned to the House for filing.

* * *

On motion of Senator C. Peterson, and at 9:30 a.m., the Senate recessed.

The Senate was called to order at 10:30 a.m.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House passed, **1st Sub. S.B. 201**, RETIREMENT ELIGIBILITY FORMULA, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 62**, DISTRICT COURT REVIEW OF TAX COMMISSION CASES, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 158**, DONATION OF BUILDINGS TO UNIVERSITIES, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 441**, MENTAL HEALTH PROFESSIONAL PRACTICE ACT, by Representative M. Stephens, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 444**, PRIVATIZATION OF QUASI - GOVERNMENTAL ENTITIES, by Representative G. Adair, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.C.R. 11**, RESOLUTION APPROVING INDUSTRIAL WASTE PERMIT, by Representative B. Evans, and it is transmitted for the signature of the President; and

The House adopted the Joint Conference Committee Report dated March 4, 1998 and passed **1st Sub. H.B. 285**, APPROPRIATION FOR LAND USE PLANS, by Representative D. Iverson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 300**, EDUCATOR BACKGROUND CHECK AMENDMENTS, by Representative J. Alexander, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 374**, FRIVOLOUS LAWSUITS AMENDMENTS, by Representative D. Gladwell, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Sub. S.B. 201, S.B. 62, and **Sub. S.B. 158** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

2nd Sub. H.B. 441, Sub. H.B. 444, H.C.R. 11, Sub. H.B. 285, H.B. 300, and **H.B. 374** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 3, 1998

The House passed, as amended, **1st Sub. S.B. 26,** UTAH CHILD CARE LICENSING ACT REVISIONS, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Hillyard, the bill was placed at the top of Second Reading Calendar and circled.

* * *

Mr. President: March 4, 1998

The House transmits **2nd Sub. H.B. 120,** DEPARTMENT OF HUMAN SERVICES OFFICE OF LICENSING REVISIONS, by Representative J. Haymond, for correction.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator C. Peterson, the bill was placed at the top of Second Reading Calendar.

2nd Sub. H.B. 120, DEPARTMENT OF HUMAN SERVICES OFFICE OF LICENSING REVISIONS, was before the Senate.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 9, Line 14q (Lilac 2-25-98):
   Delete "or" and after line 14q insert:

   "(b) in effect on January 1, 1998, that apply to a service or program for which a licensee is not under contract with a division listed in Section 62A-1-105 to provide until rules are established pursuant to Subsection (2)(c); and"

2. Page 9, Line 14r (Lilac 2-25-98):
   Delete "(b)" and insert "(c)" and after "established" insert "after July 1, 1999."

On motion of Senator Taylor, the bill was amended as follows:

3. Page 2, Line 31:
After "has" and insert "an adjudication of abuse or neglect or since January 1, 1994," and after "neglect" insert "after notice and an opportunity for a hearing consistent with Title 63, Chapter 46b, Administrative Procedures Act,"

Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Mansell

2nd Sub. H.B. 120, as amended, was returned to the House.

* * *

On motion of Senator Howell, the Senate voted to request the return of **H.B. 386** for the purpose of including a vote by Senator Howell. The motion passed.

SECOND READING CALENDAR

On motion of Senator Blackham, under suspension of the rules, **H.B. 420**, TRUTH IN TAXATION AMENDMENTS, was read the second and third times. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 2; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Suazo	Waddoups	Wharton	Beattie

Voting in the negative were: Senators
Steiner Tanner

Absent or not voting were: Senators
Mansell Stephenson Taylor

H.B. 420 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **2nd Sub. H.B. 115**, TELECOMMUNICATIONS AMENDMENTS, and it was before the Senate.

On motion of Senator Hillyard, the following substitute bill replaced the original bill.

TELECOMMUNICATIONS AMENDMENTS

4th Sub. H.B. 115 *Martin R. Stephens*

AN ACT RELATING TO PUBLIC UTILITIES; ENACTING PROVISIONS FOR THE ENFORCEMENT OF INTERCONNECTION SERVICE QUALITY STANDARDS AND INTERCONNECTION AGREEMENTS.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 4, Line 4:
   Delete "provided" and insert "provided"

2. Page 4, Line 8:
   Delete "shall" and insert "may"

Senator Hillyard explained the bill. Senators M. Peterson and Jones commented. On motion of Senator Hillyard, under suspension of the rules, the bill was read the first, second, and third times and passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	Nielson

C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
McAllister Taylor

4th Sub. H.B. 115, as substituted, was returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **Sub. H.B. 357**, TRANSIENT ROOM TAX AMENDMENTS, was read the second and third times. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Suazo
Tanner	Waddoups	Wharton	Beattie

Voting in the negative was: Senator
Poulton

Absent or not voting were: Senators

Blackham	McAllister	Stephenson	Taylor

Sub. H.B. 357 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Tanner, under suspension of the rules, **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, was read the second and third times. Senator Tanner explained the bill. Senator Steiner commented. The bill failed to pass on the following roll call:

Yeas, 10; Nays, 15; Absent, 4.

Voting in the affirmative were: Senators

Evans	Holmgren	Mansell	Mantes
Myrin	C. Peterson	Steele	Stephenson
Tanner	Beattie		

Voting in the negative were: Senators

Blackham	Buhler	Dmitrich	Howell
Hull	Jones	Montgomery	Muhlestein
Nielson	M. Peterson	Poulton	Steiner
Suazo	Waddoups	Wharton	

Absent or not voting were: Senators

Hillyard	Mayne	McAllister	Taylor

H.B. 279 was returned to the House for filing.

* * *

On motion of Senator Nielson, under suspension of the rules, **Sub. H.B. 101,** POSTING ON MOTOR AND SPECIAL FUEL PUMPS, was read the second and third time. On motion of Senator Nielson, the bill was circled.

* * *

On motion of Senator Waddoups, under suspension of the rules, **Sub. H.B. 14,** MOTOR VEHICLE SAFETY INSPECTION, was read the second and third time. Senator Waddoups explained the bill. Senators Mansell, Wharton, Hull, Mantes, Steele, and Tanner commented. The bill passed on the following roll call:

Yeas, 15; Nays, 10; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Evans	Holmgren	Hull
Jones	Mansell	Montgomery	Muhlestein
Myrin	Nielson	Poulton	Tanner
Taylor	Waddoups	Beattie	

Voting in the negative were: Senators

Buhler	Dmitrich	Hillyard	Howell
Mantes	M. Peterson	Steele	Steiner
Suazo	Wharton		

Absent or not voting were: Senators

Mayne	McAllister	C. Peterson	Stephenson

Sub. H.B. 14, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the Senate voted to place the following bills at the bottom of Second Reading Calendar: **H.C.R. 10, Sub. H.B. 31, H.B. 71,**

H.B. 80, Sub. H.B. 11, H.B. 92, Sub. H.B. 418, H.B. 124, H.B. 423, H.B. 460, H.B. 42, H.B. 409, H.B. 390, H.B. 146, Sub. H.B. 301, 2nd Sub. H.B. 308, H.B. 169, H.B. 286, H.J.R. 17, H.B. 392, and **H.B. 395.**

* * *

On motion of Senator Nielson, the circle was removed from **Sub. H.B. 101,** POSTING ON MOTOR AND SPECIAL FUEL PUMPS, and it was before the Senate. Senator Nielson explained the bill.

Senator Mantes motioned to substitute the bill. Senators Nielson, Mayne, Steiner, Buhler, and C. Peterson commented. The motion to substitute failed on a voice vote.

On motion of Senator Nielson, the bill was circled.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 165,** EDUCATIONAL PROFESSIONAL PRACTICES AMENDMENTS, was read the second and third times. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Hull	Jones	Mansell	Mantes
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Holmgren	Howell	Mayne
Taylor			

H.B. 165 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Muhlestein, under suspension of the rules, **H.B. 99,** SENTENCING CREDIT FOR GOOD BEHAVIOR, was read the second and third

times. Senator Muhlestein explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Hull	Mansell	Mantes
Mayne	McAllister	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton

Absent or not voting were: Senators

Holmgren	Howell	Jones	Montgomery
Beattie			

H.B. 99 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Stephenson, the Senate voted to recall **H.B. 235** from the House. The motion passed.

* * *

On motion of Senator Hillyard, the Senate voted to lift **S.J.R. 14** from the Secretary of the Senate and place the bill at the top of Second Reading Calendar. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Hillyard, under suspension of the rules, **2nd Sub. H.B. 78**, was read the second and third time. Senator Hillyard explained the bill. Senators Steele and Nielson commented.

Senator Nielson moved the following amendment and it failed on a standing vote.

1. Page 7, Line 10:
   Delete "15%" and insert "20%"

The bill passed on the following roll call:

Yeas, 19; Nays, 6; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Howell	Hull	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	C. Peterson	M. Peterson	Steele
Suazo	Tanner	Waddoups	

Voting in the negative were: Senators

Buhler	Jones	Nielson	Poulton
Stephenson	Taylor		

Absent or not voting were: Senators

Holmgren	Steiner	Wharton	Beattie

2nd Sub. H.B. 78, as substituted, was returned to the House.

* * *

On motion of Senator Montgomery, under suspension of the rules, **Sub. H.B. 32**, DISCLOSURE OF TOBACCO INGREDIENTS, was read the second and third times. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Howell	Hull	Jones	Mansell
Mantes	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton			

Absent or not voting were: Senators

Hillyard	Holmgren	McAllister	Beattie

Sub. H.B. 32 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, and at 12:00 noon, the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:25 p.m., with President Beattie presiding.

SECOND READING CALENDAR

On motion of Senator Blackham, the circle was removed from **Sub. S.B. 26**, UTAH CHILD CARE LICENSING ACT REVISIONS, and it was before the Senate.

On motion of Senator Blackham, the Senate refused to concur in the House amendments. **Sub. S.B. 26** was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House passed, **S.B. 56**, BOW HUNTER CERTIFICATION, by Senator M. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **4th Sub. H.B. 115**, TELECOMMUNICATIONS AMENDMENTS, by Representative M. Stephens, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 120**, DEPARTMENT OF HUMAN SERVICES OFFICE OF LICENSING REVISIONS, by Representative J. Haymond, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 196**, RETIREMENT OFFICE AMENDMENTS, by Representative S. Koehn, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 404**, USE OF CIGARETTE TAX, by Representative S. Barth, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 56 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

4th Sub. H.B. 115, 2nd Sub. H.B. 120, H.B. 196, and **H.B. 404** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 4, 1998

The House passed, as amended, **S.B. 84**, STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE AMENDMENTS, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. There was no action taken on this bill.

* * *

Mr. President: March 4, 1998

The House substituted, amended, and passed, **1st Sub. S.B. 143**, RECREATIONAL VEHICLE STANDARDS, by Senator G. Mantes, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Mantes, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Dmitrich	Mayne	Stephenson

Sub. S.B. 143 was returned to the House.

* * *

Mr. President: March 4, 1998

The House substituted, amended, and passed, **4th Sub. S.B. 144**, COMMERCIAL WASTE FACILITY ISSUES, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Waddoups	Wharton
Beattie			

Voting in the negative were: Senators

Evans	Holmgren	Howell	Hull
Jones	Mansell	Mayne	Montgomery
Stephenson	Taylor		

Absent or not voting were: Senators

Mantes	McAllister

4th Sub. S.B. 144 was returned to the House.

* * *

Mr. President: March 4, 1998

The House passed, upon reconsideration, as amended, **2nd Sub. S.B. 166,** FOOD HANDLER LICENSING, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator

Taylor

Absent or not voting were: Senators
Mantes McAllister

2nd Sub. S.B. 166 was returned to the House.

* * *

Mr. President: March 4, 1998

The House passed, as amended, **S.B. 222**, BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS, by Senator S. Howell, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Howell, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Mantes	Poulton	Taylor

S.B. 222 was returned to the House.

* * *

Mr. President: March 4, 1998

The House transmits **H.B. 235**, CONSUMER CREDIT CODE AMENDMENTS, by Representative K. Garn, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Stephenson, the Senate voted to reconsider its action on **H.B. 235**. On motion of Senator Stephenson, the bill was placed on Second Reading Calendar.

RECONSIDERATION OF H.B. 235

H.B. 235, CONSUMER CREDIT CODE AMENDMENTS, was before the Senate for reconsideration. Senator Stephenson explained the bill.

Senator M. Peterson moved the following amendment:

1. Page 1, Line 16:
Reinstate "within 10 days after" and delete "by"

The amendment failed on a standing vote.

On motion of Senator Mansell, the bill was amended as follows:

1. Page 1, Line 17:
Delete "$35" and insert "$30"

Senators C. Peterson and Stephenson commented. The amendment passed on a standing vote. The bill passed on the following roll call:

Yeas, 19; Nays, 5; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Mansell	Montgomery
Myrin	Nielson	C. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Beattie	

Voting in the negative were: Senators

Jones	Mayne	Muhlestein	M. Peterson
Wharton			

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	McAllister
Taylor			

H.B. 235, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House refuses to return **H.B. 386**, STABILIZING SCHOOL DISTRICT BOUNDARIES, by Representative R. Bigelow, for reconsideration.

Carole E. Peterson, Chief Clerk

Communication filed.

SECOND READING CALENDAR

On motion of Senator Nielson, the circle was removed from **Sub. H.B. 101**, POSTING ON MOTOR AND SPECIAL FUEL PUMPS, and it was before the

Senate. Senator Nielson explained the bill. Senator Jones commented. The bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Howell	Jones
Mansell	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Dmitrich	Holmgren	Hull	Poulton

Absent or not voting were: Senators

Blackham	Hillyard	Mantes	McAllister
Taylor			

Sub. H.B. 101, as amended, was returned to the House.

THIRD READING CALENDAR

On motion of Senator Tanner, the circle was removed from **Sub. H.B. 111**, AGING SERVICES AMENDMENTS, and it was before the Senate. Senator Tanner explained the bill.

On motion of Senator Tanner, the bill was amended as follows:

1. Page 1, Line 5:
   After the semicolon delete the rest of the line

2. Page 1, Lines 6-7:
   Delete lines 6-7

3. Page 1, Line 8:
   Delete "PERSON WHEN ADMITTED TO A NURSING CARE FACILITY;"

4. Page 2, Lines 2-31:
   Delete lines 2-31

5. Page 3, Lines 1-23:
   Delete lines 1-23

6. Page 6, Line 28:
Delete "a broad range of"

7. Page 7, Lines 2-3:
Delete lines 2-3
Renumber remaining subsections accordingly.

8. Page 7, Line 28:
Delete "services" and insert "case management" and after "adults" insert "within appropriations from the Legislature"

9. Page 9, Lines 15-16:
Delete lines 15-16

10. Page 11, Line 15:
Bracket "10%" and insert "15%"

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Evans	Holmgren	Howell
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Buhler	Hillyard	Taylor

Sub. H.B. 111, as amended, was returned to the House.

* * *

On motion of Senator Steiner, **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, was recalled from the House.

SECOND READING CALENDAR

On motion of Senator Myrin, the circle was removed from **S.J.R. 14**, RESOLUTION ADDRESSING OLYMPIC FINANCING, and it was before the

Senate. On motion of Senator Myrin, under suspension of the rules, the bill was read the second and third times. Senator Myrin explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Howell Taylor

S.J.R. 14 was transmitted to the House.

* * *

On motion of Senator C. Peterson, the Senate voted to lift **S.B. 185** from the Secretary of the Senate, place it at the top of Second Reading Calendar, and have it circled.

COMMUNICATION FROM THE HOUSE

Mr. President: March 4, 1998

The House passed, as amended, **1st Sub. S.B. 177**, REVIEW OF LEASE BETWEEN THE UTAH STATE DEVELOPMENTAL CENTER AND UVSC, by Senator L. McAllister, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator McAllister, the Senate refused to concur in the House amendments. **Sub. S.B. 177** was returned to the House.

SECOND READING CALENDAR

On motion of Senator Mantes, under suspension of the rules, **H.C.R. 6**, NUCLEAR WASTE STORAGE OPPOSITION RESOLUTION, was read the second and third times. Senator Mantes explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 4; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Hull	Mansell	Mantes	Mayne
Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Holmgren	Jones	McAllister	Nielson

Absent or not voting were: Senators

Blackham	Howell	Taylor

H.C.R. 6 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 376,** BAIL REFORM, was read the second and third times. Senator Hillyard explained the bill. This bill did not have a Senate standing committee hearing. Senator Muhlestein commented. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mantes	Stephenson

H.B. 376 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mayne, under suspension of the rules, **H.B. 353,** MEDICAL ASSISTANCE RECOVERY AMENDMENTS, was read the second

and third times. This bill did not have a Senate standing committee hearing. Senator Mayne explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mantes	Taylor

H.B. 353 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hull, under suspension of the rules, **H.B. 132,** MOTOR VEHICLE INSURANCE PREMIUM RATES, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Waddoups	Wharton	Beattie

Voting in the negative was: Senator

Tanner

Absent or not voting were: Senators

Blackham	Mantes	McAllister	Taylor

H.B. 132 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 182**, RESTRICTION ON STATE AND LOCAL GOVERNMENTS COLLECTING MONIES, and it was read the third time, under suspension of the rules. Senator Stephenson explained the bill.

On motion of Senator Stephenson, the bill was amended as follows:

1. Page 3, Line 2:
   Committee Report item #1 dated 2-23-98
   Senate Business, Labor, and Economic Development Standing Committee:
   After "dues to" insert "and is not affiliated with"

2. Page 3, Line 3:
   After "seq." insert "or the Railroad Labor Act, 45 U.S.C. Sec. 151 et. seq."

3. Page 4, Lines 1-2:
   Delete lines 1-2
   Renumber remaining subsections accordingly.

Senator Howell moved the following amendments:

1. Page 2, Line 29:
   After "means" insert ": (i)"

2. Page 3, Line 1:
   Delete "." and insert "; or"

3. Page 3, Line 1:
   After line 1 insert: "(ii) any nonprofit organization or association which regularly engages in the practice of lobbying or regularly makes contributions to candidates."

Senator Mayne and Stephenson commented. The motion to amend failed on a voice vote.

On motion of Senator Buhler, the bill was amended as follows:

4. Page 3, Line 27:
   After Line 27 insert:
   "(4) Notwithstanding the provisions of Subsection (2)(b)(ii), a labor

organization may use dues or other fees for membership in the labor organization to communicate with its own members regarding ballot propositions, political candidates, or other political issues."

5. Page 4, Line 25:
After "corporation" insert ", the state, or any political subdivision"

6. Page 4, Line 26:
After "employer" insert "or authorized agent"

7. Page 5, Line 7:
Delete "directed" and insert "authorized"

Senators M. Peterson, Mayne, Hull, Wharton, and Steele commented. Senators Hull, Mayne, Waddoups, and Suazo declared conflicts of interest. The bill passed on the following roll call:

Yeas, 15; Nays, 13; Absent, 1.

Voting in the affirmative were: Senators

Buhler	Hillyard	Holmgren	Mansell
McAllister	Montgomery	Muhlestein	Myrin
C. Peterson	Poulton	Stephenson	Tanner
Taylor	Waddoups	Beattie	

Voting in the negative were: Senators

Dmitrich	Evans	Howell	Hull
Jones	Mantes	Mayne	Nielson
M. Peterson	Steele	Steiner	Suazo
Wharton			

Absent or not voting was: Senator
Blackham

S.B. 182 was transmitted to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **Sub. H.B. 421**, REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES, was read the second and third times. Senator Hillyard explained the bill.

Senator Waddoups moved the following amendments:

1. Page 1, Line 9 (Lilac copy):
After "CIRCUMSTANCES;" delete "PROVIDING LIMITED RETROACTIVITY OF THE CHANGES;"

2. Page 2, Lines 18-23 (Lilac copy):
Delete lines 18-23

Senators Hillyard and Taylor commented. The motion to amend failed on a voice vote.

The bill passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Wharton	Beattie	

Voting in the negative was: Senator
Waddoups

Absent or not voting were: Senators

Blackham	Howell	Mantes	McAllister
Taylor			

Sub. H.B. 421 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, the circle was removed from **H.B. 330**, CAPITOL PRESERVATION BOARD, and it was considered read the second and third times. Senator C. Peterson explained the bill.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 11, Lines 20-29a (Lilac 2-20-98):
Delete lines 20 through 29a and insert:

"(2) The board shall consist of the following fifteen members:
(a) the governor;
(b) the lieutenant governor;
(c) the president of the Senate;
(d) the speaker of the House of Representatives;
(e) three members appointed by the governor;
(f) two members of the Senate appointed by the President of the Senate, one from the majority party and one from the minority party;
(g) two members of the House of Representatives appointed by the Speaker of the House of Representatives, one from the majority party and one from the minority party;
(h) the chief justice of the Supreme Court or his designee;
(i) the director of the Division of Archives; and
(j) an architect and a structural engineer; appointed by the governor with the advice and consent of both the Senate and the House of Representatives."

The bill passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mayne	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting were: Senators

Blackham	Evans	Mantes	McAllister
Taylor			

H.B. 330, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House passed **H.B. 3**, SUPPLEMENTAL APPROPRIATIONS ACT II, by Representative M. Stephens, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 3** was read the first time. On motion of Senator C. Peterson, the bill was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

H.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II, was read the second times. On motion of Senator C. Peterson, the bill was circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House passed **H.B. 454**, REVISIONS TO STATE GOVERNMENT, by Representative S. Koehn, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 454** was read the first time. On motion of Senator C. Peterson, the bill was placed at the top of Second Reading Calendar under **H.B. 3**.

* * *

On motion of Senator C. Peterson, the Senate voted to lift **S.J.R. 16** from the Secretary of the Senate and place it at top of Second Reading Calendar.

SECOND READING CALENDAR

S.J.R. 16, MASTER STUDY RESOLUTION, was read the second time. Senator C. Peterson explained the bill. Senator Steele commented. On motion of Senator C. Peterson, the bill was circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House refuses to recede from its amendments to **1st Sub. S.B. 26**, UTAH CHILD CARE LICENSING ACT REVISIONS, by Senator L. Blackham, and has appointed a Conference Committee consisting of Representative D. Jones, Representative L. Pace, and Representative M. Stephens to meet with a like committee from the Senate on this bill.

Carole E. Peterson, Chief Clerk

President Beattie appointed a conference committee consisting of Senators Blackham, Tanner, and Suazo to meet with a like committee from the House.

* * *

Mr. President: March 4, 1998

The House passed, as amended, **S.B. 60**, MOTOR VEHICLE INSURANCE - LIABILITY ON LOANED VEHICLE, by Senator G. Mantes, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Mantes, the Senate voted to concur in the House amendments. Senators Poulton and Mantes declared a conflict of interest. The bill, as amended, passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Hull	Jones	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Tanner
Waddoups	Beattie		

Voting in the negative were: Senators

Poulton	Wharton

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Suazo
Taylor			

S.B. 60 was returned to the House.

SECOND READING CALENDAR

On motion of Senator Mansell, under suspension of the rules, **H.B. 394**, STATE SUPERVISION OF JUVENILE, was read the second and third times. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson

M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Howell	Mantes	Suazo	Taylor

H.B. 394 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, Leo L. Memmott, Legislative Fiscal Analyst, announced his retirement in Committee of the Whole. Mr. Memmott was employed for 31 years with the legislature. Senators Nielson, M. Peterson, McAllister, Hillyard, Myrin, Stephenson, Evans, Dmitrich, Mantes, and C. Peterson commented.

SECOND READING CALENDAR

On motion of Senator McAllister, under suspension of the rules, **H.B. 454**, REVISIONS TO STATE GOVERNMENT, was read the second and third times. Senator McAllister explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Mansell	Mantes
Mayne	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Hull	Jones

Absent or not voting were: Senators

Blackham	Suazo	Tanner	Taylor

H.B. 454 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Buhler, under suspension of the rules, **H.C.R. 10**, RESOLUTION ON OLYMPIC EXECUTIVE COMMITTEE, was read the second and third times. On motion of Senator Buhler, the bill was circled.

* * *

On motion of Senator Montgomery, under suspension of the rules, **Sub. H.B. 31**, SALE OF TOBACCO PRODUCTS, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Hillyard	Myrin	Taylor
Wharton			

Sub. H.B. 31 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Evans, the Senate recalled **H.B. 447** from the House for the purpose of reconsideration.

* * *

On motion of Senator Steele, under suspension of the rules, **H.B. 71**, ALCOHOL AND DRUG TESTING FEE, was read the second and third times. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators
Blackham Evans Tanner Taylor

H.B. 71 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Buhler, the circle was removed from **H.C.R. 10**, RESOLUTION ON OLYMPIC EXECUTIVE COMMITTEE, and it was before the Senate. Senator Buhler explained the bill.

On motion of Senator Buhler, the bill was amended as follows:

1. Page 1, Line 7:
   Delete "ENCOURAGING" and insert "SUPPORTING"

2. Page 2, Line 16:
   After "that" insert ", although the determination who serves on the Executive Committee of the Salt Lake Olympic Committee for the Olympic Winter Games of 2002 rests with the Board of Trustees of the Salt Lake Olympic Committee for the Olympic Winter Games of 2002,"

On motion of Senator Myrin, the bill was amended as follows:

3. Page 1, Line 1:
   Delete "EXECUTIVE" and insert "ORGANIZING"

4. Page 1, Line 9:
   After "2002" insert "AND ENCOURAGING CONSIDERATION OF THE APPOINTMENT OF A REPRESENTATIVE OF NATIVE AMERICANS TO THE BOARD OF TRUSTEES OF THE SALT LAKE ORGANIZING COMMITTEE FOR THE OLYMPIC WINTER GAMES OF 2002"

5. Page 2, Line 13:
   After "support;" delete "and"

6. Page 2, Line 15:
   After "process" delete ":" and insert "; and"

7. Page 2, Line 15:
   After line 15 insert "WHEREAS the rich cultural heritage and

involvement of Native American residents of the state in preparing for and hosting the Olympic Winter Games of 2002 is integral to the successful presentation of the Olympics:"

8. Page 2, Line 21:
After line 21 insert "BE IT FURTHER RESOLVED that, to help ensure that the Native American community has adequate representation and participation in the decision making process leading up to and during the Olympic Winter Games of 2002, the governor jointly with the mayor of Salt Lake City should consider the appointment of a representative of Native Americans to serve as a member of the board of trustees of the Salt Lake Organizing Committee for the Olympic Winter Games of 2002, based on recommendations of the leaders of Native American tribes located in whole or in part in the state."

Senators Buhler, M. Peterson, Hillyard, and Howell commented. The amendments passed on a voice vote.

Senator Mayne commented. The bill passed on the following roll call:

Yeas, 18; Nays, 6; Absent, 5.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Mayne	McAllister
Myrin	C. Peterson	M. Peterson	Steele
Steiner	Suazo	Tanner	Taylor
Wharton	Beattie		

Voting in the negative were: Senators

Evans	Jones	Mansell	Muhlestein
Nielson	Waddoups		

Absent or not voting were: Senators

Blackham	Mantes	Montgomery	Poulton
Stephenson			

H.C.R. 10, as amended, was returned to the House.

* * *

On motion of Senator C. Peterson, the circle was removed from **S.B. 185**, SALES AND USE TAX EXEMPTION AMENDMENTS AND STUDY. On motion of Senator C. Peterson, under suspension of the rules, the bill was read the

first, second, and third times. Senator C. Peterson explained the bill. Senator Muhlestein commented.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 8, Line 5:
   After "shall" insert "beginning on the May 1998 interim meeting and ending"

Senator Muhlestein declared a conflict of interest. The bill passed on the following roll call:

Yeas, 19; Nays, 6; Absent, 4.

Voting in the affirmative were: Senators			
Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mayne	McAllister	Montgomery
C. Peterson	Steele	Steiner	Suazo
Tanner	Wharton	Beattie	

Voting in the negative were: Senators			
Muhlestein	Nielson	Poulton	Stephenson
Taylor	Waddoups		

Absent or not voting were: Senators			
Blackham	Mantes	Myrin	M. Peterson

S.B. 185 was transmitted to the House.

* * *

On motion of Senator C. Peterson, the circle was removed from **H.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II**, and it was before the Senate. On motion of Senator C. Peterson, under suspension of the rules, the bill was read the second and third times.

On motion of Senator Hillyard, the bill was amended as follows:

1. Page 19, Line 17:
   After "Section 3." insert "It is the intent of the Legislature that in the preparation of the FY 2000 budget by the Legislative Fiscal Analyst and the Executive Appropriations Committee, that $10,000,000 be set aside as consideration for funding pollution exemptions and 100%

implementation of the Manufacturers Sales Tax Exemption. Section 4."

Senator Evans declared a conflict of interest. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Myrin

H.B. 3, as amended, was returned to the House.

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 226**, IMPACT FEE AMENDMENTS. Senator Poulton moved to strike the enacting clause and refer it to the Secretary of the Senate for interim study.

* * *

On motion of Senator C. Peterson, the circle was removed from **S.J.R. 16**, MASTER STUDY RESOLUTION, and it was before the Senate. On motion of Senator C. Peterson, under suspension of the rules, the bill was read the second and third times. Senator C. Peterson explained the bill.

On motion of Senator Nielson, the bill was amended as follows:

1. Page 15, Line 19:
   After line 19 insert "218. Medical Care for State and County Prisoners - to study who is responsible for payment to hospitals and other health care providers for providing requested medical care to state and county prisoners while they are in custody."

On motion of Senator Stephenson, the bill was amended as follows:

2. Page 15, Line 19:
After line 19 insert:
"219. To examine the need for an alternative long term facility for the mentally ill."

The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Myrin

S.J.R. 16 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

The House substituted, amended, and passed, **4th Sub. S.B. 80,** RECODIFICATION OF SPECIAL DISTRICTS, by Senator R. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Buhler	Myrin	Poulton

4th Sub. S.B. 80 was returned to the House.

* * *

Mr. President: March 4, 1998

The House passed, as amended, **1st Sub. S.B. 49,** EMINENT DOMAIN VALUATION, by Senator P. Suazo, and it is transmitted for further consideration with the following amendment:

1. Page 1, Line 24:
   Delete "(a)"

2. Page 2, Lines 2-3:
   Delete lines 2-3

3. Page 3, Line 31:
   Delete "provided" and insert "offered"

Carole E. Peterson, Chief Clerk

On motion of Senator Suazo, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Dmitrich	Evans	Hillyard	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Buhler	Montgomery

Sub. S.B. 49 was returned to the House.

* * *

Mr. President: March 4, 1998

The Speaker of the House has appointed a Conference Committee consisting of Representative C. Fox-Finlinson, Representative B. Wright, Representative B.

Goodfellow to meet with a like committee from the Senate to consider or amend **1st Sub. S.B. 177**, LONG TERM LEASE - NORTH CAMPUS OF UVSC, by Senator L. McAllister.

Carole E. Peterson, Chief Clerk

Communication filed. The President appointed Senators LeRay McAllister, Robert Muhlestein, and Mike Dmitrich.

* * *

Mr. President: March 4, 1998

The House passed, as amended, **1st Sub. S.B. 50**, PROPERTY TAXES - UNIFORM FEES AND CERTIFIED TAX RATE, by Senator G. Mantes, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Mantes, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Evans	Hillyard	Holmgren
Howell	Jones	Mansell	Mantes
McAllister	Montgomery	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Tanner	Waddoups
Beattie			

Voting in the negative were: Senators

Mayne	Muhlestein	Suazo	Taylor
Wharton			

Absent or not voting were: Senators

Blackham	Dmitrich	Hull

Sub. S.B. 50 was returned to the House.

* * *

Mr. President: March 4, 1998

The House passed, as amended, **S.B. 175**, STATE SETTLEMENT AGREEMENT, by Senator L. Beattie, and it is transmitted for further consideration with the following amendments:

1. Page 2, Line 2:
After "Committee" insert ", unless the difference between the Department of Transportation's original appraisal on the property and the amount of the settlement is greater than $500,000"

2. Page 2, Line 19:
After "Legislature" insert ", unless the difference between the Department of Transportation's original appraisal on the property and the amount of the settlement is greater than $1,000,000".

Carole E. Peterson, Chief Clerk

On motion of Senator C. Peterson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

S.B. 175 was returned to the House.

* * *

Mr. President: March 4, 1998

The House concurred in the Senate amendments and passed **1st Sub. H.B. 14**, MOTOR VEHICLE SAFETY INSPECTION, by Representative W. Harper, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 78**, TESTING PERIOD FOR HEARING AIDS, by Representative L. Pace, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 101**, POSTING ON MOTOR AND SPECIAL FUEL PUMPS, by Representative G. Way, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 111**, AGING SERVICES AMENDMENTS, by Representative J. Haymond, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 235**, CONSUMER CREDIT CODE AMENDMENTS, by Representative K. Garn, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 239**, CHILD WELFARE AMENDMENTS, by Representative J. Haymond, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Sub. H.B. 14, 2nd Sub. H.B. 78, Sub. H.B. 101, Sub. H.B. 111, H.B. 235, and **2nd Sub. H.B. 239** were signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

On motion of Senator C. Peterson, under suspension of the rules, **H.B. 80**, MEETINGS OF INTERIM COMMITTEES, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator C. Peterson explained the bill.

On motion of Senator C. Peterson, the bill was amended as follows:

1. Page 2, Line 5:
   After "to provide" delete "oversight" and insert "its constitutional and statutory oversight responsibilities"

2. Page 5, Line 8 (Lilac 2-2-98):
   After "session" insert "of the Legislature"

The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Poulton

Absent or not voting was: Senator
Mantes

H.B. 80, as amended, was returned to the House.

COMMUNICATION FROM THE HOUSE

Mr. President: March 4, 1998

The House transmits **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, by Representative G. Adair, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Steiner, the bill was placed at the top of Second Reading Calendar and up for reconsideration.

RECONSIDERATION OF H.B. 279

H.B. 279, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, was before the Senate. On motion of Senator Steiner, the bill was circled.

COMMUNICATION FROM THE HOUSE

Mr. President: March 4, 1998

The House transmits **H.B. 447**, TRAFFIC VIOLATION CHANGES, by Representative D. Jones, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Evans, the bill was placed at the top of Second Reading Calendar for reconsideration.

RECONSIDERATION OF H.B. 447

H.B. 447, TRAFFIC VIOLATION CHANGES, was before the Senate and explained by Senator C. Peterson. Senators Stephenson, Montgomery, and Muhlestein commented. The bill passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

Dmitrich	Evans	Howell	Hull
Jones	Mansell	Mantes	Mayne

McAllister	Nielson	C. Peterson	M. Peterson
Steiner	Stephenson	Suazo	Wharton
Beattie			

Voting in the negative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Montgomery	Muhlestein	Myrin	Poulton
Steele	Tanner	Taylor	Waddoups

H.B. 447, as amended, was returned to the House.

* * *

On motion of Senator C. Peterson, **H.B. 157** was lifted from the Secretary of the Senate and placed on Second Reading Calendar.

* * *

On motion of Senator Mantes, **Sub. H.B. 405** was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Montgomery, under suspension of the rules, **Sub. H.B. 405**, APPROVAL REQUIREMENTS FOR WATER FLOURIDE TREATMENTS, was read the second and third times. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Hillyard	Holmgren
Howell	Hull	Jones	Mantes
Mayne	McAllister	Montgomery	Myrin
Nielson	M. Peterson	Steiner	Suazo
Tanner	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Blackham	Evans	Muhlestein	Steele
Stephenson	Taylor		

Absent or not voting were: Senators

Mansell	C. Peterson	Poulton

Sub. H.B. 405 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **Sub. H.B. 11**, JUVENILE COURT HEARINGS AND RECORDS, was read the second and third times. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	

Voting in the negative was: Senator
Beattie

Absent or not voting was: Senator
Mansell

Sub. H.B. 11 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **H.B. 92**, SEXUAL OFFENSES WITHOUT CONSENT OF VICTIM, was read the second and third times. Senator Poulton commented. Senator C. Peterson explained the bill. Senator M. Peterson and Montgomery declared conflicts of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister

Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Buhler Nielson

H.B. 92 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Taylor, the Senate voted to recall **H.B. 190**, FELON VOTING RESTRICTIONS, from the House.

SECOND READING CALENDAR

On motion of Senator Taylor, under suspension of the rules, **H.B. 157**, JUDICIAL NOMINATING COMMISSION AMENDMENTS, was read the second and third times. Senator C. Peterson explained the bill.

On motion of Senator Taylor, the bill was amended as follows:

1. Page 3, Lines 26-27 (Lilac Copy 2-27-98):
After "vote" delete "to do so" and insert "of those present and voting"

2. Page 3, Line 31 (Lilac Copy 2-27-98):
Delete "up to two"

3. Page 4, Line 3a (Lilac Copy 2-23-98):
After "a list of" insert "at least"

4. Page 4, Line 5 (Lilac Copy 2-23-98)After "a list of" insert "at least"

5. Page 4, Line 7 (Lilac Copy 2-23-98):
Delete "but the timelines for selection remain" and after Line 7 insert:

"(a) If the governor rejects the first list and requests a second list, the Judicial Nominating Commission having authority over the vacancy shall, within 30 days of the governor's rejection of the first list, certify a second list with a different set of nominees. Except as provided in Subsection (b), the new list shall contain at least five nominees for a trial court and seven nominees for an appellate court.

(b) The Judicial Nominating Commission may submit less than five nominees for a trial court and seven nominees for an appellate court if there are insufficient applicants to submit that many additional names."

On motion of Senator Taylor, the bill was amended as follows:

6. Page 4, Line 15 (Lilac Copy 2-23-98):
Delete Line 15 and insert:
"This act takes effect January 1, 1999 only if S.J.R. 3, Resolution Amending Judicial Nomination Process, 1998 General Session, passes the Legislature and is approved by the voters."

On motion of Senator Taylor, the bill was amended as follows:

7. Page 3, Line 21:
After "round of voting" insert "except the first round"

8. Page 3, Line 23:
After "voting." insert:
"During the first round of voting a candidate who receives one vote or less shall be removed from consideration during subsequent rounds of voting."

On motion of Senator C. Peterson, the bill was circled.

* * *

On motion of Senator Dmitrich, under suspension of the rules, **H.B. 418**, WATER DISTRICTS - WATER CONSERVATION PLAN, was read the second and third times. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 22; Nays, 2; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Howell	Hull	Jones	Mansell
Mayne	Montgomery	Muhlestein	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Waddoups
Wharton	Beattie		

Voting in the negative were: Senators

Holmgren	McAllister

Absent or not voting were: Senators

Hillyard	Mantes	Myrin	Tanner
Taylor			

H.B. 418 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Suazo, the circle was removed from **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, and it was before the Senate. Senator Suazo explained the bill.

On motion of Senator Suazo, the bill was amended as follows:

1. Page 3, Lines 9a-9e:
   Delete lines 9a-9e

2. Page 3, Line 10:
   Reinstate "(ii)" and delete "(iii)"

3. Page 3a, Line 27:
   Reinstate "and"

4. Page 3a, Lines 28-29:
   Delete lines 28-29

5. Page 3a, Line 30:
   Reinstate "(d)" and delete "(e)"

The bill passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mayne	McAllister
Montgomery	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Mantes	Myrin	Stephenson

H.B. 279, as amended, was transmitted to the House.

* * *

On motion of Senator Taylor, the circle was removed from **H.B. 157**, JUDICIAL NOMINATING COMMISSION AMENDMENTS, and it was before the Senate. Senator Taylor explained the bill.

On motion of Senator Taylor, the bill was amended as follows:

1. Page 3, Line 22 (lilac copy):
Delete "no" and reinstate "2 or fewer"

Senator Hull commented. The bill passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	Poulton
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Voting in the negative were: Senators

Howell	Hull	M. Peterson	Steele

Absent or not voting was: Senator
Myrin

H.B. 157, as amended, was returned to the House.

* * *

On motion of Senator Blackham, under suspension of the rules, **H.B. 124**, BAIL BOND AGENT LICENSURE ACT, was read the second and third times. Senator Blackham explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mayne	McAllister	Montgomery
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Evans	Mantes	Myrin	Taylor

H.B. 124 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mansell, under suspension of the rules, **H.B. 423**, REDEVELOPMENT AGENCY ENVIRONMENTAL REMEDIATION, was read the second and third times. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Nielson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Voting in the negative was: Senator
M. Peterson

Absent or not voting were: Senators

Myrin	C. Peterson

H.B. 423 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, and at 6:00 p.m., the Senate sauntered.

The Senate was called to order at 6:10 p.m.

SECOND READING CALENDAR

On motion of Senator Hillyard, under suspension of the rules, **H.B. 460**, JUSTICE COURT AMENDMENTS, was read the second and third times. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Suazo, under suspension of the rules, **H.B. 42**, UNEMPLOYMENT COMPENSATION FRAUD AMENDMENTS, was read the second and third times. On motion of Senator Suazo, the bill was circled.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 409**, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT, was read the second and third times. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Howell	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Suazo	Tanner	Taylor	Waddoups
Wharton	Beattie		

Absent or not voting were: Senators

Blackham	Holmgren	Mayne

H.B. 409 was signed by the President of the Senate in open session and returned to the House.

* * *

COMMUNICATION FROM THE HOUSE

Mr. President: March 4, 1998

The House transmits **2nd Sub. H.B. 190**, FELON VOTING RESTRICTIONS, by Representative C. Saunders, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Taylor, **2nd Sub. H.B. 190** was placed at the top of Second Reading Calendar.

SECOND READING CALENDAR

2nd Sub. H.B. 190, FELON VOTING RESTRICTIONS, was before the Senate.

On motion of Senator Taylor, the following substitute bill replaced the original bill.

FELON VOTING RESTRICTIONS

3rd Sub. H.B. 190 *Carl R. Saunders*

AN ACT RELATING TO VOTING; PROHIBITING CERTAIN FELONS FROM VOTING OR REGISTERING TO VOTE IN UTAH ELECTIONS; PROVIDING FOR RESTORATION OF FELON'S VOTING RIGHTS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Howell	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Holmgren	Mayne	Stephenson

3rd Sub. H.B. 190, as substituted, was returned to the House.

COMMUNICATION FROM THE HOUSE

Mr. President: March 4, 1998

The House passed **H.C.R. 10**, RESOLUTION ON OLYMPIC EXECUTIVE COMMITTEE, by Representative S. Koehn, with the following amendments:

1. **Page 1, Line 7:**
   Delete "ENCOURAGING" and insert "SUPPORTING"

2. Page 2, Line 16:
After "that" insert ", although the determination of who serves on the Executive Committee of the Salt Lake Olympic Committee for the Olympic Winter Games of 2002 rests with the Board of Trustees of the Salt Lake Olympic Committee for the Olympic Winter Games of 2002,"

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Buhler, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 16; Nays, 11; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Howell	Hull	Mantes
McAllister	Montgomery	C. Peterson	Steele
Stephenson	Taylor	Wharton	Beattie

Voting in the negative were: Senators

Jones	Mansell	Muhlestein	Myrin
Nielson	M. Peterson	Poulton	Steiner
Suazo	Tanner	Waddoups	

Absent or not voting were: Senators

Holmgren	Mayne

H.C.R. 10 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

On motion of Senator Hull, the circle was removed from **H.B. 460**, JUSTICE COURT AMENDMENTS, and it was before the Senate. Senator Hull explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	McAllister

Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator Mayne

H.B. 460 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Nielson, under suspension of the rules, **H.B. 390,** PARENTAL CONSENT TO BODY PIERCING, was read the second and third times. Senator Nielson explained the bill.

On motion of Senator Nielson, the bill was amended as follows:

1. Page 1, Line 1 (Lilac 2-1-98):
   After "PIERCING" insert "AND TATTOOING"

2. Page 1, Line 5 (Lilac 2-1-98):
   After "PIERCING" insert "OR TATTOOING"

3. Page 1, Line 26 (Lilac 2-1-98):
   After "piercing" insert "or tattooing"

4. Page 1, Line 27 (Lilac 2-1-98):
   After "minor" insert "after the parent or legal guardian has provided reasonable proof of personal identity and familial relationship"

5. Page 2, Line 8 (Lilac 2-1-98):
   After line 8 insert: "(e) "Tattoo" means to fix an indelible mark or figure upon the body by inserting a pigment under the skin or by producing scars."

6. Page 2, Line 9 (Lilac 2-1-98):
   Delete "(a)"
   Renumber remaining subsections accordingly.

7. Page 2, Line 13 (Lilac 2-1-98):
   After line 13 insert: "(3) A person is guilty of unlawful tattooing of a minor if he performs or offers to perform a tattooing:

(a) upon a minor;
(b) without receiving the consent of the minor's parent or legal guardian;
(c) for remuneration or in the course of a business or profession."

8. Page 2, Line 14 (Lilac 2-1-98):
Delete "(b)" and insert "(4)" and after "(2)" delete "(a)" and insert "or (3)"
Renumber remaining subsections accordingly.

9. Page 2, Line 17 (Lilac 2-1-98):
After "piercing" insert "or unlawful tattooing"

10. Page 2, Line 18 (Lilac 2-1-98):
After "(2)" insert "or (3)"

11. Page 2, Line 19 (Lilac 2-1-98):
After "(2)" insert "or (3)"

The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Dmitrich

Absent or not voting was: Senator
Taylor

H.B. 390, as amended, was returned to the House.

* * *

On motion of Senator Suazo, the circle was removed from **H.B. 42**, UNEMPLOYMENT COMPENSATION FRAUD AMENDMENTS, and it was

before the Senate. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

H.B. 42 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Suazo, under suspension of the rules, **H.B. 146**, HABITUAL VIOLENT OFFENDER DEFINITIONS, was read the second and third times. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 146 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, **Sub. H.B. 301**, MINIMUM AGE FOR MARRIAGE, was read the second and third times. Senator

Poulton explained the bill. Senator Hillyard commented. The bill failed to pass on the following roll call:

Yeas, 14; Nays, 15; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Howell
Mansell	Mantes	Nielson	C. Peterson
M. Peterson	Poulton	Steiner	Tanner
Waddoups	Beattie		

Voting in the negative were: Senators

Dmitrich	Hillyard	Holmgren	Hull
Jones	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Steele	Stephenson
Suazo	Taylor	Wharton	

Sub. H.B. 301 was returned to the House for filing.

* * *

On motion of Senator Waddoups, under suspension of the rules, **2nd Sub. H.B. 308, PEACE OFFICER AMENDMENTS**, was read the second and third times. Senator Waddoups explained the bill.

Senator Mayne moved the following amendments:

1. Page 40, Line 28:
After line 28 insert: "(9) If a local law enforcement agency's law enforcement officers are not included in the Public Safety Retirement System under Title 49, Chapter 4, Public Safety Retirement Act, or Title 49, Chapter 4a, Public Safety Noncontributory Retirement Act, as of January 1, 1998, those officers who may otherwise qualify for membership in the system shall, at the discretion of the respective municipality, remain in their current retirement system."

2. Page 57, Line 10 (Lilac 2-23-98):
After "Safety" delete the period and insert: "; and
(xii) airport police officers of any airport owned or operated by the state or any of its political subdivisions."

3. Page 57, Line 18 (Lilac 2-23-98):
After line 18 insert: "(b)(i) A local law enforcement agency may limit the jurisdiction in which its law enforcement officers may exercise

their peace officer authority to a certain geographic area.
(ii) Notwithstanding Subsection (b)(i), a law enforcement officer may exercise his authority outside of the limited geographic area, pursuant to Title 77, Chapter 9, Uniform Act on Fresh Pursuit, if the officer is pursuing an offender for an offense that occurred within the limited geographic area."

Renumber remaining subsection accordingly.

4. Page 60, Lines 9a-9b (Lilac 2-23-98):
Delete lines 9a and 9b

5. Page 60, Lines 13a-13e (Lilac 2-23-98):
Delete lines 13a through 13e

Senator Montgomery commented. The amendment passed on a voice vote. The bill passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Blackham	Steiner

2nd Sub. H.B. 308, as amended, was returned to the House.

COMMUNICATION FROM THE HOUSE

Mr. President: March 4, 1998

The House adopted the Joint Conference Committee Report dated March 4, 1998, and passed **2nd Sub. S.B. 177,** REVIEW OF LEASE OR PURCHASE OF UTAH STATE DEVELOPMENTAL CENTER LAND BY UTAH VALLEY STATE COLLEGE, by Senator L. McAllister, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed.

JOINT CONFERENCE COMMITTEE REPORT

Mr. President: March 4, 1998

The Joint Conference Committee comprised of Senators McAllister, Muhlestein, and Dmitrich, and Representatives Wright, Fox-Finlinson, and Goodfellow, recommends **Sub. S.B. 177**, LONG TERM LEASE - NORTH CAMPUS OF UVSC, by Senator L. McAllister, be replaced and favorably recommends **2nd Sub. S.B. 177**, LONG TERM LEASE - NORTH CAMPUS OF UVSC.

LeRay McAllister, Senate Chair
Bill Wright, House Chair

On motion of Senator McAllister, the Senate voted to adopt the Joint Conference Committee Report. The bill passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Mansell

2nd Sub. S.B. 177 was returned to House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House passed **1st Sub. S.B. 168**, CHILD ABUSE DATABASE AMENDMENTS, by Senator C. Peterson, with the following amendments:

1. Page 2, Line 23:
   After "neglect" insert "for which a notice has been sent under Section 62A-4a-116.5 by July 1, 1998, and"

2. Page 2, Line 24:
   Delete "July" and insert "December"

3. Page 2, Line 24:
After "1994" insert:
", except that if a person applies for licensure or an adoption before June 30, 1999, and that person has not previously been given notice under Section 62A-4a-116.5, the department may determine whether a substantiated finding exists between January 1, 1988, and January 1, 1994, and if so, provide notice and an opportunity to challenge under Section 62A-4a-116.5 before the license or adoption may be approved"

4. Page 3, Line 14:
At the end of the line before the period insert "or 76-2-401"

5. Page 5, Line 12:
After "(4)" insert "(a)"

Renumber remaining subsections accordingly.

6. Page 5, Line 15:
After "person was" insert "substantially" and delete "at least in part,"

7. Page 5, Line 15:
After line 15 insert: "(b) The administrative hearing officer may make a determination of substantiation based solely on the statement of the child."

8. Page 5, Line 20:
After "person was" insert "substantially" and delete "at least in part,"

9. Page 5, Line 27:
Delete "1988" and insert "1998"

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator C. Peterson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 2; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister

Montgomery	Muhlestein	Myrin	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Voting in the negative were: Senators

Evans	Nielson

Sub. S.B. 168 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House passed, as amended, **1st Sub. S.B. 159**, GOVERNMENT RELATIONSHIP TO OLYMPICS, by Senator A. Myrin, and it is transmitted for further consideration with the following amendments:

1. Page 5, Line 1 (Goldenrod 2-26-98):
   After "Office:" insert "and"

2. Page 5, Line 4 (Goldenrod 2-26-98):
   Delete ";"

3. Page 5, Line 5 (Goldenrod 2-26-98):
   Delete line 5

4. Page 5, Line 6 (Goldenrod 2-26-98):
   Delete "(B)"

5. Page 5, Line 7 (Goldenrod 2-26-98):
   After line 7 insert:

   "(vii) the Olympic Coordinator for the Division of Comprehensive Emergency Management Division;
   (viii) one individual to represent public works appointed by the commander based on recommendations received as follows:
   (A) the Utah Association of Counties shall recommend an individual;
   (B) the Utah League of Cities and Towns shall recommend an individual; and
   (C) the recommendations made under Subsection (1)(a)(viii)(A) and (B) shall be from municipalities and counties in which an Olympic venue is located;"

6. Page 5, Line 7a (Goldenrod 2-26-98):
   Delete "(vii)" and insert "(ix)"

7. Page 5, Line 8 (Goldenrod 2-26-98):
Delete "(viii)" and insert "(x)"

8. Page 5, Line 11(Goldenrod 2-26-98):
After "through" delete "(vi)" and insert "(vii)"

9. Page 7, Line 31:
Delete "and local"

10. Page 8, Line 10:
After line 10 insert:

"(3) A request by the command or Olympic law enforcement commander for assistance from a local law enforcement or public safety agency is subject to the requirements of this section."

Carole E. Peterson, Chief Clerk

On motion of Senator Myrin, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators

Mansell	Taylor

Sub. S.B. 159 was returned to the House.

* * *

Mr. President: March 4, 1998

The House passed **1st Sub. S.B. 26, UTAH CHILD CARE LICENSING ACT REVISIONS**, by Senator L. Blackham, with the following amendments:

1. Page 2, Line 19 (Lilac 3-3-98):
After the semicolon insert "and"

2. Page 2, Line 27 (Lilac 3-3-98):
Reinstate "and"

3. Page 2, Line 27a (Lilac 3-3-98):
Reinstate "(iii) for new providers, completion of:"

4. Page 2, Line 27b (Lilac 3-3-98):
Reinstate "(A) five hours of department-approved training; and"

5. Page 2, Line 27c (Lilac 3-3-98):
Reinstate "(B) a department-approved CPR and first aid course"

6. Page 3, Line 13 (Lilac 3-3-98):
Delete line 13 and after line 13 insert:
"(b) a Residential Care Certificate under Subsection (1) is required of a residential care provider who provides care for four or more children, based on the sum of:
(i) children under two years of age; and
(ii) the provider's own children under four years of age; and"

Renumber remaining subsections accordingly.

7. Page 3, Line 14 (Lilac 3-3-98):
Delete line 14

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 15; Nays, 12; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Evans	Hillyard	Holmgren
Hull	Jones	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
Stephenson	Tanner	Beattie	

Voting in the negative were: Senators

Buhler	Dmitrich	Howell	Mantes
Mayne	M. Peterson	Poulton	Steele
Steiner	Suazo	Waddoups	Wharton

Absent or not voting were: Senators
Mansell Taylor

Sub. S.B. 26 was returned to the House.

SECOND READING CALENDAR

On motion of Senator Waddoups, under suspension of the rules, **H.B. 169,** PUBLIC SAFETY AMENDMENTS, was read the second and third times. Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Taylor

H.B. 169 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, under suspension of the rules, **H.B. 286,** GUN EDUCATION FOR ELEMENTARY SCHOOLS, was read the second and third times. Senator Poulton explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones
Mansell	Mantes	Mayne	McAllister
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Poulton	Steele
Steiner	Stephenson	Suazo	Tanner
Waddoups	Wharton	Beattie	

Voting in the negative was: Senator
Dmitrich

Absent or not voting was: Senator
Taylor

H.B. 286 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Suazo, under suspension of the rules, **H.J.R. 17,** RESOLUTION URGING COOPERATION ON SITING OF RADIOACTIVE WASTE, was read the second and third times. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.J.R. 17 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Waddoups, under suspension of the rules, **H.B. 392,** TRAINING IN AMERICAN SIGN LANGUAGE, was read the second and third times. Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne

McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 392 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, the following bills were lifted from the Secretary of the Senate and placed at the top of Second Reading Calendar: **Sub. H.B. 319, H.B. 372, 2nd Sub. H.B. 287,** and **H.B. 345.**

* * *

On motion of Senator Stephenson, under suspension of the rules, **H.B. 395,** TAX ASSESSMENTS, PROCEEDINGS, AND CREDIT OR REFUND CLAIMS, was read the second and third times. This bill did not have a Senate standing committee hearing. Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 395 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Montgomery, under suspension of the rules, **Sub. H.B. 319,** PUBLIC EMPLOYEE AND PUBLIC SAFETY RETIREMENT AMENDMENTS, was read the second and third times. The bill is passed with no fiscal note. It will be funded internally. Senator Montgomery explained the bill.

This bill did not have a Senate standing committee hearing. Senators Steele and Evans declared conflicts of interest.

On motion of Senator Montgomery, the bill was amended as follows:

1. Page 1, Line 18:
   Delete "the death is classified as a line-of-duty death, and"

2. Page 1, Line 25:
   After "ten or more years" insert "; but less than 20 years"

3. Page 2, Line 3:
   After line 3 insert: "(c) If the member has 20 or more years of service credit, the benefit shall be calculated as provided in Subsection (1)(b)."

The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Sub. H.B. 319, as amended, was returned to the House.

* * *

On motion of Senator Tanner, under suspension of the rules, **H.B. 372,** PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, was read the second and third times. Senator Tanner explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne

McAllister	Muhlestein	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Wharton	Beattie	

Absent or not voting were: Senators
Montgomery Myrin

H.B. 372 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mansell, under suspension of the rules, **2nd Sub. H.B. 287**, TAX INCREMENT FINANCING FOR AFFORDABLE HOUSING, was read the second and third times. Senator Mansell explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

2nd Sub. H.B. 287 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Howell, under suspension of the rules, **H.B. 345**, NOTARIES PUBLIC REVISION, was read the second and third times. Senator Howell explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull

Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

H.B. 345 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, the following bills were placed on Second Reading Calendar: **Sub. H.B. 104, H.B. 171, H.B. 399.**

* * *

On motion of Senator Holmgren, under suspension of the rules, **Sub. H.B. 104,** CONSUMER HEALTH CARE STUDY, was read the second and third times. Senator Holmgren explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Sub. H.B. 104 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 171,** MOBILE HOME AND MANUFACTURED HOME AMENDMENTS, was read the second and third times. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 28; Nays, 0; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Montgomery	Muhlestein	Myrin
Nielson	C. Peterson	M. Peterson	Poulton
Steele	Steiner	Suazo	Tanner
Taylor	Waddoups	Wharton	Beattie

Absent or not voting was: Senator
Stephenson

H.B. 171 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator C. Peterson, under suspension of the rules, **H.B. 399,** ENVIRONMENTAL QUALITY STUDY, was read the second and third times. Senator C. Peterson explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Buhler	Dmitrich	Evans	Holmgren
Howell	Hull	Jones	Mansell
Mantes	Mayne	McAllister	Montgomery
Muhlestein	Myrin	Nielson	C. Peterson
M. Peterson	Poulton	Steele	Steiner
Stephenson	Tanner	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Suazo	Taylor

H.B. 399 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, the Senate voted to recall **Sub. H.B. 301** from the House.

* * *

On motion of Senator Steiner, the circle was removed from **S.J.R. 12,** RESOLUTION LIMITING PROPERTY TAX FOR RETIREES, and it was

before the Senate. On motion of Senator Steiner, the bill was returned to the Secretary of the Senate.

* * *

On motion of Senator C. Peterson, and at 7:20 p.m., the Senate sauntered.

The Senate was called to order at 7:40 p.m., with President Beattie presiding.

* * *

On motion of Senator C. Peterson, and at 7:40 p.m., the Senate recessed.

The Senate was called to order at 9:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 4, 1998

The House concurred in the Senate amendments and passed **H.B. 157**, JUDICIAL NOMINATING COMMISSION AMENDMENTS, by Representative C. Fox-Finlinson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 190**, FELON VOTING RESTRICTIONS, by Representative C. Saunders, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 390**, PARENTAL CONSENT TO BODY PIERCING, by Representative D. Ure, and it is transmitted for the signature of the President; and

The House passed, as substituted and amended, **2nd Sub. H.B. 308**, PEACE OFFICER AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 319**, PUBLIC SAFETY RETIREMENT AMENDMENTS, by Representative O. Carnahan, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 101**, POSTING ON MOTOR AND SPECIAL FUEL PUMPS, by Representative G. Way, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 111**, AGING SERVICES AMENDMENTS, by Representative J. Haymond, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 235**, CONSUMER CREDIT CODE AMENDMENTS, by Representative K. Garn, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 80**, MEETINGS OF INTERIM COMMITTEES, by Representative L. Frandsen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 279**, AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND, by Representative G. Adair, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 447**, TRAFFIC VIOLATION CHANGES, by Representative D. Jones, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 330**, CAPITOL PRESERVATION BOARD, by Representative M. Brown, and it is transmitted for the signature of the President; and

Carole E. Peterson, Chief Clerk

H.B. 157, 3rd Sub. H.B. 190, H.B. 390, 2nd Sub. H.B. 308, Sub. H.B. 319, 2nd Sub. H.B. 78, Sub. H.B. 101, Sub. H.B. 111, H.B. 235, H.B. 80, H.B. 279, H.B. 447and H.B. 330 were signed by the President of the Senate in open session. The bills will be returned to the House.

* * *

Mr. President: March 4, 1998

The House substituted and passed, **1st Sub. S.B. 47**, RESEARCH TAX CREDIT, by Senator H. Nielson, et al, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Nielson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein

Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Dmitrich	Howell	Mayne	Suazo
Wharton			

Sub. S.B. 47 was returned to the House.

* * *

Mr. President: March 4, 1998

The House passed **S.B. 51**, CRITICAL LAND CONSERVATION REVOLVING LOAN FUND, by Senator L. McAllister, with the following amendments:

1. Page 1, Line 7 (Goldenrod 2-20-98):
   After "ESTABLISHING THE" insert "LERAY MCALLISTER"

2. Page 1, Lines 7-7a (Goldenrod 2-20-98):
   Delete "GRANT AND"

3. Page 1, Line 9 (Goldenrod 2-20-98):
   Delete "GRANT AND"

4. Page 1, Line 11 (Goldenrod 2-20-98):
   Delete "$400,000" and insert "$100,000"

5. Page 2, Line 1 (Goldenrod 2-20-98):
   After "means the" insert "LeRay McAllister"

6. Page 2, Line 1 (Goldenrod 2-20-98):
   Delete "Grant and"

7. Page 2, Line 7 (Goldenrod 2-20-98):
   Delete "preserved for agricultural use." and insert "used for"

8. Page 2, Line 28 (Goldenrod 2-20-98):
   Delete "Grant and"

9. Page 2, Line 29 (Goldenrod 2-20-98):
   After "created the" insert "LeRay McAllister"

10. Page 2, Line 29 (Goldenrod 2-20-98):
Delete "Grant and"

11. Page 3, Line 10 (Goldenrod 2-20-98):
Delete "grant or"

12. Page 4, Line 1 (Goldenrod 2-20-98):
Delete "Grant and"

13. Page 4, Line 2 (Goldenrod 2-20-98):
Delete "grant or"

14. Page 4, Line 4 (Goldenrod 2-20-98):
Delete "grants and"

15. Page 4, Line 15 (Goldenrod 2-20-98):
Delete "$400,000" and insert "$100,000"

16. Page 4, Line 16 (Goldenrod 2-20-98):
Delete "Grant and"

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator McAllister, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Dmitrich	Howell	Mayne	Suazo
Wharton			

S.B. 51 was returned to the House.

* * *

Mr. President: March 4, 1998

The House substituted and passed, 1st Sub. S.B. 133, OPTIONAL FORMS OF COUNTY GOVERNMENT, by Senator R. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Evans, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Hull	Jones	Mansell
Mantes	McAllister	Montgomery	Muhlestein
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Absent or not voting were: Senators

Dmitrich	Howell	Mayne	Suazo
Wharton			

Sub. S.B. 133 was returned to the House.

* * *

Mr. President: March 4, 1998

The House substituted and passed, 1st Sub. S.B. 220, RESEARCH TAX CREDIT FOR MACHINERY AND EQUIPMENT, by Senator C. Peterson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator C. Peterson, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Evans	Hillyard
Holmgren	Howell	Hull	Jones

Mansell	Mantes	McAllister	Montgomery
Myrin	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Stephenson
Tanner	Taylor	Waddoups	Beattie

Voting in the negative was: Senator
Muhlestein

Absent or not voting were: Senators

Dmitrich	Mayne	Suazo	Wharton

Sub. S.B. 220 was returned to the House.

* * *

Mr. President: March 4, 1998

The House transmits **1st Sub. H.B. 301**, MINIMUM AGE FOR MARRIAGE, by Representative C. Saunders, for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. On motion of Senator Steele, the bill was placed at the top of Second Reading Calendar.

RECONSIDERATION OF SUB. H.B. 301

Sub. H.B. 301, MINIMUM AGE FOR MARRIAGE, was before the Senate, explained by Senator Steele, and failed to pass on the following roll call:

Yeas, 14; Nays, 11; Absent, 4.

Voting in the affirmative were: Senators

Blackham	Buhler	Howell	Mansell
Muhlestein	Nielson	C. Peterson	M. Peterson
Poulton	Steele	Steiner	Tanner
Waddoups	Beattie		

Voting in the negative were: Senators

Evans	Hillyard	Holmgren	Hull
Jones	Mantes	McAllister	Montgomery
Myrin	Stephenson	Taylor	

Absent or not voting were: Senators

Dmitrich	Mayne	Suazo	Wharton

Sub. H.B. 301 was returned to the House for filing.

COMMUNICATION FROM THE HOUSE

Mr. President: March 4, 1998

The House has rejected **2nd Sub. S.J.R. 3**, RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS, by Senator C. Taylor, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communication filed.

* * *

Mr. President: March 4, 1998

The House has rejected **1st Sub. S.B. 174**, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, by Senator E. Mayne, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communication filed.

* * *

Mr. President: March 4, 1998

The Speaker of the House has signed **1st Sub. S.B. 26**, UTAH CHILD CARE LICENSING ACT REVISIONS, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 47**, RESEARCH TAX CREDIT, by Senator H. Nielson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 49**, EMINENT DOMAIN VALUATION, by Senator P. Suazo, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 50**, PROPERTY TAXES - UNIFORM FEES AND CERTIFIED TAX RATE, by Senator G. Mantes, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 51**, CRITICAL LAND CONSERVATION REVOLVING LOAN FUND, by Senator L. McAllister, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 52**, PROPERTY TAX RESTRICTION, by Senator L. Poulton, and it is transmitted for the signature of the President; and

The House passed, **S.B. 55**, MUSIC LICENSING PRACTICES ACT, by Senator S. Howell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 60**, MOTOR VEHICLE INSURANCE - LIABILITY ON LOANED VEHICLE, by Senator G. Mantes, and it is transmitted for the signature of the President; and

The House passed, **S.B. 70**, JUDGMENT LIEN ON REAL PROPERTY, by Senator L. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **4th Sub. S.B. 80**, RECODIFICATION OF SPECIAL DISTRICTS, by Senator R. Evans, and it is transmitted for the signature of the President; and

The House passed, **S.B. 93**, HIGHER EDUCATION PRESIDENTIAL AUTHORITY, by Senator R. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 133**, OPTIONAL FORMS OF COUNTY GOVERNMENT, by Senator R. Evans, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 143**, RECREATIONAL VEHICLE STANDARDS, by Senator G. Mantes, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **4th Sub. S.B. 144**, COMMERCIAL WASTE FACILITY ISSUES, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The House passed, **S.B. 154**, REPORTING ELECTED OFFICIAL FUNDS, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 159**, GOVERNMENT RELATIONSHIP TO OLYMPICS, by Senator A. Myrin, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 166**, FOOD HANDLER LICENSING, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 168**, CHILD ABUSE DATABASE AMENDMENTS, by Senator C. Peterson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 175**, STATE SETTLEMENT AGREEMENT, by Senator L. Beattie, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 177**, REVIEW OF LEASE OR PURCHASE OF UTAH STATE DEVELOPMENTAL CENTER LAND BY UTAH VALLEY STATE COLLEGE, by Senator L. McAllister, and it is transmitted for the signature of the President; and

The House passed, **S.B. 185**, SALES AND USE TAX EXEMPTION AMENDMENTS AND STUDY, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 220**, RESEARCH TAX CREDIT FOR MACHINERY AND EQUIPMENT, by Senator C. Peterson, and it is transmitted for the signature of the President; and

The House passed, **S.B. 221**, EMERGENCY SERVICES TELEPHONE CHARGE, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 222**, BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS, by Senator S. Howell, and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 14**, RESOLUTION ADDRESSING OLYMPIC FINANCING, by Senator A. Myrin, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.J.R. 16**, MASTER STUDY RESOLUTION, by Senator C. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

Sub. S.B. 26, Sub. S.B. 47, Sub. S.B. 49, Sub. S.B. 50, S.B. 51, S.B. 52, S.B. 55, S.B. 60, S.B. 70, 4th Sub. S.B. 80, S.B. 93, Sub. S.B. 133, Sub. S.B. 143, 4th

Sub. S.B. 144, S.B. 154, Sub. S.B. 159, 2nd Sub. S.B. 166, Sub. S.B. 168, S.B. 175, 2nd Sub. S.B. 177, S.B. 185, Sub. S.B. 220, S.B. 221, S.B. 222, S.J.R. 14, and **S.J.R. 16** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

SENATE STRUCK ENACTING CLAUSE (HOUSE BILLS AND RESOLUTIONS)

Mr. Speaker: March 4, 1998

I am directed to inform the House of Representatives that the Senate on this day struck the enacting clause on the following House Bills and Resolutions:

H.B. 30	PUBLIC SCHOOL HAZARDOUS BUS ROUTES APPROPRIATION - Wayne A. Harper
H.B. 33	COMMUNITY RESPONSIVENESS REQUIREMENTS OF UTAH DEPARTMENT OF TRANSPORTATION - Ralph Becker
H.B. 47	APPROPRIATION FOR ENGLISH AS SECOND LANGUAGE ADULT EDUCATION CLASSES - Tammy J. Rowan
Sub. H.B. 105	PRESCRIPTION COVERAGE - Sheryl Allen
Sub. H.B. 117	INFORMATION TECHNOLOGY SERVICES STUDY APPROPRIATION - Beverly Ann Evans
H.B. 122	PROPERTY TAX - HOMEOWNER'S CREDIT - David M. Jones
H.B. 139	SURVEYS IN PUBLIC SCHOOLS - Dave Hogue
H.B. 153	TIRE RECYCLING AMENDMENTS - David Ure
H.B. 154	TASK FORCE ON PRIVATIZATION OF STATE ADOPTION SERVICES - Nora B. Stephens
Sub. H.B. 173	COUNSELING AND SUPPORT OF ADOPTIVE FAMILIES AND CHILDREN - Nora B. Stephens
H.B. 175	TAX INCENTIVES FOR ADOPTION AND GUARDIANSHIP - J. Brent Haymond
H.B. 178	TASK FORCE ON WHISTLEBLOWER PROTECTIONS - Afton B. Bradshaw
Sub. H.B. 186	PRIVACY TASK FORCE - Blake D. Chard
H.B. 209	APPROPRIATION FOR OLENE WALKER HOUSING TRUST FUND - Gerry A. Adair
Sub. H.B. 216	SALES TAX EXEMPTION FOR MUNICIPALITY-SPONSORED EVENTS - David Ure
H.B. 236	FUNDING FOR CLEANUP OF UDOT DUMPSITE - David L. Zolman

H.B. 240	UTAH FOUNDATION FOR EDUCATIONAL EXCELLENCE REPEALER - Tammy Rowan
H.B. 242	REVOCATION OF CONCEALED FIREARM PERMIT AMENDMENTS - Steve Barth
H.B. 247	REVENUES FOR THE STATE SCHOOL FUND - Dennis H. Iverson
H.B. 248	APPROPRIATION FOR SUBMARINE MEMORIAL - David L. Zolman
H.B. 273	WATER EXCHANGE APPLICATIONS - David Ure
H.B. 275	ANNEXATION OF AGRICULTURE PROTECTION AREAS - David Ure
H.B. 278	VEHICLE REGISTRATION REQUIREMENTS - Carl R. Saunders
H.B. 291	HIGHER EDUCATION TUITION WAIVERS - John W. Hickman
H.B. 294	APPROPRIATION FOR ROY MUSEUM - Gerry A. Adair
H.B. 295	METROPOLITAN PUBLIC SAFETY TASK FORCE - Perry Buckner
H.B. 314	FUNDING FOR CAPITAL IMPROVEMENT PROJECTS - Gerry A. Adair
H.B. 317	EXPERT DISCOVERY AMENDMENTS - Steve Barth
H.B. 321	STALKING AMENDMENTS - Brent Haymond
H.B. 328	PUBLIC OFFICE MISCONDUCT AMENDMENTS - Susan Koehn
Sub. H.B. 339	HILL AIR FORCE BASE ADDITION - Gerry A. Adair
H.B. 344	DUI PROBATION OR PAROLE - Katherine Bryson
Sub. H.B. 350	CREATING OR CONSOLIDATING COUNTIES - Lloyd W. Frandsen
H.B. 356	ENDOWMENT CARE CEMETERY AMENDMENTS - John W. Hickman
H.B. 377	CONTRIBUTING TO DELINQUENCY OF A MINOR - Steve Barth
2nd Sub. H.B. 380	SALES TAX EXEMPTION FOR POLLUTION CONTROL - John L. Valentine
H.B. 412	RETIREMENT AMENDMENTS - Blake D. Chard
H.B. 416	TASK FORCE REVIEWING OPTIONAL FORMS OF COUNTY GOVERNMENT - Christine R. Fox-Finlinson
H.C.R. 13	COMMEMORATING THE 100TH ANNIVERSARY OF THE AMERICAN RED CROSS IN UTAH - David M. Jones

H.J.R. 6	RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS - Brent H. Goodfellow
H.J.R. 18	RESOLUTION ON HIGHWAY IMPROVEMENTS - Lloyd W. Frandsen

Annette B. Moore
Secretary of the Senate

Report filed.

SENATE STRUCK ENACTING CLAUSE (SENATE BILLS AND RESOLUTION)

Mr. President: March 4, 1998

The President recommends the enacting clause be stricken on the following Senate Bills and Resolutions and that they be filed:

S.B. 7	SPECIAL FUEL TAX CERTIFICATE REPEAL - David H. Steele
S.B. 9	INCOME TAX AMENDMENTS - Howard C. Nielson
S.B. 13	PROCESS FOR CREATING A PUBLIC SCHOOL DISTRICT - Millie M. Peterson
S.B. 17	PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION - David L. Buhler
Sub. S.B. 22	UNSOLICITED LOAN REGULATION - Robert M. Muhlestein
S.B. 23	NEGLIGENT STORAGE OF LOADED FIREARM - Robert C. Steiner
S.B. 41	WATER CONSERVANCY DISTRICTS TAXING AUTHORITY - Michael G. Waddoups
2nd Sub. S.B. 45	GANG AMENDMENTS - David L. Buhler
S.B. 57	CONCEALED FIREARMS AMENDMENTS - Lane Beattie
S.B. 59	JUDICIAL NOMINATING PROCEDURE AMENDMENTS - Craig L. Taylor
S.B. 61	EMPLOYMENT OF OUT OF STATE CONTRACTORS AND EMPLOYEES - Eddie P. Mayne
S.B. 66	PROCUREMENT CODE REQUIREMENT OF HEALTH CARE BENEFITS FOR CONTRACTORS - Eddie P. Mayne
Sub. S.B. 67	ELECTRIC RESTRUCTURING PROVISIONS - Leonard M. Blackham
S.B. 69	MATCHING FUNDS FOR HIGHWAYS - Scott N. Howell
S.B. 71	SEVERANCE TAX LAW CHANGES - Alarik Myrin

S.B. 84	STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE AMENDMENTS - Lyle W. Hillyard
S.B. 91	TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX AMENDMENTS - Nathan C. Tanner
S.B. 97	LICENSE PLATES - SNOWBOARD UTAH - Robert F. Montgomery
S.B. 98	CLINICAL EXERCISE PHYSIOLOGISTS - Robert F. Montgomery
S.B. 104	AMENDMENTS TO AGRICULTURAL EXEMPTION FOR AGRICULTURAL WORKERS - Robert F. Steiner
S.B. 112	REGULATION OF YOUTH EMPLOYMENT - LeRay McAllister
S.B. 115	DIRECT ACCESS TO DERMATOLOGISTS - Mike Dmitrich
S.B. 126	PROVISION FOR JUVENILE JUDGE - Mike Dmitrich
S.B. 127	PROXIMITY REQUIREMENTS FOR RESTAURANT LIQUOR LICENSEES - David L. Buhler
S.B. 139	PUBLIC SAFETY RETIREMENT COST OF LIVING ADJUSTMENT - L. Alma Mansell
S.B. 142	REGULATION OF CELL PHONE USE BY MOTOR VEHICLE OPERATORS - Robert C. Steiner
S.B. 148	EVALUATION OF PROVISIONAL EDUCATORS - Joseph L. Hull
S.B. 150	COST-OF-LIVING ADJUSTMENT AMENDMENTS - Mike Dmitrich
Sub. S.B. 152	WATER CONSERVANCY DISTRICTS TAXING AMENDMENTS - Howard A. Stephenson
S.B. 164	DISTRIBUTION LIMITATIONS ON A TRUST BENEFICIARY - Robert Montgomery
S.B. 167	INCOME TAX - AUTOMOBILE INSURANCE DEDUCTION - Alarik Myrin
S.B. 170	WORKERS' COMPENSATION FUND OF UTAH AMENDMENTS - David H. Steele
Sub. S.B. 174	QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS - Ed Mayne
S.B. 178	REGULATION OF EXPLOSIVES - Craig A. Peterson
S.B. 179	PROPERTY TAX STRUCTURE AND ADMINISTRATION STUDY - Robert Montgomery
Sub. S.B. 180	UNFAIR PUBLIC COMPETITION ACT - Howard A. Stephenson

S.B. 183	DANGEROUS WEAPONS RESTRICTIONS - Robert C. Steiner
S.B. 184	STATE RESPONSIBILITIES FOR AQUACULTURE - Scott N. Howell
S.B. 186	USE OF COMPUTER LABS IN THE PUBLIC SCHOOLS - Millie Peterson
S.B. 189	PLANNING COORDINATION - LeRay McAllister
S.B. 193	LICENSING TALENT AGENCIES - Ed Mayne
S.B. 194	STATE BOARD OF REGENTS OVERSIGHT OF STUDENT INSTRUCTION - Ed Mayne
S.B. 195	PAYMENT OF OUT OF NETWORK HEALTH CARE PROVIDERS - Ed Mayne
S.B. 206	PROCEDURAL RIGHTS FOR LAW ENFORCEMENT OFFICERS - Ed Mayne
S.B. 216	APPROPRIATION TO OFFICE OF ATTORNEY GENERAL - George Mantes
S.B. 217	TAX CREDIT FOR CLEAN FUEL VEHICLES - LeRay McAllister
S.B. 223	PUBLIC EDUCATION AMENDMENTS - Leonard Blackham
S.B. 218	CURRICULUM REQUIREMENTS IN SECONDARY SCHOOLS - Craig L. Taylor
S.B. 224	APPROPRIATION FOR TUACAHN FOUNDATION - Lorin V. Jones
S.B. 225	TAX CREDIT FOR PURCHASE OF ASSISTIVE TECHNOLOGY - Craig L. Taylor
S.B. 226	IMPACT FEE AMENDMENTS - L. Steven Poulton
S.C.R. 5	CONCURRENT RESOLUTION APPROVING HAZARDOUS WASTE FACILITY MODIFICATIONS - Leonard Blackham
Sub. S.J.R. 1	RESOLUTION AMENDING PROPERTY TAX PROVISIONS - Robert F. Montgomery
S.J.R. 2	RESIDENTIAL PROPERTY TAX AMENDMENTS RESOLUTION - Howard A. Stephenson
2nd Sub. S.J.R. 3	RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS - Craig L. Taylor
S.J.R. 5	RESOLUTION ENCOURAGING DEVELOPMENT OF ELECTRONIC VOTING - Scott N. Howell
S.J.R. 6	RESOLUTION AMENDING SPECIAL SESSIONS - Leonard M. Blackham

S.J.R. 7	RESOLUTION AMENDING THE DATE OF GENERAL LEGISLATIVE SESSION - Scott N. Howell
S.J.R. 12	RESOLUTION LIMITING PROPERTY TAX FOR RETIREES - Robert C. Steiner
S.J.R. 15	RESOLUTION APPROVING MODIFICATION OF HAZARDOUS WASTE FACILITY - Leonard Blackham
S.J.R. 17	RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS - Lyle W. Hillyard
S.R. 2	RESOLUTION URGING REFORM OF FEDERAL CAMPAIGN FINANCE LAWS - Scott N. Howell

Lane Beattie, Senate President

Report filed.

HOUSE STRUCK ENACTING (SENATE BILLS AND RESOLUTIONS)

Mr. President: March 4, 1998

I am directed to inform the Utah State Senate that the House Committee on Rules has struck the enacting clause on the following Senate Bills and Resolutions:

S.B. 4	Medical Examiner Authority (R. Montgomery)
S.B. 19	Air Quality Board Powers (L. McAllister)
Sub. S.B. 31	Sales Tax on Food Amendments (S. Howell)
S.B. 33	Task Force Reviewing Federal Funding (R. Muhlestein)
2nd Sub. S.B. 36	Division of Occupational and Professional Licensing Act Amendments (S. Howell)
S.B. 48	Pay-Per-View Boxing Tax (P. Suazo)
2nd Sub. S.B. 54	Immunity for Volunteers (C. Taylor)
S.B. 72	Budget Review Task Force (M. Peterson)
S.B. 77	Middle Schools Task Force (D. Steele)
Sub. S.B. 102	Income Tax Deductions and Revenues (D. Buhler)
S.B. 110	Appropriation for Ogden Parkway Highway Underpass (R. Montgomery)
S.B. 116	Parental Responsibility for Wrongful Conduct of a Child (P. Suazo)
S.B. 136	Municipal and County Land Use Development and Management (L. McAllister)
S.B. 155	Income Tax - Education Tax Credit (H. Stephenson)
Sub. S.B. 157	Limitation on Liability of Nonprofit Corporation Volunteers (S. Howell)
S.B. 160	After-School Access to Computers Task Force (M. Peterson)

S.B. 182	Restriction on State and Local Governments Collecting Monies for Groups (H. Stephenson)
S.B. 187	Utah Council on Victims (C. Peterson)
3rd Sub. S.B. 210	Income Tax Credit for Stay-At-Home Parents or Guardian (R. Muhlestein)
S.C.R. 4	Resolution Requesting Congress to Allow Individuals to Opt Out of Social Security (C. Taylor)

Representative J.W. "Bill" Hickman, Chair

Report filed.

* * *

On motion of Senator C. Peterson, the Senate struck the enacting clause on all House bills and resolutions remaining with the Secretary of the Senate.

On motion of Senator C. Peterson, the Senate struck the enacting clause on all Senate bills and resolutions remaining with the Secretary of the Senate.

President Lane Beattie directed Annette Moore and Sandy Tenney to read, revise, and make minor corrections to the daily Senate Journals and be responsible for certifying the indexed and bound copy as the accurate record of the proceedings of the 1998 General Session of the Fifty-Second Legislature.

President Beattie appointed Senators McAllister, Myrin, and Hull to wait upon the Governor and ask if he has any further business to bring before the Senate.

President Beattie appointed Senators Tanner, Muhlestein, and Steiner to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

On motion of Senator Montgomery, the Senate voted to give each member of the Senate staff an additional 16 hours' compensation at the rates established for each employee.

Representatives Barth, Nora Stephens, Knudson, and Beverly Evans formally notified the Senate that the House has concluded its business and is ready to adjourn sine die.

Senator Tanner reported that the House has been notified that the Senate has concluded its business and is ready to adjourn sine die.

Senator McAllister reported that his committee, with a like committee from the House of Representatives, has notified the Governor that the Legislature is ready to adjourn sine die.

On motion of Senator C. Peterson, Governor Michael O. Leavitt spoke in Committee of the Whole.

On motion of Senator C. Peterson and at 9:45 p.m., the Senate adjourned sine die.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: March 23, 1998

This is to inform you that on March 23, 1998, I have decided to allow **H.B. 31**, SALE OF TOBACCO PRODUCTS, to become a law without my signature.

This is to inform you that on March 24, 1998, I have decided to allow **H.B. 37**, PURCHASE OF TELECOMMUNICATIONS SERVICE, to become law without my signature and transmitted it to the Lieutenant Governor for filing.

This is to inform you that on March 24, 1998, I have decided to allow **H.B. 58**, OIL AND GAS SEVERANCE TAX AMENDMENTS, to become law without my signature and transmitted it to the Lieutenant Governor for filing.

This is to inform you that on March 24, 1998, I have decided to allow **H.B. 404**, USE OF CIGARETTE TAX, to become law without my signature and transmitted it to the Lieutenant Governor for filing.

This is to inform you that on March 24, 1998, I have decided to allow **H.B. 454**, REVISIONS TO STATE GOVERNMENT, to become law without my signature and transmitted it to the Lieutenant Governor for filing.

This is to inform you that on March 24, 1998, I have decided to allow **S.B. 52**, PROPERTY TAX RESTRICTION, to become law without my signature and transmitted it to the Lieutenant Governor for filing.

This is to inform you that on March 24, 1998, I have vetoed **H.B. 73**, DATES FOR BOND ELECTIONS, and have transmitted it to the Lieutenant Governor for filing.

House Bill 73 has the commendable intention of increasing voter turn-out for bond elections. However, it is not an especially good mechanism for that purpose, because it comes at the price of inhibiting entry into the bond markets at the most beneficial times. Of special and immediate concern is that the bill appears to delay substantially, if not altogether make unfeasible, certain bond elections that are already scheduled to take place. These elections are required to provide funding for much needed school buildings. The citizens, educators, and students of those districts should not be made to bear the added costs caused by this bill; and

This is to inform you that on March 24, 1998, I have vetoed **H.B. 80**, MEETINGS OF INTERIM COMMITTEE, and have transmitted it to the Lieutenant Governor for filing.

This bill states that Special Sessions of the Legislature "'should not'" be scheduled on the date of legislative interim meetings. Interim meetings are important to the legislative process. However, calling legislators into Special Session on interim day is an important time-saving and money-saving option when the matter to be considered will only require part of a day. It also assures that a greater number of legislators will be present, because they have already planned to be so.

In the past, I have called Special Sessions only in close consultation with legislative leadership. I plan to continue to do so. I would not like our choice of a date for a Special Session to be impeded by the injunction not to hold Special Sessions on interim day; and

This is to inform you that on March 24, 1998, I have vetoed **H.B. 110**, SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS, and have transmitted it to the Lieutenant Governor for filing.

I have vetoed this legislation because it narrows our sales tax base. Ultimately, a narrow tax base can lead to higher tax rates. While H.B. 110 alone does not seriously compromise our sales tax base, it has the potential to lead to further efforts to provide exemptions for the amusement and recreation industry. It also creates more unfairness in our tax structure as only one company would receive this exemption, but other amusement parks and recreational services would not.

In addition, the bill is structured to allow a greater exemption in the second year.

I am sympathetic to the need to stimulate investment and further develop the tourism and recreation industry. I believe there are other, better ways to do this; and

This is to inform you that on March 24, 1998, I have vetoed **H.B. 144**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.

Among other things, this bill changes the make-up of the Constitutional Defense Council and requires council approval for all expenditures of funds appropriated to the council. It removes the Governor's authority to appoint three members to the council, and it adds two county commissioners to the council.

Under existing constitutional and statutory provisions, the Governor is charged with ultimate responsibility and authority to determine litigation strategy.

The Governor, as needed, consults with others to formulate this strategy. Although the constitutional Defense Council is advisory to the Governor and Legislature, the changes proposed in this bill dramatically increase the influence of local officials and others whose interests do not represent the state as a whole in determining the litigation strategy of the state and directing the expenditure of state resources; and

This is to inform you that on March 24, 1998, I have vetoed **H.B. 283**, ICE CREAM AND MILK DISPENSERS, and have transmitted it to the Lieutenant Governor for filing.

I have vetoed this legislation because it substantially changes a law that was intended to inhibit unfair marketing practices in the retail sales of ice cream. It potentially allows large ice cream manufacturers and distributors to monopolize freezer space in retail establishments; and

This is to inform you that on March 24, 1998, I have vetoed **H.B. 325**, ASSUMED NAMES FOR BUSINESSES, and have transmitted it to the Lieutenant Governor for filing.

I have vetoed this legislation because it attempts to curtail the practice of entering into a business, taking payments and deposits for products and services, and then folding the tents and moving on to [a] exploit the public again under a new name. However, the bill as drafted creates many technical problems with established corporate practice. For example, it unintentionally takes from a banking and trust company the ability to use "trust" in its name.
After consultation with the bill's sponsor, I have committed to consider the bill again in a different form that addresses the true concern to protect the public while not creating problems for legitimate businesses; and

This is to inform you that on March 24, 1998, I have vetoed **H.B. 414**, APPROPRIATION TO SUPPORT LITIGATION AGAINST CREATION OF ESCALANTE MONUMENT, and have transmitted it to the Lieutenant Governor for filing.

House Bill 414 is an expenditure of $75,000 in state revenues for a lawsuit in which the state is not a party. Moreover, the appropriation is to the School and Institutional Trust Lands Administration, which is already adequately funded to pursue lawsuits that are in the interests of its beneficiaries. Therefore, the

appropriation is unnecessary to defend the interests of the state and would simply benefit the other plaintiffs in the suit. Those plaintiffs should bear their own expenses for their own litigation decisions and not place the burden on the citizens of the state at large.

Michael O. Leavitt, Governor

Communications filed.

SUMMARY OF LEGISLATION

1998 GENERAL SESSION

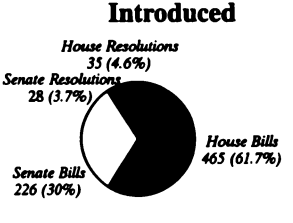
	House	Senate	Total
Bills Introduced	465	226	691
Bills Passed	269	156	425
Bills Vetoed	7	0	7
Line Items Vetoed	0	0	0
Total Bills Enacted	**262**	**156**	**418**
Joint Resolutions Introduced	20	17	37
Concurrent Resolutions Introduced	13	6	19
House & Senate Resolutions Introduced	2	5	7
Total Resolutions Introduced	**35**	**28**	**63**
Joint Resolutions Passed	9	8	17
Concurrent Resolutions Passed	11	4	15
House & Senate Resolutions Passed	2	4	6
Total Resolutions Passed	**22**	**16**	**38**

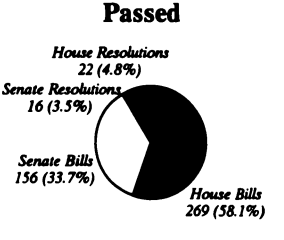
1992–1998 GENERAL SESSIONS

	1992	1993	1994	1995	1996	1997	1998
Bills Introduced	716	754	810	760	797	668	691
Bills Passed	312	317	330	361	386	441	425
Bills Vetoed	5	7	4	6	5	6	7
Vetos Overridden	1	0	0	0	0	0	0
Joint Resolutions Introduced	54	58	44	34	45	37	37
Joint Resolutions Passed	24	8	9	20	17	23	17
Concurrent Resolutions Introduced	41	30	27	20	15	14	19
Concurrent Resolutions Passed	34	15	12	15	11	9	15
House & Senate Resolutions Introduced	12	9	8	7	7	12	7
House & Senate Resolutions Passed	10	5	5	7	5	9	6

Summary of Actions on Legislation
1998 General Session

	House	*Senate*	*Total*
Total Bills and Resolutions Introduced	500	254	754
Total Bills and Resolutions Passed	291	172	463
Total Bills and Resolutions Enacted	284	172	456
Bills Introduced	465	226	691
Bills Passed	269	156	425
Bills Vetoed	7	0	7
Line Items Vetoed	0	0	0
Total Bills Enacted	**262**	**156**	**418**
Joint Resolutions Introduced	20	17	37
Concurrent Resolutions Introduced	13	6	19
House & Senate Resolutions Introduced	2	5	7
Total Resolutions Introduced	**35**	**28**	**63**
Joint Resolutions Passed	9	8	17
Concurrent Resolutions Passed	11	4	15
House & Senate Resolutions Passed	2	4	6
Total Resolutions Passed	**22**	**16**	**38**





SUBJECT INDEX

ALL SENATE AND HOUSE BILLS

AND RESOLUTIONS

(P) - Passed & (F) - Failed

1998 GENERAL SESSION

FIFTY-SECOND LEGISLATURE

January 19 through March 4, 1998

SUBJECT INDEX TITLES

ABUSE
ADMINISTRATIVE RULES AND PROCEDURES
ADMINISTRATIVE SERVICES
ADOPTION
ADVERTISING
AERONAUTICS
AGRICULTURE
AIR
ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGES
ANTIDISCRIMINATION
APPROPRIATIONS
AQUACULTURE
ARTS
ATTORNEYS
BENEFITS/CLAIMS
BLIND PERSONS
BOARD OF PARDONS AND PAROLE
BOILERS
BONDS
BUDGETING
BUILDING CODES
BUSINESS
BUSINESS DEVELOPMENT
CAPITAL PUNISHMENT
CAPITOL BUILDING
CEMETERIES
CHARITIES
CHIEF INFORMATION OFFICER
CHILD CARE
CHILD SUPPORT
CHILDREN
CITIES AND TOWNS
CODE OF CRIMINAL PROCEDURE
COMMERCE AND TRADE
COMMITTEES, LEGISLATIVE
COMMUNITY DEVELOPMENT
CONSTITUTION

CONSTRUCTION INDUSTRIES
CONSUMER CREDIT CODE
CONSUMER PROTECTION
CONTRACTS
CONTROLLED SUBSTANCES
CORPORATE TAX
CORPORATIONS
COUNTIES
COURT PROCEDURE
COURTS
COVERINGS, MOTOR VEHICLES
CREDIT
CRIMINAL CODE
CRIMINAL CONDUCT
DAY CARE
DAY CARE LICENSING
DEATH
DEPARTMENT OF ADMINISTRATIVE SERVICES
DEPARTMENT OF AGRICULTURE
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT
DEPARTMENT OF CORRECTIONS
DEPARTMENT OF ENVIRONMENTAL QUALITY
DEPARTMENT OF HEALTH
DEPARTMENT OF HUMAN RESOURCE MANAGEMENT
DEPARTMENT OF HUMAN SERVICES
DEPARTMENT OF NATURAL RESOURCES
DEPARTMENT OF PUBLIC SAFETY
DEPARTMENT OF TRANSPORTATION
DEPARTMENT OF WORKFORCE SERVICES
DISABILITIES
DISEASES
DIVISION OF INFORMATION TECHNOLOGY SERVICES
DOCUMENTS OF TITLE
DOGS
DOMESTIC VIOLENCE
DRIVER LICENSE
DRIVING UNDER THE INFLUENCE (DUI)
ECONOMIC DEVELOPMENT

EDUCATION
ELDERLY
ELECTIONS
ELECTIONS AND RIGHT OF SUFFRAGE - CONSTITUTION
ELECTRICITY
ELECTRONIC APPLICATIONS
ELECTRONIC DATABASES
ELECTRONIC INFORMATION
ELECTRONIC PRIVACY
ELECTRONIC PROCESSES
EMERGENCY MANAGEMENT
EMINENT DOMAIN (GOVERNMENT TAKE OVER)
EMISSIONS CONTROL
EMPLOYEES AND COMPENSATION, LEGISLATURE
EMPLOYMENT SECURITY
ENERGY
ENVIRONMENT
EQUIPMENT, MOTOR VEHICLES
ETHICS
EXECUTIVE BRANCH
EXECUTIVE DEPARTMENT - CONSTITUTION
FAMILY
FEDERAL GOVERNMENT
FEES
FINANCIAL INSTITUTIONS
FIRE PROTECTION
FISH AND GAME
FIXED GUIDEWAY
FORESTS
FOSTER CARE
GAMBLING
GANGS
GOVERNMENT OPERATIONS (STATE ISSUES)
GOVERNMENT PURCHASING
GOVERNMENT RECORDS
GOVERNMENTAL IMMUNITY
GROSS RECEIPTS
HAZARDOUS MATERIALS TRANSPORTATION
HAZARDOUS SUBSTANCES

HEALTH
HEALTH CARE
HEALTH CARE FACILITIES
HEALTH CARE PROVIDERS
HEALTH INSURANCE
HIGHER EDUCATION
HIGHWAYS
HISTORY
HOUSING
HUMAN SERVICES
I-15 CORRIDOR
INCOME TAX
INDIAN AFFAIRS
INFORMATION TECHNOLOGY
INHERITANCE TAX
INMATES
INSURANCE
INSURANCE DEPARTMENT
INTESTATE SUCCESSION
JUDICIAL DEPARTMENT - CONSTITUTION
JUDICIARY
JUVENILES
LABOR
LANDLORD - TENANT
LAW ENFORCEMENT AND CRIMINAL JUSTICE
LEGISLATIVE AFFAIRS
LEGISLATIVE DEPARTMENT - CONSTITUTION
LEGISLATURE
LIABILITY
LIABILITY INSURANCE
LIBRARIES
LICENSURE, HUMAN SERVICES PROGRAMS
LIENS
LIMITED LIABILITY COMPANY
LOCAL BOARDS OF EDUCATION
LOCAL HEALTH DEPARTMENTS
MARRIAGE
MASS MEDIA
MEDICAID

MEDICAL ASSISTANCE PROGRAMS
MEDICAL RECORDS
MEDICINE
MENTAL HEALTH
MENTAL HEALTH PROFESSIONAL
MILITARY SERVICES
MINERAL LEASE FUNDS
MINES AND MINING
MINORS
MORTGAGE
MOTION PICTURES
MOTOR CARRIER REGULATION
MOTOR FUEL AND SPECIAL FUEL TAXES
MOTOR VEHICLE INSURANCE
MOTOR VEHICLE SAFETY INSPECTION
MOTOR VEHICLES
MOTORCYCLES
MUSEUMS
MUSIC
NAMES (OF BUSINESS ENTITIES)
NATURAL GAS
NATURAL RESOURCES
NEGOTIABLE INSTRUMENTS AND COMMERCIAL PAPERS
NEWS AGENCIES
NEWSPAPERS
NOISE ABATEMENT
NOTARY PUBLIC
NUISANCES
NURSING HOMES
OCCUPATIONAL LICENSING
OCCUPATIONS AND PROFESSIONS
OFFENSES
OIL AND GAS
OLYMPICS
PARKS
PARTNERSHIPS
PEACE OFFICER
PEDESTRIAN SAFETY
PHARMACIES

POLITICAL SUBDIVISIONS (LOCAL ISSUES)
PRESS
PROBATION
PROPERTY TAX
PROPERTY TAX RELIEF
PUBLIC ASSISTANCE
PUBLIC EDUCATION
PUBLIC FUNDS AND ACCOUNTS
PUBLIC MEETINGS
PUBLIC OFFICERS
PUBLIC SAFETY
PUBLIC SERVICE COMMISSION
PUBLIC TRANSIT DISTRICTS
PUBLIC UTILITIES
PUNISHMENTS
RADIATION
RADIO
RAILROADS
REAL ESTATE
RECODIFICATION
RECREATION
RECYCLING
REDEVELOPMENT AGENCIES
REGISTRATION AND REGISTRATION FEES
RESOLUTIONS
RESOLUTIONS, CONSTITUTIONAL
RESOLUTIONS, RULES
RESTITUTION
RETIREMENT
REVENUE AND TAXATION
REVENUE AND TAXATION - CONSTITUTION
REVISOR BILL
RIGHT OF WAY
SALES AND USE TAX
SCHOOL PERSONNEL
SCHOOL SAFETY
SENTENCING COMMISSION
SEVERANCE TAX
SEXUAL OFFENSES

SIGNS
SIZE LIMITS, MOTOR VEHICLES
SOLID WASTE
SPECIAL DISTRICT'S TAXING AUTHORITY
SPECIAL DISTRICTS
SPECIAL SESSION
SPEED LIMITS
SPORTS AUTHORITY
STATE AFFAIRS IN GENERAL
STATE BOARD OF EDUCATION
STATE BOARD OF REGENTS
STATE BUILDINGS
STATE COMMISSIONS AND COUNCILS
STATE INSTITUTIONS
STATE LANDS
STATE OFFICERS AND EMPLOYEES
STATE TAX COMMISSION
STATISTICS
STATUTES (TITLE 68)
STRATEGIC PLANNING FOR EDUCATION
SUBSTANCE ABUSE
SUNSET LEGISLATION
TASK FORCE / COMMITTEES
TELECOMMUNICATIONS
TELEPHONE
TELEVISION
TOBACCO
TOBACCO TAX
TOW TRUCKS
TRANSPORTATION
TRAVEL AND TOURISM
TRUST LANDS
TRUSTS
UNCLAIMED PROPERTY
UNDERGROUND STORAGE TANKS
UNEMPLOYMENT COMPENSATION
UNIFORM COMMERCIAL CODE
UNIFORM FEES
UNIFORM LAWS

UNIFORM PROBATE CODE
UTAH HIGHWAY PATROL
UTILITIES SITING
VICTIMS' RIGHTS
VOLUNTEER WORKERS
WAGES
WATER AND IRRIGATION
WATER QUALITY
WEAPONS
WORKERS' COMPENSATION
WORKFORCE SERVICES
YOUTH CORRECTIONS
ZONING

ABUSE

Child Abuse Database Amendments, Peterson, C. ..... SB0168 (P)
Child Abuse Offense Amendments, Cox, G. ..... HB0064 (P)
Disclosure of Child Abuse or Neglect, Siddoway, R. ..... HB0434 (F)
Expansion of Children's Justice Center Program, Peterson, C. ... SB0135 (P)
Motions to Vacate Ex Parte Protective Orders, Larson, P. ..... HB0081 (P)
Sex Abuse of a Child, Murray, J. ..... HB0267 (P)

ADMINISTRATIVE RULES AND PROCEDURES

Administrative Rules Amendments, Stephenson, H. ..... SB0086 (P)
Administrative Rules Impact Costs, Poulton, L. ..... SB0088 (P)
Reauthorization of Administrative Rules, Stephenson, H. ..... SB0085 (P)
Regulation of Lead-Based Paint Remediation, Mansell, L. ..... SB0118 (P)

ADMINISTRATIVE SERVICES

Administrative Rules Amendments, Stephenson, H. ..... SB0086 (P)
Bidding Process on State Buildings, Adair, G. ..... HB0338 (P)
Disability Center Trust Fund Amendments, Davis, G. ..... HB0251 (P)
Funding for Capital Improvement Projects, Adair, G. ..... HB0314 (F)
Information Technology Services Study Appropriation, Evans, B. HB0117 (F)
Membership on Utah Sports Authority, Tanner, J. ..... HB0229 (P)
Open Space Near State Prison, Evans, R. ..... SB0037 (P)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)

ADOPTION

Adoption Act Amendments, Killpack, R. ..... HB0264 (P)
Adoption Amendments, Stephens, N. ..... HB0059 (P)
Counseling and Support of Adoptive
Families and Children, Stephens, N. ..... HB0173 (F)
Education Requirements of Adoption Assistance, Taylor, C. ..... SB0038 (P)
Information to Adoptive Parents, Stephens, N. ..... HB0318 (F)
Task Force on Privatization of State Adoption
Services, Stephens, N. ..... HB0154 (F)
Tax Incentives for Adoption and Guardianship, Haymond, J. .... HB0175 (F)

ADVERTISING

Funding Education Through Commercial
Advertisement, Dmitrich, M. ..... SB0203 (P)

AERONAUTICS

Sunset Aeronautics Committee, Allen, B. ..... HB0316 (P)

Task Force on Local Airport Funding, Hillyard, L. ..... SB0197 (P)

AGRICULTURE

Agricultural Protection Areas, Anderson, E. ..... HB0074 (P)
Amendments to Agricultural Exemption for
Agricultural Workers, Steiner, R. ..... SB0104 (F)
Annexation of Agriculture Protection Areas, Ure, D. ..... HB0275 (F)
Appropriation for Conservation Easements for
Agricultural Use, Olsen, E. ..... HB0050 (F)
Appropriation for USU Pasture and Forage
Initiative, Anderson, E. ..... HB0068 (P)
Aquaculture Amendments, Ure, D. ..... HB0407 (P)
Conservation District Technical Assistance
Appropriation, Johnson, B. ..... HB0276 (P)
Defining Residential Area for Building
Permit Exemptions, Myrin, A. ..... SB0205 (P)
Eco-Terrorism Prohibition and Penalties, Iverson, D. ..... HB0206 (P)
Fertilizer Act Amendments, Barth, S. ..... HB0367 (F)
Fish Health Board and Aquaculture Amendments, Hogue, D. .... HB0459 (F)
Ice Cream and Milk Dispenser Requirements, Davis, G. ..... HB0283 (P)
Loaded Vehicles - Exemption for Farm Vehicles, Hull, J. ..... SB0113 (P)
Raw Milk Marketing Amendments, Wright, B. ..... HB0155 (F)
Resolution Declaring 1998 the Year of the Farmer, Myrin, A. .... SCR003 (P)
Soil Conservation Special License Plate, Myrin, A. ..... SB0134 (P)
Transfer of Agricultural Land Within City, Muhlestein, R. ..... SB0016 (P)
Workers' Compensation Insurance Amendments, Wright, B. .... HB0280 (P)

AIR

Air Quality Board Powers, McAllister, L. ..... SB0019 (F)
Environmental Crimes Amendments, Wright, B. ..... HB0207 (P)
Regulation of Lead-Based Paint Remediation, Mansell, L. ..... SB0118 (P)
Sales Tax Exemption for Pollution Control, Valentine, J. ..... HB0380 (F)

ALCOHOLIC BEVERAGE CONTROL

Alcoholic Beverage Law Amendments, Buhler, D. ..... SB0108 (P)
Beer Industry Distribution Act, Blackham, L. ..... SB0073 (P)
Home Brewing of Alcohol, Barth, S. ..... HB0293 (F)
Proximity Requirements for Restaurant
Liquor Licensees, Buhler, D. ..... SB0127 (F)
Regulation of Cork-Finished Wine Tasting, Hickman, J. ..... HB0337 (P)

ALCOHOLIC BEVERAGES

Alcohol and Drug Testing Fee, Bush, D. ..... HB0071 (P)
Beer Industry Distribution Act, Blackham, L. ..... SB0073 (P)
Home Brewing of Alcohol, Barth, S. ..... HB0293 (F)
Prohibiting Alcohol in Schools, McAllister, L. ..... SB0018 (P)
Proximity Requirements for Restaurant
Liquor Licensees, Buhler, D. ..... SB0127 (F)
Regulation of Cork-Finished Wine Tasting, Hickman, J. ..... HB0337 (P)
Substance Abuse Prevention, Enforcement, and
Treatment Funding, Stephens, N. ..... HB0228 (F)

ANTIDISCRIMINATION

Antidiscrimination Advisory Council, Adair, G. ..... HB0233 (P)

APPROPRIATIONS

Affordable Housing Amendments, Harper, W. ..... HB0210 (P)
Apprenticeship Training Funding, Waddoups, M. ..... SB0172 (P)
Appropriation Act, McAllister, L. ..... SB0001 (P)
Appropriation for a Site for Urban Indian Programs, Suazo, P. ... SB0044 (P)
Appropriation for Additional Highway Patrolmen, Adair, G. .... HB0009 (P)
Appropriation for Assistive Technology Devices
and Services, Tanner, N. ..... SB0123 (P)
Appropriation for Bridgerland Ice Arena, Buttars, C. ..... HB0284 (P)
Appropriation for Capitol Hill Projects, Becker, R. ..... HB0087 (P)
Appropriation for Conservation Easements for
Agricultural Use, Olsen, E. ..... HB0050 (F)
Appropriation for Davis County Conference and
Community Center, Chard, B. ..... HB0028 (P)
Appropriation for Engineering and Preengineering
Program, Peterson, C. ..... SB0208 (P)
Appropriation for English as Second Language Adult
Education Classes, Rowan, T. ..... HB0047 (F)
Appropriation for Festival of the American West, Holmgren, J. .. SB0204 (P)
Appropriation for Land Use Plans, Iverson, D. ..... HB0285 (P)
Appropriation for Moving Botanical Gardens, Holmgren, J. ..... SB0029 (P)
Appropriation for Ogden Parkway Highway
Underpass, Montgomery, R. ..... SB0110 (F)
Appropriation for Ogden-Weber Applied
Technology Center, Gladwell, D. ..... HB0451 (F)
Appropriation for Olene Walker Housing Trust Fund, Adair, G. .. HB0209 (F)

Appropriation for Roy Museum, Adair, G. ..... HB0294 (F)
Appropriation for Submarine Memorial, Zolman, D. ..... HB0248 (F)
Appropriation for Trails and Crossings, Tyler, A. ..... HB0336 (P)
Appropriation for Training and Education of
Local Governments, Blackham, L. ..... SB0213 (P)
Appropriation for Tuacahn Foundation, Jones, L. ..... SB0224 (F)
Appropriation for USU Pasture and
Forage Initiative, Anderson, E. ..... HB0068 (P)
Appropriation for Utah State Fairpark, Suazo, P. ..... SB0214 (P)
Appropriation for Utah State University
Extension/Uintah Basin Education Center, Evans, B. ..... HB0161 (F)
Appropriation to Office of Attorney General, Mantes, G. ..... SB0216 (F)
Appropriation to Support Litigation Against
Creation of Escalante Monument, Way, G. ..... HB0414 (P)
Arts, Technology, and Education Appropriation, Peterson, C. .... SB0199 (P)
Budget Review Task Force, Peterson, M. ..... SB0072 (F)
Center for the School of the Future, Evans, B. ..... HB0303 (F)
Child Care Task Force, Allen, S. ..... HB0083 (P)
Class Size Reduction in Grades 7–8, Frandsen, L. ..... HB0182 (P)
Commercial Waste Facility Issues, Blackham, L. ..... SB0144 (P)
Compensation for Public Safety Dispatchers, Bowman, D. ..... HB0060 (P)
Computers for Highway Patrol, Adair, G. ..... HB0018 (P)
Computers for Public Schools Pilot Program, Allen, S. ..... HB0007 (P)
Conservation District Technical Assistance
Appropriation, Johnson, B. ..... HB0276 (P)
Educational Technology Initiative Amendments, Tyler, A. ..... HB0184 (P)
Fort Douglas Military Museum, Harper, W. ..... HB0129 (P)
Funding Classroom Supplies, Bigelow, R. ..... HB0016 (P)
Funding for Cleanup of UDOT Dumpsite, Zolman, D. ..... HB0236 (F)
Funding for Senior Citizen Centers, Larson, P. ..... HB0061 (P)
Matching Funds for Highways, Howell, S. ..... SB0069 (F)
Metropolitan Public Safety Task Force, Buckner, P. ..... HB0295 (F)
Middle Schools Task Force, Steele, D. ..... SB0077 (F)
Minimum School Program Act Amendment, Montgomery, R. ... SB0003 (P)
Mining Reclamation Amendments and
Appropriation, Gowans, J. ..... HB0296 (P)
New School Buildings Maintenance and Operation
Costs, Hickman, J. ..... HB0393 (F)
Occupational and Professional Licensure Sunrise
Task Force, Mansell, L. ..... SB0042 (P)
Open Space Near State Prison, Evans, R. ..... SB0037 (P)

Privacy Task Force, Chard, B. ..... HB0186 (F)
Public Education Services Appropriation, Gowans, J. ..... HB0260 (P)
Public School Hazardous Bus Routes Appropriation, Harper, W. . HB0030 (F)
Reauthorization of Juvenile Justice Task Force, Hillyard, L. ..... SB0081 (P)
Recreation and Tourism Research and
Extension Program, Hillyard, L. ..... SB0035 (P)
Revisions to State Government, Koehn, S. ..... HB0454 (P)
Supplemental Appropriations Act, Stephens, M. ..... HB0001 (P)
Supplemental Appropriations Act II, Stephens, M. ..... HB0003 (P)
Task Force on Whistleblower Protections, Bradshaw, A. ..... HB0178 (F)
Task Force Reviewing Federal Funding, Muhlestein, R. ..... SB0033 (F)
Task Force Reviewing Optional Forms of County
Government, Fox-Finlinson, C. ..... HB0416 (F)
Telecommunications Legislative Committee, Evans, B. ..... HB0185 (F)
Truancy Prevention Appropriation, Alexander, J. ..... HB0106 (P)
Underground Storage Tank Program Amendments, Wright, B. ... HB0113 (P)
Uniform Allowance for Utah Highway Patrol, Evans, R. ..... SB0025 (P)
Urban and Community Forestry, Steiner, R. ..... SB0046 (P)
Utah Botanical Center Appropriation, Dillree, M. ..... HB0245 (P)
Utah Centennial Opportunity Program for
Education Act Amendment, McAllister, L. ..... SB0105 (P)
Utah National Guard Tuition Assistance, Johnson, B. ..... HB0292 (P)
Utah State Museum of Natural History Amendments, Evans, B. .. HB0162 (P)
Utah Summer Games Appropriation, Bowman, D. ..... HB0100 (P)

AQUACULTURE

Aquaculture Amendments, Ure, D. ..... HB0407 (P)
Fish Health Board and Aquaculture Amendments, Hogue, D. .... HB0459 (F)

ARTS

Appropriation for Tuacahn Foundation, Jones, L. ..... SB0224 (F)
Arts, Technology, and Education Appropriation, Peterson, C. .... SB0199 (P)

ATTORNEYS

Payment of Legal Fees and Costs of Frivolous Lawsuits,
Iverson, D. ..... HB0067 (F)
Reimbursement of Legal Fees and Costs to Officers and
Employees, Styler, M. ..... HB0421 (P)

BENEFITS/CLAIMS

Retirement - Use of Sick Leave, Buhler, D. ..... SB0138 (P)

BLIND PERSONS

Annual Salary Adjustment for Deaf and Blind Schools Employees, Gladwell, D. ..... HB0082 (P)

BOARD OF PARDONS AND PAROLE

Board of Pardons and Parole Hearing Requirements, Howell, S. ... SB0222 (P)
Outside Employment for Mental Health Advisor, Dayton, M. ..... HB0226 (P)

BOILERS

Boiler Inspection Amendments, Adair, G. ..... HB0222 (P)

BONDS

1998 Capital Facilities Bonding and Debt Financing Authorizations, Adair, G. ..... HB0002 (P)
1998 Highway Financing, Beattie, L. ..... SB0002 (P)
Dates for Bond Elections, Way, G. ..... HB0073 (P)
Funding for Capital Improvement Projects, Adair, G. ..... HB0314 (F)
Funding for Highway Acquisition, Garn, K. ..... HB0461 (P)
Resolution Supporting Resources for Affordable Housing, Bigelow, R. ..... HCR001 (P)

BUDGETING

Budget Review Task Force, Peterson, M. ..... SB0072 (F)
Release of Governor's Budget, Ure, D. ..... HB0109 (F)
State Disclosure of Tax Expenditures, Carlson, M. ..... HB0108 (F)

BUILDING CODES

Defining Residential Area for Building Permit Exemptions, Myrin, A. ..... SB0205 (P)
Plumbing Code Amendments, Haymond, J. ..... HB0419 (F)
Resolution Supporting Uniform Building Code Commission, Bigelow, R. ..... HJR005 (F)

BUSINESS

Alcoholic Beverage Law Amendments, Buhler, D. ..... SB0108 (P)
Amendments Related to Limited Liability Companies, Valentine, J. ..... HB0323 (P)

Amusement Park Rider Responsibility, Dillree, M. ..... HB0375 (P)
Antidiscrimination Advisory Council, Adair, G. ..... HB0233 (P)
Appraiser Registration and Certification, Dmitrich, M. ..... SB0173 (P)
Appropriation for Utah State Fairpark, Suazo, P. ..... SB0214 (P)
Assumed Names for Businesses, Evans, B. ..... HB0325 (P)
Automobile Franchise Act and Motor Vehicle
Act Amendments, Fox-Finlinson, C. ..... HB0458 (F)
Beer Industry Distribution Act, Blackham, L. ..... SB0073 (P)
Community Economic Development Project Fund, Harper, W. ... HB0347 (P)
Construction Contract Law Amendments, Knudson, P. ..... HB0230 (F)
Consumer Credit Code Amendments, Garn, K. ..... HB0235 (P)
County Improvement District Construction Contracts, Short, R. .. HB0023 (P)
Defining Residential Area for Building Permit
Exemptions, Myrin, A. ..... SB0205 (P)
Demand Drafts - Uniform Commercial Code, Hillyard, L. ..... SB0074 (P)
Depository Institutions Insurance Powers, Valentine, J. ..... HB0427 (P)
Division of Occupational and Professional
Licensing Act Amendments, Howell, S. ..... SB0036 (F)
Electronic Process for Payroll, Holmgren, J. ..... SB0014 (P)
Eminent Domain Valuation, Suazo, P. ..... SB0049 (P)
Engineer License Amendments, Dillree, M. ..... HB0290 (P)
Esthetician Licensing Act, Allen, S. ..... HB0152 (F)
Financial Records Privacy, Hickman, J. ..... HB0332 (F)
Gender Price Equality, Barth, S. ..... HB0431 (F)
Heber Valley Historic Railroad Authority, Evans, B. ..... HB0440 (F)
Home Brewing of Alcohol, Barth, S. ..... HB0293 (F)
Immunity for Volunteers, Taylor, C. ..... SB0054 (F)
Independent Public Corporations Amendments, Allen, B. ..... HB0361 (F)
Insurance Exam Requirements, Holladay, B. ..... HB0102 (F)
Insurance Law Changes, Poulton, L. ..... SB0076 (P)
Landlord Inspection Rights, Nelson, L. ..... HB0289 (F)
Landscape Architect Licensing Act, Peterson, C. ..... SB0149 (P)
Licensing the Sale of Factory Built Housing, Frandsen, L. ..... HB0411 (F)
Lien on Real Property, Mansell, L. ..... SB0070 (P)
Limitation on Liability of Nonprofit Corporation
Volunteers, Howell, S. ..... SB0157 (F)
Limited Liability Company Amendments, Allen, S. ..... HB0277 (P)
Limiting Liability in Hockey Facilities, Mansell, L. ..... SB0181 (P)
Loans for Businesses Impacted by Major Highway
Construction, Barth, S. ..... HB0160 (F)
Master Deeds of Trust or Mortgages, Hillyard, L. ..... SB0082 (P)

Mitigation to Businesses Impacted by Major Highway Construction, Jones, D. ..... HB0141 (F)
Mold Retention Law, Mold Lien Law, and Creditor's Rights, Dmitrich, M. ..... SB0198 (P)
Motor Vehicle Business Regulation, Mantes, G. ..... SB0053 (P)
Motor Vehicle Repair - Insurance Deductible, Howell, S. ..... SB0161 (P)
Music Licensing Practices Act, Howell, S. ..... SB0055 (P)
Nonprobate Transfers Upon Death, Davis, G. ..... HB0438 (F)
Notaries Public Revision, Bryson, K. ..... HB0345 (P)
Notary on Electronic Document, Peterson, C. ..... SB0107 (P)
Occupational and Professional Licensure Sunrise Task Force, Mansell, L. ..... SB0042 (P)
Payments on Credit Contracts, Garn, K. ..... HB0463 (F)
Plumbing Code Amendments, Haymond, J. ..... HB0419 (F)
Privacy Task Force, Chard, B. ..... HB0186 (F)
Privatization of Quasi - Governmental Entities, Adair, G. ..... HB0444 (P)
Professional Boxing Act Amendments, Suazo, P. ..... SB0207 (P)
Professional License Conditions Disclosure, Cox, G. ..... HB0005 (F)
Proximity Requirements for Restaurant Liquor Licensees, Buhler, D. ..... SB0127 (F)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Real Estate Recovery Fund Amendments, Mansell, L. ..... SB0032 (P)
Recording of Documents, Hatch, T. ..... HB0088 (P)
Recreational Vehicle Standards, Mantes, G. ..... SB0143 (P)
Registration of Personal Introduction Services, Bradshaw, A. ..... HB0385 (P)
Regulation of Cork-Finished Wine Tasting, Hickman, J. ..... HB0337 (P)
Regulation of Insurance Agent Relationships, Nelson, L. ..... HB0168 (F)
Residence Lien Recovery Fund Amendments, Dillree, M. ..... HB0219 (P)
Resolution Declaring 1998 the Year of the Farmer, Myrin, A. ..... SCR003 (P)
Resolution Providing Assistance to Seriously Impacted Businesses, Jones, D. ..... HJR015 (F)
Resolution Supporting Uniform Building Code Commission, Bigelow, R. ..... HJR005 (F)
Resolution Urging Businesses to Adjust Parent Work Schedules, Killpack, R. ..... HCR004 (P)
Resolution Urging Membership Change on Salt Lake Olympic Committee, Barth, S. ..... HJR019 (F)
Restrictions on Names of Business Entities, Bryson, K. ..... HB0089 (P)
Task Force on Whistleblower Protections, Bradshaw, A. ..... HB0178 (F)
Telecommunications Amendments, Stephens, M. ..... HB0115 (P)
Telemarketing Requirements, Nelson, L. ..... HB0044 (P)

Testing Period for Hearing Aids, Pace, L. ..... HB0078 (P)
Ticket Scalping Restrictions, Tanner, J. ..... HB0257 (F)
Title Insurance Amendments, Hatch, T. ..... HB0265 (P)
Town Option Sales and Use Tax, Knudson, P. ..... HB0055 (P)
Trade or Business Names, Bigelow, R. ..... HB0026 (P)
Unsolicited Loan Regulation, Muhlestein, R. ..... SB0022 (F)

BUSINESS DEVELOPMENT

Eminent Domain Valuation, Suazo, P. ..... SB0049 (P)
Loans for Businesses Impacted by Major
Highway Construction, Barth, S. ..... HB0160 (F)
Mitigation to Businesses Impacted by Major
Highway Construction, Jones, D. ..... HB0141 (F)
Resolution Providing Assistance to Seriously
Impacted Businesses, Jones, D. ..... HJR015 (F)
Rural Enterprise Zones, Evans, B. ..... HB0256 (P)

CAPITAL PUNISHMENT

Capital Sentencing Amendments, Ure, D. ..... HB0306 (P)

CAPITOL BUILDING

Capitol Preservation Board, Brown, M. ..... HB0330 (P)

CEMETERIES

Endowment Care Cemetery Amendments, Hickman, J. ..... HB0356 (F)
Registry of Unidentified Deceased Persons, Nielson, H. ..... SB0010 (P)

CHARITIES

Endowment Funds for Utah Charities, Haymond, J. ..... HB0093 (F)
Immunity for Volunteers, Taylor, C. ..... SB0054 (F)

CHIEF INFORMATION OFFICER

Information Technology Structure Amendments, Evans, B. ..... HB0274 (P)

CHILD CARE

Child Care Licensing Regulation, Jones, D. ..... HB0346 (P)
Child Care Task Force, Allen, S. ..... HB0083 (P)

Utah Child Care Licensing Act Revisions, Blackham, L. ..... SB0026 (P)
Workforce Services Amendments, Carnahan, O. ..... HB0015 (P)

CHILD SUPPORT

Child Support Amendments, Tanner, N. ..... SB0145 (P)
Child Support for Adult Children, Swallow, J. ..... HB0270 (P)
Collection of Child Support, Barth, S. ..... HB0324 (F)
Medical Assistance Recovery Amendments, Cox, G. ..... HB0353 (P)

CHILDREN

Adoption Act Amendments, Killpack, R. ..... HB0264 (P)
Adoption Amendments, Stephens, N. ..... HB0059 (P)
Attempted Purchase of Tobacco by Children, Stephenson, H. .... SB0087 (P)
Child Abuse Database Amendments, Peterson, C. ..... SB0168 (P)
Child Abuse Offense Amendments, Cox, G. ..... HB0064 (P)
Child Care Task Force, Allen, S. ..... HB0083 (P)
Child Custody and Visitation Amendments, Holladay, B. ..... HB0369 (F)
Child Support Amendments, Tanner, N. ..... SB0145 (P)
Child Support for Adult Children, Swallow, J. ..... HB0270 (P)
Child Welfare Amendments, Haymond, J. ..... HB0239 (P)
Children's Health Insurance Program, Knudson, P. ..... HB0137 (P)
Clandestine Drug Lab Amendments, Suazo, P. ..... SB0192 (P)
Clarification on Probation Limitations, Curtis, G. ..... HB0249 (P)
Collection of Child Support, Barth, S. ..... HB0324 (F)
Computers for Public Schools Pilot Program, Allen, S. ..... HB0007 (P)
Counseling and Support of Adoptive Families and
Children, Stephens, N. ..... HB0173 (F)
Coverage for Childhood Immunizations, Knudson, P. ..... HB0020 (F)
Department of Human Services Office of Licensing
Revisions, Haymond, J. ..... HB0120 (P)
Disclosure of Child Abuse or Neglect, Siddoway, R. ..... HB0434 (F)
Expansion of Children's Justice Center Program, Peterson, C. ... SB0135 (P)
Grandparents Visitation Rights, Buffmire, J. ..... HB0136 (P)
Information to Adoptive Parents, Stephens, N. ..... HB0318 (F)
License Plates for Children's Issues, Suazo, P. ..... SB0215 (P)
Newborn Hearing Screening, Peterson, C. ..... SB0040 (P)
Parental Consent to Body Piercing and Tattooing, Ure, D. ..... HB0390 (P)
Penalty for Providing Tobacco to Youth, Saunders, C. ..... HB0029 (F)
Private Kinship Care, Larson, P. ..... HB0079 (F)
Recognition of Non-Court Ordered Guardianships, Allen, S. .... HB0243 (P)
Resolution Amending Rule of Evidence, Gladwell, D. ..... HJR001 (F)

Resolution Encouraging Parents Oversight of Children's Television Viewing, Howell, S. ..... SR0004 (P)
Resolution Urging Businesses to Adjust Parent Work Schedules, Killpack, R. ..... HCR004 (P)
Resolution Urging Parental Oversight of Children Watching Movies, Howell, S. ..... SR0001 (P)
Serious Youth Offender Amendments, Baca, L. ..... HB0142 (F)
Sex Abuse of a Child, Murray, J. ..... HB0267 (P)
Statewide Implementation of Foster Care Citizen Review Boards, Stephens, N. ..... HB0004 (P)
Task Force on Privatization of State Adoption Services, Stephens, N. ..... HB0154 (F)
Utah Child Care Licensing Act Revisions, Blackham, L. ..... SB0026 (P)

CITIES AND TOWNS

Affordable Housing Amendments, Harper, W. ..... HB0210 (P)
Agricultural Protection Areas, Anderson, E. ..... HB0074 (P)
Amendments to County Improvement Districts for Water Services, Allen, B. ..... HB0194 (P)
Animal Shelter Pet Sterilization Act, Steiner, R. ..... SB0021 (P)
Annexation Amendments, Harper, W. ..... HB0355 (F)
Annexation of Agriculture Protection Areas, Ure, D. ..... HB0275 (F)
Appropriation for Roy Museum, Adair, G. ..... HB0294 (F)
Appropriation for Training and Education of Local Governments, Blackham, L. ..... SB0213 (P)
Electric Service Districts, Haymond, J. ..... HB0268 (F)
Impact Fee Amendments, Poulton, L. ..... SB0226 (F)
Impact Fee Arbitration, Hickman, J. ..... HB0424 (F)
Justice Court Amendments, Curtis, G. ..... HB0460 (P)
Limits of Municipal Liability, Knudson, P. ..... HB0254 (F)
Local Government Subdivision Ordinances, Stephens, M. ..... HB0095 (P)
Municipal Amendments, Zolman, D. ..... HB0054 (P)
Municipal and County Land Use Development and Management, McAllister, L. ..... SB0136 (F)
Municipal Energy Sales and Use Tax Exemption, Hillyard, L. ... SB0128 (P)
Municipal Government Civil Service Selection Procedures, Killpack, R. ..... HB0261 (P)
Notice on Creation or Modification of Political Subdivisions, Evans, R. ..... SB0132 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Planning Coordination, McAllister, L. ..... SB0189 (F)

Real Estate Conveyance and
Subdivision Amendments, Becker, R. ..... HB0288 (F)
Regulating Sale of Tobacco Products, Harper, W. ..... HB0326 (F)
Removing Barriers to Affordable
Manufactured Housing, Allen, B. ..... HB0269 (F)
Resolution Recognizing Utah Russia Days, Valentine, J. ..... HCR008 (P)
Resolution Supporting Privatization of Dutch
John Utah, Seitz, J. ..... HCR005 (P)
Rural Enterprise Zones, Evans, B. ..... HB0256 (P)
Salary Increases for Government Officials, Styler, M. ..... HB0188 (F)
Sales Tax Exemption for Municipality-Sponsored
Events, Ure, D. ..... HB0216 (F)
Stabilizing School District Boundaries, Bigelow, R. ..... HB0386 (P)
State and Local Government Severance
Package Authority, Cox, G. ..... HB0315 (F)
State Elections Commission, Carlson, M. ..... HB0204 (F)
Town Option Sales and Use Tax, Knudson, P. ..... HB0055 (P)
Townsite Statute Modification, Muhlestein, R. ..... SB0191 (P)
Traffic Violation Changes, Jones, D. ..... HB0447 (P)
Transfer of Agricultural Land Within City, Muhlestein, R. ..... SB0016 (P)
Transient Room Tax Amendments, Johnson, K. ..... HB0357 (P)

CODE OF CRIMINAL PROCEDURE

Amendments Regarding Restitution, Hendrickson, N. ..... HB0378 (P)
Amendments to Pharmaceutical Law, Siddoway, R. ..... HB0053 (F)
Bail Reform, Curtis, G. ..... HB0376 (P)
Cohabitant Abuse Act Amendments, Larson, P. ..... HB0148 (P)
Compensatory Service, King, B. ..... HB0107 (P)
Correctional Officer Amendment, Chard, B. ..... HB0191 (P)
Credit Card Amendments, Buhler, D. ..... SB0190 (P)
Criminal Intent, Arrington, J. ..... HB0039 (P)
Expert Discovery Amendments, Barth, S. ..... HB0317 (F)
Expungement of Criminal Record Amendments, Suazo, P. ..... SB0065 (P)
Habitual Violent Offender Definitions, Hendrickson, N. ..... HB0146 (P)
Indigent Defense Fund Amendments, Blackham, L. ..... SB0103 (P)
Juror Reimbursement, Zolman, D. ..... HB0036 (P)
Murder and Manslaughter Amendments, Gladwell, D. ..... HB0085 (F)
Negligent Storage of Loaded Firearm, Steiner, R. ..... SB0023 (F)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalty for Interference with Service of Process, Arrington, J. ... HB0025 (P)
Penalty in Using a Weapon, Adair, G. ..... HB0043 (F)

Sex Offender Public Records, Allen, B. ..... HB0362 (P)
Stalking Amendments, Haymond, J. ..... HB0321 (F)
Statute of Limitations, Buckner, P. ..... HB0232 (P)
Utah Council on Victims, Peterson, C. ..... SB0187 (F)

COMMERCE AND TRADE

Amusement Park Rider Responsibility, Dillree, M. ..... HB0375 (P)
Commercial Waste Facility Issues, Blackham, L. ..... SB0144 (P)
Construction Contract Law Amendments, Knudson, P. ..... HB0230 (F)
Controlled Substances Precursor Amendments, Tyler, A. ..... HB0130 (P)
Food Handler Licensing, Blackham, L. ..... SB0166 (P)
Limiting Liability in Hockey Facilities, Mansell, L. ..... SB0181 (P)
Motor Fuel Marketing Act Amendments, Way, G. ..... HB0448 (F)
Motor Vehicle Repair - Insurance Deductible, Howell, S. ..... SB0161 (P)
Occupational and Professional Licensure Sunrise
Task Force, Mansell, L. ..... SB0042 (P)
Posting on Motor and Special Fuel Pumps, Way, G. ..... HB0101 (P)
Recreational Vehicle Standards, Mantes, G. ..... SB0143 (P)
Retention Proceeds for Construction Projects, Ure, D. ..... HB0359 (F)
Retention Proceeds Reform for Construction
Projects, Knudson, P. ..... HB0433 (F)
Sale of Tobacco Products, Saunders, C. ..... HB0031 (P)
Sale of Vehicle, Allen, B. ..... HB0259 (P)
Telemarketing Requirements, Nelson, L. ..... HB0044 (P)

COMMITTEES, LEGISLATIVE

Commission Staffing and Duties, Beattie, L. ..... SB0092 (P)
Legislative Committees, Peterson, C. ..... SB0121 (P)
Meetings of Interim Committees, Frandsen, L. ..... HB0080 (P)

COMMUNITY DEVELOPMENT

Affordable Housing Amendments, Harper, W. ..... HB0210 (P)
Appropriation for Capitol Hill Projects, Becker, R. ..... HB0087 (P)
Community Economic Development Project Fund, Harper, W. ... HB0347 (P)
Heber Valley Historic Railroad Authority, Evans, B. ..... HB0440 (F)
Native American Coordinating Board Membership, Evans, B. ... HB0213 (P)
Navajo Revitalization Fund Board, Johnson, K. ..... HB0212 (P)
Resolution Recognizing Utah Russia Days, Valentine, J. ..... HCR008 (P)
State Law Library Amendments, Hillyard, L. ..... SB0109 (P)

CONSTITUTION

Commission Staffing and Duties, Beattie, L. ..... SB0092 (P)
Constitutional Defense Council Amendments, Iverson, D. ..... HB0144 (P)
Legislative Eligibility Resolution, Arent, P. ..... HJR008 (P)
Resolution Amending Property Tax Provisions, Montgomery, R. ..... SJR001 (F)
Resolution Amending Special Sessions, Blackham, L. ..... SJR006 (F)
Resolution Amending the Date of General Legislative Session, Howell, S. ..... SJR007 (F)
Resolution Eliminating Voting Rights of Convicted Felons, Saunders, C. ..... HJR004 (P)
Resolution Establishing Wildlife Numbers, Blackham, L. ..... SJR010 (P)
Statutory Presumptions, Ure, D. ..... HB0408 (F)
Study on Residential Property Tax Amendments, Stephenson, H. . SB0058 (P)

CONSTRUCTION INDUSTRIES

Construction Contract Law Amendments, Knudson, P. ..... HB0230 (F)
County Improvement District Construction Contracts, Short, R. .. HB0023 (P)
Defining Residential Area for Building Permit Exemptions, Myrin, A. ..... SB0205 (P)
Division of Facilities Construction and Management Bidding Process, Short, R. ..... HB0128 (P)
Inmate Productivity and Work Skills, Adair, G. ..... HB0272 (P)
Licensing the Sale of Factory Built Housing, Frandsen, L. ..... HB0411 (F)
Plumbing Code Amendments, Haymond, J. ..... HB0419 (F)
Quality Assurance on Construction of Public Buildings, Mayne, E. ..... SB0174 (F)
Residence Lien Recovery Fund Amendments, Dillree, M. ..... HB0219 (P)
Retention Proceeds for Construction Projects, Ure, D. ..... HB0359 (F)
School Construction Limit Amendment, Haymond, J. ..... HB0234 (P)

CONSUMER CREDIT CODE

Consumer Credit Code Amendments, Garn, K. ..... HB0235 (P)

CONSUMER PROTECTION

Amusement Park Rider Responsibility, Dillree, M. ..... HB0375 (P)
Consumer Credit Code Amendments, Garn, K. ..... HB0235 (P)
Consumer Health Care Study, Beck, T. ..... HB0104 (P)
Gender Price Equality, Barth, S. ..... HB0431 (F)

Motor Vehicle - Consumer Protection Amendments, Buhler, D. . . SB0099 (P)
Motor Vehicle Repair - Insurance Deductible, Howell, S. ..... SB0161 (P)
Notaries Public Revision, Bryson, K. ..... HB0345 (P)
Recreational Vehicle Standards, Mantes, G. ..... SB0143 (P)
Registration of Personal Introduction Services, Bradshaw, A. .... HB0385 (P)
Sale of Vehicle, Allen, B. ..... HB0259 (P)
Testing Period for Hearing Aids, Pace, L. ..... HB0078 (P)
Unsolicited Loan Regulation, Muhlestein, R. ..... SB0022 (F)

CONTRACTS

Construction Contract Law Amendments, Knudson, P. ..... HB0230 (F)
County Improvement District Construction Contracts, Short, R. . . HB0023 (P)
Mold Retention Law, Mold Lien Law, and
Creditor's Rights, Dmitrich, M. ..... SB0198 (P)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Recording of Documents, Hatch, T. ..... HB0088 (P)
Telecommunications Amendments, Stephens, M. ..... HB0115 (P)
Underground Utilities Facilities Amendments, Holmgren, J. ..... SB0171 (P)

CONTROLLED SUBSTANCES

Alcohol and Drug Testing Fee, Bush, D. ..... HB0071 (P)
Amendments to Pharmaceutical Law, Siddoway, R. ..... HB0053 (F)
Clandestine Drug Lab Amendments, Suazo, P. ..... SB0192 (P)
Controlled Substances Act Amendments, Arent, P. ..... HB0309 (P)
Controlled Substances Penalty Amendments, Chard, B. ..... HB0311 (P)
Controlled Substances Precursor Amendments, Tyler, A. ..... HB0130 (P)
Enforcement Authority for Drug Lab
and Precursor Acts, Tyler, A. ..... HB0131 (P)
Funds for Youth Drug Treatment, Baca, L. ..... HB0329 (F)
Pharmacy Practice Act Amendments, Arent, P. ..... HB0096 (P)

CORPORATE TAX

Research Tax Credit, Nielson, H. ..... SB0047 (P)
Research Tax Credit for Machinery and Equipment, Peterson, C. . SB0220 (P)
Tax Assessments, Proceedings, and Credit or
Refund Claims, Harper, W. ..... HB0395 (P)

CORPORATIONS

Assumed Names for Businesses, Evans, B. ..... HB0325 (P)

Endowment Funds for Utah Charities, Haymond, J. ..... HB0093 (F)
Immunity for Volunteers, Taylor, C. ..... SB0054 (F)
Limitation on Liability of Nonprofit Corporation
Volunteers, Howell, S. ..... SB0157 (F)
Restrictions on Names of Business Entities, Bryson, K. ..... HB0089 (P)
Trade or Business Names, Bigelow, R. ..... HB0026 (P)

COUNTIES

Affordable Housing Amendments, Harper, W. ..... HB0210 (P)
Agricultural Protection Areas, Anderson, E. ..... HB0074 (P)
Amendments to County Improvement Districts
for Water Services, Allen, B. ..... HB0194 (P)
Amendments to Enterprise Zones, Hatch, T. ..... HB0327 (F)
Animal Shelter Pet Sterilization Act, Steiner, R. ..... SB0021 (P)
Annexation of Agriculture Protection Areas, Ure, D. ..... HB0275 (F)
Appropriation for Davis County Conference and
Community Center, Chard, B. ..... HB0028 (P)
Appropriation for Land Use Plans, Iverson, D. ..... HB0285 (P)
Appropriation for Training and Education of
Local Governments, Blackham, L. ..... SB0213 (P)
Collection of Uniform Motor Vehicle Fees
Amendment, Bush, D. ..... HB0177 (P)
Conveyance of Water Rights, Styler, M. ..... HB0302 (P)
County Employees Running for County Office, Cox, G. ..... HB0297 (P)
County Option Sales Tax for
Long Term Care Centers, Seitz, J. ..... HB0150 (P)
County Personnel Management Act Revisions, Davis, G. ..... HB0354 (F)
County Regulation of Wildlife Rehabilitation, Evans, R. ..... SB0130 (P)
County Service Area Changes, Allen, B. ..... HB0465 (F)
Creating or Consolidating Counties, Frandsen, L. ..... HB0350 (F)
Enterprise Zone Amendments, Dmitrich, M. ..... SB0111 (P)
Expansion of Children's Justice Center Program, Peterson, C. ... SB0135 (P)
Impact Fee Amendments, Poulton, L. ..... SB0226 (F)
Impact Fee Arbitration, Hickman, J. ..... HB0424 (F)
Indigent Defense Fund Amendments, Blackham, L. ..... SB0103 (P)
Justice Court Amendments, Curtis, G. ..... HB0460 (P)
Local Government Subdivision Ordinances, Stephens, M. ..... HB0095 (P)
Master Deeds of Trust or Mortgages, Hillyard, L. ..... SB0082 (P)
Municipal and County Land Use Development and
Management, McAllister, L. ..... SB0136 (F)

Notice on Creation or Modification of
Political Subdivisions, Evans, R. ..... SB0132 (P)
Offender Expenses Amendments, Buckner, P. ..... HB0223 (P)
Optional Forms of County Government, Evans, R. ..... SB0133 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Planning Coordination, McAllister, L. ..... SB0189 (F)
Property Tax - Homeowner's Credit, Jones, D. ..... HB0122 (F)
Property Tax Appeal Process, Walsh, R. ..... HB0118 (F)
Real Estate Conveyance and Subdivision
Amendments, Becker, R. ..... HB0288 (F)
Recording of Documents, Hatch, T. ..... HB0088 (P)
Registry of Unidentified Deceased Persons, Nielson, H. ..... SB0010 (P)
Regulating Sale of Tobacco Products, Harper, W. ..... HB0326 (F)
Removing Barriers to Affordable Manufactured
Housing, Allen, B. ..... HB0269 (F)
Resolution Recognizing Utah Russia Days, Valentine, J. ..... HCR008 (P)
Rural Enterprise Zones, Evans, B. ..... HB0256 (P)
Salary Increases for Government Officials, Styler, M. ..... HB0188 (F)
School and Institutional Trust Land Amendments, Hatch, T. ..... HB0070 (P)
Sentencing Credit for Good Behavior, Bryson, K. ..... HB0099 (P)
Special District Elections, Swallow, J. ..... HB0227 (P)
State and Local Government Severance Package
Authority, Cox, G. ..... HB0315 (F)
State Elections Commission, Carlson, M. ..... HB0204 (F)
Task Force Reviewing Optional Forms of County
Government, Fox-Finlinson, C. ..... HB0416 (F)
Tax Expenditures for Zoological Facilities, Poulton, L. ..... SB0209 (P)
Traffic Violation Changes, Jones, D. ..... HB0447 (P)
Transient Room Tax Amendments, Johnson, K. ..... HB0357 (P)

COURT PROCEDURE

Judicial Conduct Commission Amendments, Cox, G. ..... HB0040 (P)
Judicial Nominating Commission
Amendments, Fox-Finlinson, C. ..... HB0157 (P)
Jurisdiction in Utah Courts, Arent, P. ..... HB0225 (P)
Juvenile Court Hearings and Records, Arent, P. ..... HB0011 (P)

COURTS

Adoption Amendments, Stephens, N. ..... HB0059 (P)
Compensatory Service, King, B. ..... HB0107 (P)

District Court Review of Tax Commission Cases, Stephenson, H. ..... SB0062 (P)
Enforcement of Court's Restitution Order, Swallow, J. ..... HB0215 (P)
Expert Discovery Amendments, Barth, S. ..... HB0317 (F)
Expungement of Criminal Record Amendments, Suazo, P. ..... SB0065 (P)
Frivolous Lawsuits Amendments, Gladwell, D. ..... HB0374 (P)
Habitual Youth Offender Amendments, Chard, B. ..... HB0170 (P)
Joinder of Misdemeanor and Felony Offenses, Barth, S. ..... HB0046 (P)
Judicial Conduct Commission Amendments, Cox, G. ..... HB0040 (P)
Judiciary Amendments, Hillyard, L. ..... SB0068 (P)
Jurisdiction in Utah Courts, Arent, P. ..... HB0225 (P)
Justice Court Amendments, Curtis, G. ..... HB0460 (P)
Juvenile Court Hearings and Records, Arent, P. ..... HB0011 (P)
Lien on Real Property, Mansell, L. ..... SB0070 (P)
New Judicial Positions, Beattie, L. ..... SB0122 (P)
Parental Responsibility for Wrongful Conduct of a Child, Suazo, P. ..... SB0116 (F)
Provision for Juvenile Judge, Dmitrich, M. ..... SB0126 (F)
Quick Court Amendments, Allen, S. ..... HB0183 (P)
Reimbursement of Legal Fees and Costs to Officers and Employees, Styler, M. ..... HB0421 (P)
Resolution Amending Judicial Nomination Process, Taylor, C. ..... SJR003 (F)
Resolution on Review of Tax Commission Cases, Stephenson, H. . SJR013 (P)
Resolution Supporting Lawsuit Opposing Grand Staircase Escalante National Monument Designation, Iverson, D. ..... HJR002 (P)
Service of Process Amendments, Koehn, S. ..... HB0305 (F)
State Court Administrator Salary, Zolman, D. ..... HB0298 (F)
Statute of Limitations, Buckner, P. ..... HB0232 (P)
Traffic Offense Trial Process, Stephens, N. ..... HB0197 (F)

COVERINGS, MOTOR VEHICLES

Loaded Vehicles - Exemption for Farm Vehicles, Hull, J. ..... SB0113 (P)

CREDIT

Payments on Credit Contracts, Garn, K. ..... HB0463 (F)
Unsolicited Loan Regulation, Muhlestein, R. ..... SB0022 (F)

CRIMINAL CODE

Age of Victim for Unlawful Sexual Conduct, McAllister, L. ..... SB0131 (P)
Aggravated Kidnaping Amendments, Buckner, P. ..... HB0017 (P)

Amendments Regarding Restitution, Hendrickson, N. ..... HB0378 (P)
Assaulting a Peace Officer, Evans, R. ..... SB0090 (P)
Attempted Purchase of Tobacco by Children, Stephenson, H. .... SB0087 (P)
Bail Bond Agent Licensure Act, Koehn, S. ..... HB0124 (P)
Bail Reform, Curtis, G. ..... HB0376 (P)
Capital Sentencing Amendments, Ure, D. ..... HB0306 (P)
Child Abuse Offense Amendments, Cox, G. ..... HB0064 (P)
Clandestine Drug Lab Amendments, Suazo, P. ..... SB0192 (P)
Clarification on Probation Limitations, Curtis, G. ..... HB0249 (P)
Compensatory Service, King, B. ..... HB0107 (P)
Concealed Firearms Amendments, Beattie, L. ..... SB0057 (F)
Contributing to Delinquency of a Minor, Barth, S. ..... HB0377 (F)
Credit Card Amendments, Buhler, D. ..... SB0190 (P)
Criminal Intent, Arrington, J. ..... HB0039 (P)
Eco-Terrorism Prohibition and Penalties, Iverson, D. ..... HB0206 (P)
Effective Law Enforcement, Swallow, J. ..... HB0133 (P)
Emergency Services Amendments, Holladay, B. ..... HB0049 (P)
Ethic Law Amendments, Stephens, M. ..... HB0103 (P)
Expungement of Criminal Record Amendments, Suazo, P. ..... SB0065 (P)
Felon Voting Restrictions, Saunders, C. ..... HB0190 (P)
Firearm Purchase Requirements, Waddoups, M. ..... SB0141 (P)
Gambling Amendments, Chard, B. ..... HB0258 (P)
Gang Amendments, Buhler, D. ..... SB0045 (F)
Habitual Violent Offender Definitions, Hendrickson, N. ..... HB0146 (P)
Joinder of Misdemeanor and Felony Offenses, Barth, S. ..... HB0046 (P)
Mail Box Damage and Mail Theft, Goodfellow, B. ..... HB0090 (P)
Minimum Fine for Possession of Tobacco
Products by Underaged Persons, Siddoway, R. ..... HB0035 (P)
Motions to Vacate Ex Parte Protective Orders, Larson, P. ..... HB0081 (P)
Murder and Manslaughter Amendments, Gladwell, D. ..... HB0085 (F)
Parental Consent to Body Piercing and Tattooing, Ure, D. ..... HB0390 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalty for Abandoned Campfire, Hogue, D. ..... HB0024 (P)
Penalty for Interference with Service of Process, Arrington, J. ... HB0025 (P)
Penalty for Providing Tobacco to Youth, Saunders, C. ..... HB0029 (F)
Public Office Misconduct Amendments, Koehn, S. ..... HB0328 (F)
Reporting by Financial Institutions - Enforcement, Arent, P. .... HB0349 (P)
Resolution Amending Rule of Evidence, Gladwell, D. ..... HJR001 (F)
Sale of Tobacco Products, Saunders, C. ..... HB0031 (P)
Sentencing Credit for Good Behavior, Bryson, K. ..... HB0099 (P)
Serious Youth Offender Amendments, Baca, L. ..... HB0142 (F)

Sex Abuse of a Child, Murray, J. ..... HB0267 (P)
Sexual Offenses Without Consent of Victim, Bryson, K. ..... HB0092 (P)
Stalking Amendments, Haymond, J. ..... HB0321 (F)
Statute of Limitations on Prosecuting for Bribery, Hull, J. ..... SB0015 (P)
Ticket Scalping Restrictions, Tanner, J. ..... HB0257 (F)
Tire Recycling Amendments, Ure, D. ..... HB0153 (F)
Unemployment Compensation Fraud
Amendments, Hendrickson, N. ..... HB0042 (P)
Unlawful Sexual Activity with a Minor, Curtis, G. ..... HB0072 (P)
Wrongful Appropriation, Holladay, B. ..... HB0310 (P)

CRIMINAL CONDUCT

Compensatory Service, King, B. ..... HB0107 (P)
Criminal Intent, Arrington, J. ..... HB0039 (P)
Eco-Terrorism Prohibition and Penalties, Iverson, D. ..... HB0206 (P)
Emergency Services Amendments, Holladay, B. ..... HB0049 (P)
Habitual Youth Offender Amendments, Chard, B. ..... HB0170 (P)
Mail Box Damage and Mail Theft, Goodfellow, B. ..... HB0090 (P)
Motions to Vacate Ex Parte Protective Orders, Larson, P. ..... HB0081 (P)
Murder and Manslaughter Amendments, Gladwell, D. ..... HB0085 (F)
Serious Youth Offender Amendments, Baca, L. ..... HB0142 (F)

DAY CARE

Resolution Urging Businesses to Adjust Parent
Work Schedules, Killpack, R. ..... HCR004 (P)

DAY CARE LICENSING

Child Care Licensing Regulation, Jones, D. ..... HB0346 (P)
Utah Child Care Licensing Act Revisions, Blackham, L. ..... SB0026 (P)

DEATH

Firefighters Death Benefit, Carlson, M. ..... HB0062 (F)
Medical Examiner Authority, Montgomery, R. ..... SB0004 (F)

DEPARTMENT OF ADMINISTRATIVE SERVICES

Division of Facilities Construction and Management
Bidding Process, Short, R. ..... HB0128 (P)
Division of Purchasing and General Services
Amendments, Evans, R. ..... SB0083 (P)

DEPARTMENT OF AGRICULTURE

Appropriation for Conservation Easements for Agricultural Use, Olsen, E. ..... HB0050 (F)
Conservation District Technical Assistance Appropriation, Johnson, B. ..... HB0276 (P)
Fertilizer Act Amendments, Barth, S. ..... HB0367 (F)

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

Alcoholic Beverage Law Amendments, Buhler, D. ..... SB0108 (P)

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Appropriation for Davis County Conference and Community Center, Chard, B. ..... HB0028 (P)
Mineral Lease Amendments, Seitz, J. ..... HB0134 (P)

DEPARTMENT OF CORRECTIONS

Compensation for Public Safety Dispatchers, Bowman, D. ..... HB0060 (P)
Expungement of Criminal Record Amendments, Suazo, P. ..... SB0065 (P)
Inmate Productivity and Work Skills, Adair, G. ..... HB0272 (P)
Offender Expenses Amendments, Buckner, P. ..... HB0223 (P)
Sentencing Credit for Good Behavior, Bryson, K. ..... HB0099 (P)

DEPARTMENT OF ENVIRONMENTAL QUALITY

Commercial Waste Facility Issues, Blackham, L. ..... SB0144 (P)
Environmental Crimes Amendments, Wright, B. ..... HB0207 (P)
High Level Nuclear Waste Disposal, Peterson, C. ..... SB0196 (P)
Resolution Approving Industrial Waste Permit, Evans, B. ..... HCR011 (P)
Safe Drinking Water Act Amendments, Holmgren, J. ..... SB0096 (P)
Tire Recycling Amendments, Ure, D. ..... HB0153 (F)
Underground Storage Tank Assurance Amendments, Wright, B. .. HB0112 (P)
Underground Storage Tank Program Amendments, Wright, B. ... HB0113 (P)

DEPARTMENT OF HEALTH

Assisted Living Facilities, Dmitrich, M. ..... SB0153 (P)
Automatic External Defibrillator, Valentine, J. ..... HB0098 (P)
Children's Health Insurance Program, Knudson, P. ..... HB0137 (P)
Department of Human Services Office of Licensing Revisions, Haymond, J. ..... HB0120 (P)

Disclosure of Tobacco Ingredients, Tanner, J. ..... HB0032 (P)
EMT-Paramedic Licensure, Koehn, S. ..... HB0166 (F)
Food Handler Licensing, Blackham, L. ..... SB0166 (P)
Inspection of Vital Records, Zolman, D. ..... HB0084 (P)
Medical Assistance Recovery Amendments, Cox, G. ..... HB0353 (P)
Medical Examiner Authority, Montgomery, R. ..... SB0004 (F)
Provisions for Health Care Providers, Buffmire, J. ..... HB0119 (P)

DEPARTMENT OF HUMAN RESOURCE MANAGEMENT

Department of Human Resource Management Study Resolution, Baca, L. ..... HJR020 (F)
Pay Equity for State Employees, Gowans, J. ..... HB0358 (F)

DEPARTMENT OF HUMAN SERVICES

Judicial Custody of Youth to Human Services, Tanner, N. ..... SB0005 (P)

DEPARTMENT OF NATURAL RESOURCES

Management Plans of Wildlife Resources Land, Myrin, A. ..... SB0012 (P)

DEPARTMENT OF PUBLIC SAFETY

Compensation for Public Safety Dispatchers, Bowman, D. ..... HB0060 (P)
Effective Law Enforcement, Swallow, J. ..... HB0133 (P)
Public Safety Amendments, Chard, B. ..... HB0169 (P)
Towing of Motor Vehicles by Department of Public Safety, Saunders, C. ..... HB0012 (F)

DEPARTMENT OF TRANSPORTATION

Appropriation for Ogden Parkway Highway Underpass, Montgomery, R. ..... SB0110 (F)
Community Responsiveness Requirements of Utah Department of Transportation, Becker, R. ..... HB0033 (F)
Funding for Cleanup of UDOT Dumpsite, Zolman, D. ..... HB0236 (F)
Mineral Lease Amendments, Seitz, J. ..... HB0134 (P)

DEPARTMENT OF WORKFORCE SERVICES

Unemployment Insurance Amendments, Alexander, J. ..... HB0208 (P)
Workforce Services Amendments, Carnahan, O. ..... HB0015 (P)

DISABILITIES

Annual Salary Adjustment for Deaf and Blind Schools Employees, Gladwell, D. ..... HB0082 (P)

Appropriation for Assistive Technology Devices and Services, Tanner, N. ..... SB0123 (P)
Disability Center Trust Fund Amendments, Davis, G. ..... HB0251 (P)
Tax Credit for Purchase of Assistive Technology, Taylor, C. ..... SB0225 (F)
Training in American Sign Language, Hogue, D. ..... HB0392 (P)

DISEASES

Insurance Coverage for Metabolic Disease, Beck, T. ..... HB0205 (P)

DIVISION OF INFORMATION TECHNOLOGY SERVICES

Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)

DOCUMENTS OF TITLE

Recording of Documents, Hatch, T. ..... HB0088 (P)

DOGS

Animal Shelter Pet Sterilization Act, Steiner, R. ..... SB0021 (P)

DOMESTIC VIOLENCE

Cohabitant Abuse Act Amendments, Larson, P. ..... HB0148 (P)
Motions to Vacate Ex Parte Protective Orders, Larson, P. ..... HB0081 (P)

DRIVER LICENSE

Driving Under the Influence - Conditional Licensing, Stephens, N. ..... HB0010 (P)
Liability for Minor Who Drives, Swallow, J. ..... HB0147 (P)

DRIVING UNDER THE INFLUENCE (DUI)

Alcohol and Drug Testing Fee, Bush, D. ..... HB0071 (P)
Driving Under the Influence - Conditional Licensing, Stephens, N. ..... HB0010 (P)
DUI - Serious Bodily Injury, Howell, S. ..... SB0063 (P)
DUI Penalties Amendment, Buckner, P. ..... HB0244 (P)
DUI Probation or Parole, Bryson, K. ..... HB0344 (F)
Not a Drop Amendments, Bush, D. ..... HB0123 (P)

ECONOMIC DEVELOPMENT

Administrative Rules Impact Costs, Poulton, L. ..... SB0088 (P)

Affordable Housing Amendments, Harper, W. ..... HB0210 (P)
Amendments to Enterprise Zones, Hatch, T. ..... HB0327 (F)
Amendments to Olene Walker Housing Trust Fund, Adair, G. ... HB0279 (P)
Appropriation for a Site for Urban Indian Programs, Suazo, P. ... SB0044 (P)
Appropriation for Bridgerland Ice Arena, Buttars, C. ..... HB0284 (P)
Appropriation for Capitol Hill Projects, Becker, R. ..... HB0087 (P)
Appropriation for Davis County Conference and
Community Center, Chard, B. ..... HB0028 (P)
Appropriation for Olene Walker Housing Trust Fund, Adair, G. .. HB0209 (F)
Appropriation for Roy Museum, Adair, G. ..... HB0294 (F)
Appropriation for Submarine Memorial, Zolman, D. ..... HB0248 (F)
Community Economic Development Project Fund, Harper, W. ... HB0347 (P)
Energy Assistance Program Oversight, Nielson, H. ..... SB0120 (P)
Enterprise Zone Amendments, Dmitrich, M. ..... SB0111 (P)
Funding for Olene Walker Housing Trust Fund
Resolution, Suazo, P. ..... SCR001 (P)
Native American Coordinating Board Membership, Evans, B. ... HB0213 (P)
Navajo Revitalization Fund Board, Johnson, K. ..... HB0212 (P)
Research Tax Credit, Nielson, H. ..... SB0047 (P)
Research Tax Credit for Machinery and
Equipment, Peterson, C. ..... SB0220 (P)
Resolution Recognizing Utah Russia Days, Valentine, J. ..... HCR008 (P)
Resolution Urging Creation of the San Rafael Swell
National Heritage/ Conservation Area, Dmitrich, M. ..... SCR002 (P)
Rural Enterprise Zones, Evans, B. ..... HB0256 (P)
State Law Library Amendments, Hillyard, L. ..... SB0109 (P)
Support for Wendover Utah-Nevada Enola Gay
Restoration Project, Mantes, G. ..... SR0003 (P)
Tax Increment Financing for Affordable Housing, Davis, G. ..... HB0287 (P)

EDUCATION

Annual Salary Adjustment for Deaf and Blind
Schools Employees, Gladwell, D. ..... HB0082 (P)
Appropriation for Assistive Technology Devices
and Services, Tanner, N. ..... SB0123 (P)
Appropriation for Engineering and Preengineering
Program, Peterson, C. ..... SB0208 (P)
Appropriation for English as Second Language
Adult Education Classes, Rowan, T. ..... HB0047 (F)
Appropriation for Festival of the American West, Holmgren, J. .. SB0204 (P)

Appropriation for Ogden-Weber Applied Technology Center, Gladwell, D. ..... HB0451 (F)
Appropriation for Training and Education of Local Governments, Blackham, L. ..... SB0213 (P)
Appropriation for USU Pasture and Forage Initiative, Anderson, E. ..... HB0068 (P)
Appropriation for Utah State University Extension/Uintah Basin Education Center, Evans, B. ..... HB0161 (F)
Arts, Technology, and Education Appropriation, Peterson, C. ..... SB0199 (P)
Avoiding Conflicts of Interest for Members of School Boards, Frandsen, L. ..... HB0282 (P)
Center for the School of the Future, Evans, B. ..... HB0303 (F)
Charter Schools in the Public Education System, Olsen, E. ..... HB0143 (F)
Class Size Reduction in Grades 7-8, Frandsen, L. ..... HB0182 (P)
Collection of Defaulted Student Loans, Carnahan, O. ..... HB0250 (P)
Computers for Public Schools Pilot Program, Allen, S. ..... HB0007 (P)
Concealed Firearms Amendments, Beattie, L. ..... SB0057 (F)
Continuing Professional Development Requirements for Educators, Siddoway, R. ..... HB0299 (F)
Curriculum Requirements in Secondary Schools, Taylor, C. ..... SB0218 (F)
Dangerous Weapons Restrictions, Steiner, R. ..... SB0183 (F)
Education Requirements of Adoption Assistance, Taylor, C. ..... SB0038 (P)
Educational Professional Practices Amendments, Siddoway, R. ..... HB0165 (P)
Educational Technology Initiative Amendments, Tyler, A. ..... HB0184 (P)
Educator Background Check Amendments, Alexander, J. ..... HB0300 (P)
Emergency Injection for Anaphylactic Reaction, Dayton, M. ..... HB0176 (P)
Evaluation of Provisional Educators, Hull, J. ..... SB0148 (F)
Excellence in Education Act, Rowan, T. ..... HB0052 (F)
Funding Classroom Supplies, Bigelow, R. ..... HB0016 (P)
Funding Education Through Commercial Advertisement, Dmitrich, M. ..... SB0203 (P)
Gun Education for Elementary Schools, Holladay, B. ..... HB0286 (P)
Habitual Youth Offender Amendments, Chard, B. ..... HB0170 (P)
Higher Education Faculty - Graduate Enrollment, Buckner, P. ..... HB0341 (F)
Higher Education Physical Facilities, Johnson, K. ..... HB0364 (P)
Higher Education Presidential Authority, Evans, R. ..... SB0093 (P)
Higher Education Savings Incentive Programs, Johnson, K. ..... HB0241 (P)
Higher Education Tuition Assistance Program, Johnson, K. ..... HB0135 (P)
Higher Education Tuition Waivers, Hickman, J. ..... HB0291 (F)
Income Tax - Education Tax Credit, Stephenson, H. ..... SB0155 (F)

Insurance Exam Requirements, Holladay, B. ..... HB0102 (F)
Middle Schools Task Force, Steele, D. ..... SB0077 (F)
Minimum School Program Act Amendment, Montgomery, R. ... SB0003 (P)
New School Buildings Maintenance and Operation
Costs, Hickman, J. ..... HB0393 (F)
Orderly School Termination Act Amendments, Steele, D. ..... SB0095 (P)
Private Kinship Care, Larson, P. ..... HB0079 (F)
Process for Creating a Public School District, Peterson, M. ..... SB0013 (F)
Professional Development Programs for Educators
Resolution, Johnson, K. ..... HCR003 (P)
Program for At-Risk Youth and Their Families, Pace, L. ..... HB0121 (P)
Prohibiting Alcohol in Schools, McAllister, L. ..... SB0018 (P)
Public Education Amendments, Blackham, L. ..... SB0223 (F)
Public Education Reforms, Olsen, E. ..... HB0422 (F)
Public Education Services Appropriation, Gowans, J. ..... HB0260 (P)
Public School Hazardous Bus Routes
Appropriation, Harper, W. ..... HB0030 (F)
Purchase or Lease of Buildings by State Board
of Regents, Adair, G. ..... HB0335 (F)
Recognition of Non-Court Ordered Guardianships, Allen, S. .... HB0243 (P)
Recreation and Tourism Research and Extension
Program, Hillyard, L. ..... SB0035 (P)
Resolution Amending Governance of
Public Education, Way, G. ..... HJR016 (F)
Resolution Encouraging School Break for
2002 Olympics, Cox, G. ..... HJR009 (P)
Resolution on the Family, Olsen, E. ..... HCR002 (P)
Revenues for the State School Fund, Iverson, D. ..... HB0247 (F)
Review of Lease or Purchase of Utah State Developmental Center
Land by Utah Valley State College, McAllister, L. ..... SB0177 (P)
School Activities Report, Myrin, A. ..... SB0030 (P)
School and Institutional Trust Land Amendments, Hatch, T. ..... HB0070 (P)
School Choice Amendments, Alexander, J. ..... HB0402 (F)
School Construction Limit Amendment, Haymond, J. ..... HB0234 (P)
Schools for the 21st Century, Allen, B. ..... HB0145 (P)
Selective Service Filing Prerequisite to Receiving
Postsecondary Financial Aid, Holladay, B. ..... HB0021 (P)
Snow College South, Johnson, B. ..... HB0114 (P)
Stabilizing School District Boundaries, Bigelow, R. ..... HB0386 (P)
State Board of Regents Oversight of Student
Instruction, Mayne, E. ..... SB0194 (F)

Strategic Planning Act for Educational
Excellence Amendments, Hillyard, L. ..... SB0084 (F)
Surveys in Public Schools, Hogue, D. ..... HB0139 (F)
Teacher Career Ladders Amendments, Wright, B. ..... HB0363 (F)
Teaching Experience Employment Factor, Rowan, T. ..... HB0126 (F)
Training in American Sign Language, Hogue, D. ..... HB0392 (P)
Transportation of Students by School Districts, Johnson, K. ..... HB0179 (P)
Truancy Amendments, Bourdeaux, D. ..... HB0320 (F)
Truancy Prevention Appropriation, Alexander, J. ..... HB0106 (P)
Use of Computer Labs in the Public Schools, Peterson, M. ..... SB0186 (F)
Utah Centennial Opportunity Program
for Education Act Amendment, McAllister, L. ..... SB0105 (P)
Utah Foundation for Educational
Excellence Repealer, Rowan, T. ..... HB0240 (F)
Utah National Guard Tuition Assistance, Johnson, B. ..... HB0292 (P)
Volunteers in Higher Education Resolution, Steele, D. ..... SCR006 (P)

ELDERLY

Aging Services Amendments, Haymond, J. ..... HB0111 (P)
Funding for Senior Citizen Centers, Larson, P. ..... HB0061 (P)
Grandparents Visitation Rights, Buffmire, J. ..... HB0136 (P)

ELECTIONS

Annexation Amendments, Harper, W. ..... HB0355 (F)
County Employees Running for County Office, Cox, G. ..... HB0297 (P)
Dates for Bond Elections, Way, G. ..... HB0073 (P)
Election Law - Substantive Revisions, Nelson, L. ..... HB0193 (P)
Election Law - Technical Amendments, Muhlestein, R. ..... SB0079 (P)
Election Responsibilities, Poulton, L. ..... SB0162 (P)
Felon Voting Restrictions, Saunders, C. ..... HB0190 (P)
Filling Midterm Vacancies in the Legislature, Ure, D. ..... HB0077 (P)
Income Tax - Election Campaign Fund Designations, Short, R. .. HB0200 (P)
Initiative Process Amendments, Garn, K. ..... HB0304 (P)
Judicial Nominating Commission
Amendments, Fox-Finlinson, C. ..... HB0157 (P)
Judiciary Amendments, Hillyard, L. ..... SB0068 (P)
Pilot Project of Internet Voting, Chard, B. ..... HB0342 (P)
Prohibiting Fusion Candidates for Political Office, Murray, J. ..... HB0075 (P)
Property Tax Restriction, Poulton, L. ..... SB0052 (P)
Reporting Elected Official Funds, Mayne, E. ..... SB0154 (P)

Resolution Encouraging Development of Electronic Voting, Howell, S. ..... SJR005 (F)
Resolution Urging Reform of Federal Campaign Finance Laws, Howell, S. ..... SR0002 (F)
Revising Term Limits, Arrington, J. ..... HB0340 (F)
Special District Elections, Swallow, J. ..... HB0227 (P)
State Elections Commission, Carlson, M. ..... HB0204 (F)
Statewide Initiative Amendments, Valentine, J. ..... HB0417 (F)
Voter Registration Amendments, Swallow, J. ..... HB0158 (P)

ELECTIONS AND RIGHT OF SUFFRAGE - CONSTITUTION

Resolution Eliminating Voting Rights of Convicted Felons, Saunders, C. ..... HJR004 (P)

ELECTRICITY

County Service Area Changes, Allen, B. ..... HB0465 (F)
Electric Restructuring Provisions, Blackham, L. ..... SB0067 (F)
Electric Service Districts, Haymond, J. ..... HB0268 (F)
Resolution on Restructuring of Electrical Industry, Evans, B. .... HJR007 (P)
Sales Tax Exemption for Seasonal Destination Amusement Parks, Dillree, M. ..... HB0110 (P)

ELECTRONIC APPLICATIONS

Quick Court Amendments, Allen, S. ..... HB0183 (P)

ELECTRONIC DATABASES

Enforcement and Penalties of Uninsured Motor Vehicle Violations, Steele, D. ..... SB0006 (P)
Reauthorization of and Amendments to Uninsured Motorist Database Program, Steele, D. ..... SB0008 (P)

ELECTRONIC INFORMATION

After-school Access to Computers Task Force, Peterson, M. .... SB0160 (F)
Electronic Posting of Notices, Goodfellow, B. ..... HB0181 (P)
Privacy Task Force, Chard, B. ..... HB0186 (F)
Quick Court Amendments, Allen, S. ..... HB0183 (P)
Resolution Encouraging Development of Electronic Voting, Howell, S. ..... SJR005 (F)

ELECTRONIC PRIVACY

Privacy Task Force, Chard, B. ..... HB0186 (F)

ELECTRONIC PROCESSES

Electronic Posting of Notices, Goodfellow, B. ..... HB0181 (P)
Notary on Electronic Document, Peterson, C. ..... SB0107 (P)
Pilot Project of Internet Voting, Chard, B. ..... HB0342 (P)
Resolution Encouraging Development of Electronic Voting, Howell, S. ..... SJR005 (F)

EMERGENCY MANAGEMENT

Commemorating the 100th Anniversary of the American Red Cross in Utah, Jones, D. ..... HCR013 (F)

EMINENT DOMAIN (GOVERNMENT TAKE OVER)

Eminent Domain Valuation, Suazo, P. ..... SB0049 (P)
Private Property Ombudsman, Olsen, E. ..... HB0388 (P)

EMISSIONS CONTROL

Air Quality Board Powers, McAllister, L. ..... SB0019 (F)

EMPLOYEES AND COMPENSATION, LEGISLATURE

Compensation of Legislative Leaders, Ure, D. ..... HB0231 (F)
Joint Resolution - Compensation of In-Session Employees, Montgomery, R. ..... SJR008 (P)
Salary Increases for Government Officials, Styler, M. ..... HB0188 (F)
State and Local Government Severance Package Authority, Cox, G. ..... HB0315 (F)

EMPLOYMENT SECURITY

Notary on Electronic Document, Peterson, C. ..... SB0107 (P)

ENERGY

Energy Assistance Program Oversight, Nielson, H. ..... SB0120 (P)
Municipal Energy Sales and Use Tax Exemption, Hillyard, L. ... SB0128 (P)

ENVIRONMENT

Air Quality Board Powers, McAllister, L. ..... SB0019 (F)
Aquifer Pollution Limits, Tuttle, D. ..... HB0403 (F)
Commercial Waste Facility Issues, Blackham, L. ..... SB0144 (P)

Concurrent Resolution Approving Hazardous
Waste Facility Modifications, Blackham, L. ..... SCR005 (F)
Eco-Terrorism Prohibition and Penalties, Iverson, D. ..... HB0206 (P)
Environmental Crimes Amendments, Wright, B. ..... HB0207 (P)
Environmental Quality Study, Tuttle, D. ..... HB0399 (P)
Environmental Regulations Amendments, Valentine, J. ..... HB0442 (F)
High Level Nuclear Waste Disposal, Peterson, C. ..... SB0196 (P)
Household Hazardous Waste Amendments, Holmgren, J. ..... SB0219 (P)
Nuclear Waste Storage and Transportation
Task Force, Gowans, J. ..... HB0443 (F)
Regulation of Lead-Based Paint Remediation, Mansell, L. ..... SB0118 (P)
Resolution Approving Industrial Waste Permit, Evans, B. ..... HCR011 (P)
Resolution Approving Modification of Hazardous
Waste Facility, Blackham, L. ..... SJR015 (F)
Resolution Concerning Kyoto Protocol on
Global Climate Change, Dmitrich, M. ..... SJR009 (P)
Resolution Urging Cooperation on Siting of
Radioactive Waste Facility, Anderson, E. ..... HJR017 (P)
Revisions to State Government, Koehn, S. ..... HB0454 (P)
Safe Drinking Water Act Amendments, Holmgren, J. ..... SB0096 (P)
Sales Tax Exemption for Pollution Control, Valentine, J. ..... HB0380 (F)
Tire Recycling Amendments, Ure, D. ..... HB0153 (F)
Underground Storage Tank Assurance Amendments, Wright, B. ... HB0112 (P)
Underground Storage Tank Program Amendments, Wright, B. ... HB0113 (P)
Underground Storage Tanks - Reauthorization, Wright, B. ..... HB0221 (P)
Water Quality Act Amendments, Ure, D. ..... HB0252 (P)

EQUIPMENT, MOTOR VEHICLES

Motor Vehicle Identification, Tanner, J. ..... HB0214 (P)
Window Tinting Amendments, Bush, D. ..... HB0174 (P)

ETHICS

Ethic Law Amendments, Stephens, M. ..... HB0103 (P)
Gifts to Public Officers, Public Employees,
and Legislators, Tanner, J. ..... HB0056 (F)
Reporting Elected Official Funds, Mayne, E. ..... SB0154 (P)

EXECUTIVE BRANCH

Administrative Rules Impact Costs, Poulton, L. ..... SB0088 (P)
Executive Compensation, Fox-Finlinson, C. ..... HB0172 (P)

Executive Retirement Option, Fox-Finlinson, C. ..... HB0156 (P)
Release of Governor's Budget, Ure, D. ..... HB0109 (F)
State Disclosure of Tax Expenditures, Carlson, M. ..... HB0108 (F)
State Treasurer Amendments, Murray, J. ..... HB0008 (P)

EXECUTIVE DEPARTMENT - CONSTITUTION

Resolution Amending Notice for
Special Sessions, Goodfellow, B. ..... HJR006 (F)
Resolution Amending Special Sessions, Blackham, L. ..... SJR006 (F)

FAMILY

Child Custody and Visitation Amendments, Holladay, B. ..... HB0369 (F)
Child Support Amendments, Tanner, N. ..... SB0145 (P)
Child Welfare Amendments, Haymond, J. ..... HB0239 (P)
Counseling and Support of Adoptive Families and
Children, Stephens, N. ..... HB0173 (F)
Grandparents Visitation Rights, Buffmire, J. ..... HB0136 (P)
Income Tax Credit for Stay-at-home Parents or
Guardian, Muhlestein, R. ..... SB0210 (F)
Information to Adoptive Parents, Stephens, N. ..... HB0318 (F)
Minimum Age for Marriage, Saunders, C. ..... HB0301 (F)
Private Kinship Care, Larson, P. ..... HB0079 (F)
Program for At-Risk Youth and Their Families, Pace, L. ..... HB0121 (P)
Recognition of Non-Court Ordered Guardianships, Allen, S. .... HB0243 (P)
Recruitment and Training of Foster Families, Tanner, N. ..... SB0163 (P)
Resolution Encouraging Parents Oversight of
Children's Television Viewing, Howell, S. ..... SR0004 (P)
Resolution on the Family, Olsen, E. ..... HCR002 (P)
Resolution Urging Parental Oversight of Children Watching
Movies, Howell, S. ..... SR0001 (P)
Surveys in Public Schools, Hogue, D. ..... HB0139 (F)

FEDERAL GOVERNMENT

Controlled Substances Act Amendments, Arent, P. ..... HB0309 (P)
Hill Air Force Base Addition, Adair, G. ..... HB0339 (F)
Income Tax - Amendments, Jones, D. ..... HB0066 (F)
Income Tax Amendments, Nielson, H. ..... SB0009 (F)
Income Tax Deductions and Revenues, Buhler, D. ..... SB0102 (F)
Mail Box Damage and Mail Theft, Goodfellow, B. ..... HB0090 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)

Resolution Concerning Kyoto Protocol on Global Climate Change, Dmitrich, M. ..... SJR009 (P)
Resolution Opposing Use of State or Federal Monies for Snowbasin Road, Barth, S. ..... HJR014 (F)
Resolution Requesting Congress to Allow Individuals to Opt Out of Social Security, Taylor, C. ..... SCR004 (F)
Resolution Supporting Lawsuit Opposing Grand Staircase Escalante National Monument Designation, Iverson, D. ..... HJR002 (P)
Resolution Supporting Privatization of Dutch John Utah, Seitz, J. ..... HCR005 (P)
Resolution Supporting Resources for Affordable Housing, Bigelow, R. ..... HCR001 (P)
Resolution Urging Cooperation on Siting of Radioactive Waste Facility, Anderson, E. ..... HJR017 (P)
Resolution Urging President to Give Purple Hearts, Barth, S. .... HCR009 (P)
Resolution Urging Reform of Federal Campaign Finance Laws, Howell, S. ..... SR0002 (F)
Resolution Urging Support of National Guard, Dillree, M. ..... HCR007 (P)
Task Force Reviewing Federal Funding, Muhlestein, R. ..... SB0033 (F)

FEES

Alcohol and Drug Testing Fee, Bush, D. ..... HB0071 (P)
Amendments to Special Districts, Evans, R. ..... SB0094 (P)
Bail Bond Agent Licensure Act, Koehn, S. ..... HB0124 (P)
Impact Fee Amendments, Poulton, L. ..... SB0226 (F)
Impact Fee Arbitration, Hickman, J. ..... HB0424 (F)
Juror Reimbursement, Zolman, D. ..... HB0036 (P)
Payment of Legal Fees and Costs of Frivolous Lawsuits, Iverson, D. ..... HB0067 (F)
Regulation of Wildlife Outfitters and Guides, Johnson, B. ..... HB0125 (F)
Underground Storage Tank Assurance Amendments, Wright, B. ..... HB0112 (P)
Wildlife License Fees, Styler, M. ..... HB0045 (P)

FINANCIAL INSTITUTIONS

Depository Institutions Insurance Powers, Valentine, J. ..... HB0427 (P)
Electronic Process for Payroll, Holmgren, J. ..... SB0014 (P)
Financial Records Privacy, Hickman, J. ..... HB0332 (F)
Lien on Real Property, Mansell, L. ..... SB0070 (P)
Loans for Businesses Impacted by Major Highway Construction, Barth, S. ..... HB0160 (F)

Master Deeds of Trust or Mortgages, Hillyard, L. ..... SB0082 (P)
Payments on Credit Contracts, Garn, K. ..... HB0463 (F)
Reporting by Financial Institutions - Enforcement, Arent, P. .... HB0349 (P)
Unsolicited Loan Regulation, Muhlestein, R. ..... SB0022 (F)

FIRE PROTECTION

Cost-of-living Adjustment Amendments, Dmitrich, M. ..... SB0150 (F)
Firefighters Death Benefit, Carlson, M. ..... HB0062 (F)

FISH AND GAME

Appropriation to Species Protection Account, Hatch, T. ..... HB0199 (P)
Aquaculture Amendments, Ure, D. ..... HB0407 (P)
Bow Hunter Certification, Peterson, M. ..... SB0056 (P)
County Regulation of Wildlife Rehabilitation, Evans, R. ..... SB0130 (P)
Fish Health Board and Aquaculture Amendments, Hogue, D. .... HB0459 (F)
Management Plans of Wildlife Resources Land, Myrin, A. ..... SB0012 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Regulation of Wildlife Outfitters and Guides, Johnson, B. ..... HB0125 (F)
Resolution Establishing Wildlife Numbers, Blackham, L. ..... SJR010 (P)
Transplants of Wildlife, Myrin, A. ..... SB0011 (P)
Wildlife Code Amendments, Styler, M. ..... HB0333 (P)
Wildlife License Fees, Styler, M. ..... HB0045 (P)

FIXED GUIDEWAY

Resolution Urging Study of Regional Commuter
System, Montgomery, R. ..... SR0005 (P)

FORESTS

Eco-Terrorism Prohibition and Penalties, Iverson, D. ..... HB0206 (P)
Urban and Community Forestry, Steiner, R. ..... SB0046 (P)

FOSTER CARE

Recruitment and Training of Foster Families, Tanner, N. ..... SB0163 (P)
Statewide Implementation of Foster Care
Citizen Review Boards, Stephens, N. ..... HB0004 (P)
Task Force on Privatization of State Adoption
Services, Stephens, N. ..... HB0154 (F)

GAMBLING

Gambling Amendments, Chard, B. ..... HB0258 (P)

GANGS

Gang Amendments, Buhler, D. ..... SB0045 (F)

GOVERNMENT OPERATIONS (STATE ISSUES)

1998 Capital Facilities Bonding and Debt Financing Authorizations, Adair, G. ..... HB0002 (P)
1998 Highway Financing, Beattie, L. ..... SB0002 (P)
After-school Access to Computers Task Force, Peterson, M. ..... SB0160 (F)
Appropriation for Capitol Hill Projects, Becker, R. ..... HB0087 (P)
Appropriation to Office of Attorney General, Mantes, G. ..... SB0216 (F)
Bidding Process on State Buildings, Adair, G. ..... HB0338 (P)
Budget Review Task Force, Peterson, M. ..... SB0072 (F)
Capitol Preservation Board, Brown, M. ..... HB0330 (P)
Changes to General Government, Davis, G. ..... HB0436 (F)
Constitutional Defense Council Amendments, Iverson, D. ..... HB0144 (P)
Dates for Bond Elections, Way, G. ..... HB0073 (P)
Department of Human Resource Management Study Resolution, Baca, L. ..... HJR020 (F)
Disaster Service Volunteer Leave Act, Poulton, L. ..... SB0137 (P)
Division of Facilities Construction and Management Bidding Process, Short, R. ..... HB0128 (P)
Division of Purchasing and General Services Amendments, Evans, R. ..... SB0083 (P)
Donation of Buildings to Universities, Stephenson, H. ..... SB0158 (P)
Election Law - Substantive Revisions, Nelson, L. ..... HB0193 (P)
Election Law - Technical Amendments, Muhlestein, R. ..... SB0079 (P)
Election Responsibilities, Poulton, L. ..... SB0162 (P)
Electronic Posting of Notices, Goodfellow, B. ..... HB0181 (P)
Endowment Care Cemetery Amendments, Hickman, J. ..... HB0356 (F)
English as Official Language of State, Rowan, T. ..... HB0189 (F)
Ethic Law Amendments, Stephens, M. ..... HB0103 (P)
Executive Compensation, Fox-Finlinson, C. ..... HB0172 (P)
Felon Voting Restrictions, Saunders, C. ..... HB0190 (P)
Filling Midterm Vacancies in the Legislature, Ure, D. ..... HB0077 (P)
Fort Douglas Military Museum, Harper, W. ..... HB0129 (P)
Funding for Capital Improvement Projects, Adair, G. ..... HB0314 (F)
General Government Amendments, Barth, S. ..... HB0429 (F)
Government Records Access and Management Act, Swallow, J. ... HB0409 (P)
Government Relationship to Olympics, Myrin, A. ..... SB0159 (P)
Governmental Immunity - Notice of Claim, Waddoups, M. ..... SB0043 (P)
Hill Air Force Base Addition, Adair, G. ..... HB0339 (F)

Immunity for Volunteers, Taylor, C. ..... SB0054 (F)
Information Technology Services
Study Appropriation, Evans, B. ..... HB0117 (F)
Information Technology Structure Amendments, Evans, B. ..... HB0274 (P)
Initiative Process Amendments, Garn, K. ..... HB0304 (P)
Longevity Amendments for State Employees, Bowman, D. ..... HB0094 (P)
Mail Box Damage and Mail Theft, Goodfellow, B. ..... HB0090 (P)
Membership on Utah Sports Authority, Tanner, J. ..... HB0229 (P)
Open Space Near State Prison, Evans, R. ..... SB0037 (P)
Outside Employment for Mental Health Advisor, Dayton, M. .... HB0226 (P)
Pay Equity for State Employees, Gowans, J. ..... HB0358 (F)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Pilot Project of Internet Voting, Chard, B. ..... HB0342 (P)
Private Property Ombudsman, Olsen, E. ..... HB0388 (P)
Private Property Ombudsmen Amendments, Brown, M. ..... HB0379 (F)
Privatization of Fleet Operations, Way, G. ..... HB0464 (F)
Procurement Code Requirement of Health
Care Benefits for Contractors, Mayne, E. ..... SB0066 (F)
Prohibiting Fusion Candidates for Political Office, Murray, J. .... HB0075 (P)
Provision for Olympic Housing, Tanner, J. ..... HB0446 (F)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Purchase or Lease of Buildings by State Board
of Regents, Adair, G. ..... HB0335 (F)
Quality Assurance on Construction of
Public Buildings, Mayne, E. ..... SB0174 (F)
Reimbursement of Legal Fees and Costs to
Officers and Employees, Styler, M. ..... HB0421 (P)
Release of Governor's Budget, Ure, D. ..... HB0109 (F)
Reorganization of Comprehensive Emergency
Management, Zolman, D. ..... HB0396 (F)
Reporting Elected Official Funds, Mayne, E. ..... SB0154 (P)
Reports and Notices Amendments, Davis, G. ..... HB0435 (P)
Resolution Supporting Lawsuit Opposing Grand Staircase
Escalante National Monument Designation, Iverson, D. ..... HJR002 (P)
Resolution Supporting Resources for Affordable
Housing, Bigelow, R. ..... HCR001 (P)
Resolution Urging Reform of Federal Campaign
Finance Laws, Howell, S. ..... SR0002 (F)
Resolution Urging Support of National Guard, Dillree, M. ..... HCR007 (P)
Restriction on State and Local Governments
Collecting Monies for Groups, Stephenson, H. ..... SB0182 (F)

Restriction on State Employees, Tanner, J. ..... HB0116 (F)
Review of Lease or Purchase of Utah State Developmental Center Land by Utah Valley State College, McAllister, L. ... SB0177 (P)
Revising Term Limits, Arrington, J. ..... HB0340 (F)
Revisions to State Government, Koehn, S. ..... HB0454 (P)
Revisor's Statute, Holmgren, J. ..... SB0125 (P)
Salary Adjustment to State Employees, Baca, L. ..... HB0437 (F)
State Affairs Amendments, Buffmire, J. ..... HB0428 (F)
State Disclosure of Tax Expenditures, Carlson, M. ..... HB0108 (F)
State Elections Commission, Carlson, M. ..... HB0204 (F)
State Law Library Amendments, Hillyard, L. ..... SB0109 (P)
State Management of Public Lands, Iverson, D. ..... HB0455 (F)
State Olympic Coordination Amendments, Myrin, A. ..... SB0188 (P)
State Settlement Agreement, Beattie, L. ..... SB0175 (P)
State Treasurer Amendments, Murray, J. ..... HB0008 (P)
Statewide Initiative Amendments, Valentine, J. ..... HB0417 (F)
Sunset Reauthorizations of Licensed Professions, Tanner, N. .... SB0124 (P)
Task Force Reviewing Federal Funding, Muhlestein, R. ..... SB0033 (F)
Unclaimed Property Amendments, Valentine, J. ..... HB0076 (P)
Unfair Public Competition Act, Stephenson, H. ..... SB0180 (F)
Utah Summer Games Appropriation, Bowman, D. ..... HB0100 (P)
Voter Registration Amendments, Swallow, J. ..... HB0158 (P)

GOVERNMENT PURCHASING

Division of Purchasing and General Services Amendments, Evans, R. ..... SB0083 (P)
Mitigation to Businesses Impacted by Major Highway Construction, Jones, D. ..... HB0141 (F)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Resolution Providing Assistance to Seriously Impacted Businesses, Jones, D. ..... HJR015 (F)
Unfair Public Competition Act, Stephenson, H. ..... SB0180 (F)

GOVERNMENT RECORDS

Government Records Access and Management Act, Swallow, J. ... HB0409 (P)
Public Access to Accident Reports, Hogue, D. ..... HB0163 (F)

GOVERNMENTAL IMMUNITY

Government Immunity Amendments, Curtis, G. ..... HB0097 (F)
Governmental Immunity - Notice of Claim, Waddoups, M. ..... SB0043 (P)

Limits of Municipal Liability, Knudson, P. ..... HB0254 (F)

GROSS RECEIPTS

Pay-Per-View Boxing Tax, Suazo, P. ..... SB0048 (F)

HAZARDOUS MATERIALS TRANSPORTATION

Fertilizer Act Amendments, Barth, S. ..... HB0367 (F)
High Level Nuclear Waste Disposal, Peterson, C. ..... SB0196 (P)

HAZARDOUS SUBSTANCES

Commercial Waste Facility Issues, Blackham, L. ..... SB0144 (P)
High Level Nuclear Waste Disposal, Peterson, C. ..... SB0196 (P)
Household Hazardous Waste Amendments, Holmgren, J. ..... SB0219 (P)
Nuclear Waste Storage Opposition Resolution, Becker, R. ..... HCR006 (P)
Resolution Approving Industrial Waste Permit, Evans, B. ..... HCR011 (P)
Resolution Urging Cooperation on Siting of
Radioactive Waste Facility, Anderson, E. ..... HJR017 (P)

HEALTH

Acupuncture Practice Amendments, Bradshaw, A. ..... HB0057 (P)
Approval Requirements for Water Fluoride
Treatments, Carlson, M. ..... HB0405 (P)
Assisted Living Facilities, Dmitrich, M. ..... SB0153 (P)
Attempted Purchase of Tobacco by Children, Stephenson, H. .... SB0087 (P)
Automatic External Defibrillator, Valentine, J. ..... HB0098 (P)
Background Check of Health Care
Professionals, Waddoups, M. ..... SB0064 (P)
Child Care Task Force, Allen, S. ..... HB0083 (P)
Children's Health Insurance Program, Knudson, P. ..... HB0137 (P)
Chiropractic Physician Practice Act
Amendments, Haymond, J. ..... HB0313 (P)
Clinical Exercise Physiologists, Montgomery, R. ..... SB0098 (F)
Community Approval of Fluoride
Treatment of Water, Bryson, K. ..... HB0397 (F)
Consumer Health Care Study, Beck, T. ..... HB0104 (P)
Controlled Substances Act Amendments, Arent, P. ..... HB0309 (P)
Coverage for Childhood Immunizations, Knudson, P. ..... HB0020 (F)
Dental Care – Use of General Anesthesia, Killpack, R. ..... HB0027 (F)
Dental License Regional Board Exam, Peterson, C. ..... SB0202 (P)

Direct Access to Dermatologists, Dmitrich, M. ..... SB0115 (F)
Disclosure of Tobacco Ingredients, Tanner, J. ..... HB0032 (P)
Emergency Injection for Anaphylactic Reaction, Dayton, M. .... HB0176 (P)
EMT-Paramedic Licensure, Koehn, S. ..... HB0166 (F)
Food Handler Licensing, Blackham, L. ..... SB0166 (P)
Funds for Youth Drug Treatment, Baca, L. ..... HB0329 (F)
Genetic Testing Privacy Act, Stephens, N. ..... HB0271 (F)
Health Benefit Plan - Freedom of Choice, Knudson, P. ..... HB0432 (F)
Health Care Assistant Registration Act, Haymond, J. ..... HB0224 (P)
Health Care Finance, Garn, K. ..... HB0456 (F)
Health Insurance - Primary Care Provider, Buffmire, J. ..... HB0086 (P)
Health Insurance Policy Coverage, Knudson, P. ..... HB0041 (F)
Inspection of Vital Records, Zolman, D. ..... HB0084 (P)
Insurance Coverage for Diabetes Treatments, Evans, B. ..... HB0366 (F)
Insurance Coverage for Metabolic Disease, Beck, T. ..... HB0205 (P)
Massage Practice Act Amendments, Evans, R. ..... SB0028 (P)
Medicaid Base Funding, Haymond, J. ..... HB0449 (F)
Medical Assistance Recovery Amendments, Cox, G. ..... HB0353 (P)
Medical Examiner Authority, Montgomery, R. ..... SB0004 (F)
Medical Practice Amendments, Montgomery, R. ..... SB0119 (P)
Mental Health Insurance Parity, Allen, B. ..... HB0038 (F)
Mental Health Professional Practice Act, Stephens, M. ..... HB0441 (P)
Minimum Fine for Possession of Tobacco Products
by Underaged Persons, Siddoway, R. ..... HB0035 (P)
Newborn Hearing Screening, Peterson, C. ..... SB0040 (P)
Nurse Practice Act Amendments, Fox-Finlinson, C. ..... HB0351 (P)
Nursing Regulation - Interstate Compact, Peterson, C. ..... SB0146 (P)
Outside Employment for Mental Health Advisor, Dayton, M. ..... HB0226 (P)
Parental Consent to Body Piercing and Tattooing, Ure, D. ..... HB0390 (P)
Payment of Out of Network Health Care Providers, Mayne, E. ... SB0195 (F)
Penalties for Sale of Tobacco to Youth, Montgomery, R. ..... SB0039 (P)
Penalty for Providing Tobacco to Youth, Saunders, C. ..... HB0029 (F)
Pharmacy Practice Act Amendments, Arent, P. ..... HB0096 (P)
Physician Assistant Practice Act, Blackham, L. ..... SB0027 (P)
Portability of Funding for Health and
Human Services, Hogue, D. ..... HB0372 (P)
Prescription Coverage, Allen, S. ..... HB0105 (F)
Procurement Code Requirement of Health Care
Benefits for Contractors, Mayne, E. ..... SB0066 (F)
Provisions for Health Care Providers, Buffmire, J. ..... HB0119 (P)
Registry of Unidentified Deceased Persons, Nielson, H. ..... SB0010 (P)

Regulating Sale of Tobacco Products, Harper, W. ..... HB0326 (F)
Sale of Tobacco Products, Saunders, C. ..... HB0031 (P)
Testing Period for Hearing Aids, Pace, L. ..... HB0078 (P)
Utah Child Care Licensing Act Revisions, Blackham, L. ..... SB0026 (P)

HEALTH CARE

Acupuncture Practice Amendments, Bradshaw, A. ..... HB0057 (P)
Automatic External Defibrillator, Valentine, J. ..... HB0098 (P)
Background Check of Health
Care Professionals, Waddoups, M. ..... SB0064 (P)
Clinical Exercise Physiologists, Montgomery, R. ..... SB0098 (F)
Consumer Health Care Study, Beck, T. ..... HB0104 (P)
Coverage for Childhood Immunizations, Knudson, P. ..... HB0020 (F)
Dental Care - Use of General Anesthesia, Killpack, R. ..... HB0027 (F)
Emergency Injection for Anaphylactic Reaction, Dayton, M. ..... HB0176 (P)
EMT-Paramedic Licensure, Koehn, S. ..... HB0166 (F)
Genetic Testing Privacy Act, Stephens, N. ..... HB0271 (F)
Health Insurance - Primary Care Provider, Buffmire, J. ..... HB0086 (P)
Health Insurance Policy Coverage, Knudson, P. ..... HB0041 (F)
Insurance Coverage for Diabetes Treatments, Evans, B. ..... HB0366 (F)
Mental Health Insurance Parity, Allen, B. ..... HB0038 (F)
Newborn Hearing Screening, Peterson, C. ..... SB0040 (P)
Nurse Practice Act Amendments, Fox-Finlinson, C. ..... HB0351 (P)
Portability of Funding for Health and
Human Services, Hogue, D. ..... HB0372 (P)
Prescription Coverage, Allen, S. ..... HB0105 (F)
Procurement Code Requirement of Health Care
Benefits for Contractors, Mayne, E. ..... SB0066 (F)
Testing Period for Hearing Aids, Pace, L. ..... HB0078 (P)

HEALTH CARE FACILITIES

Assisted Living Facilities, Dmitrich, M. ..... SB0153 (P)
Background Check of Health Care
Professionals, Waddoups, M. ..... SB0064 (P)
Genetic Testing Privacy Act, Stephens, N. ..... HB0271 (F)
Portability of Funding for Health and
Human Services, Hogue, D. ..... HB0372 (P)

HEALTH CARE PROVIDERS

Acupuncture Practice Amendments, Bradshaw, A. ..... HB0057 (P)

Amendments to Pharmaceutical Law, Siddoway, R. ..... HB0053 (F)
Assisted Living Facilities, Dmitrich, M. ..... SB0153 (P)
Background Check of Health Care
Professionals, Waddoups, M. ..... SB0064 (P)
Chiropractic Physician Practice Act
Amendments, Haymond, J. ..... HB0313 (P)
Clinical Exercise Physiologists, Montgomery, R. ..... SB0098 (F)
Commemorating the 100th Anniversary of the
American Red Cross in Utah, Jones, D. ..... HCR013 (F)
Consumer Health Care Study, Beck, T. ..... HB0104 (P)
Dental License Regional Board Exam, Peterson, C. ..... SB0202 (P)
Direct Access to Dermatologists, Dmitrich, M. ..... SB0115 (F)
EMT-Paramedic Licensure, Koehn, S. ..... HB0166 (F)
Health Benefit Plan - Freedom of Choice, Knudson, P. ..... HB0432 (F)
Health Care Assistant Registration Act, Haymond, J. ..... HB0224 (P)
Health Insurance - Primary Care Provider, Buffmire, J. ..... HB0086 (P)
Massage Practice Act Amendments, Evans, R. ..... SB0028 (P)
Medical Practice Amendments, Montgomery, R. ..... SB0119 (P)
Mental Health Professional Practice Act, Stephens, M. ..... HB0441 (P)
Nurse Practice Act Amendments, Fox-Finlinson, C. ..... HB0351 (P)
Nursing Regulation - Interstate Compact, Peterson, C. ..... SB0146 (P)
Physician Assistant Practice Act, Blackham, L. ..... SB0027 (P)
Provisions for Health Care Providers, Buffmire, J. ..... HB0119 (P)
Sexual Offenses Without Consent of Victim, Bryson, K. ..... HB0092 (P)

HEALTH INSURANCE

Children's Health Insurance Program, Knudson, P. ..... HB0137 (P)
Coverage for Childhood Immunizations, Knudson, P. ..... HB0020 (F)
Dental Care - Use of General Anesthesia, Killpack, R. ..... HB0027 (F)
Direct Access to Dermatologists, Dmitrich, M. ..... SB0115 (F)
Health Benefit Plan - Freedom of Choice, Knudson, P. ..... HB0432 (F)
Health Insurance - Primary Care Provider, Buffmire, J. ..... HB0086 (P)
Health Insurance Policy Coverage, Knudson, P. ..... HB0041 (F)
Insurance Coverage for Diabetes Treatments, Evans, B. ..... HB0366 (F)
Insurance Coverage for Metabolic Disease, Beck, T. ..... HB0205 (P)
Insurance Law Changes, Poulton, L. ..... SB0076 (P)
Medical Assistance Recovery Amendments, Cox, G. ..... HB0353 (P)
Mental Health Insurance Parity, Allen, B. ..... HB0038 (F)
Prescription Coverage, Allen, S. ..... HB0105 (F)
Procurement Code Requirement of Health Care
Benefits for Contractors, Mayne, E. ..... SB0066 (F)

Retirement Benefit Amendments, Jones, D. ..... HB0398 (F)

HIGHER EDUCATION

Apprenticeship Training Funding, Waddoups, M. ..... SB0172 (P)
Appropriation for Engineering and Preengineering Program, Peterson, C. ..... SB0208 (P)
Appropriation for Festival of the American West, Holmgren, J. .. SB0204 (P)
Appropriation for Land Use Plans, Iverson, D. ..... HB0285 (P)
Appropriation for Moving Botanical Gardens, Holmgren, J. ..... SB0029 (P)
Appropriation for Ogden-Weber Applied Technology Center, Gladwell, D. ..... HB0451 (F)
Appropriation for USU Pasture and Forage Initiative, Anderson, E. ..... HB0068 (P)
Appropriation for Utah State University Extension/Uintah Basin Education Center, Evans, B. ..... HB0161 (F)
Center for the School of the Future, Evans, B. ..... HB0303 (F)
Collection of Defaulted Student Loans, Carnahan, O. ..... HB0250 (P)
Curriculum Requirements in Secondary Schools, Taylor, C. ..... SB0218 (F)
Donation of Buildings to Universities, Stephenson, H. ..... SB0158 (P)
Excellence in Education Act, Rowan, T. ..... HB0052 (F)
Higher Education Faculty - Graduate Enrollment, Buckner, P. ... HB0341 (F)
Higher Education Physical Facilities, Johnson, K. ..... HB0364 (P)
Higher Education Presidential Authority, Evans, R. ..... SB0093 (P)
Higher Education Savings Incentive Programs, Johnson, K. ..... HB0241 (P)
Higher Education Tuition Assistance Program, Johnson, K. ..... HB0135 (P)
Higher Education Tuition Waivers, Hickman, J. ..... HB0291 (F)
Purchase or Lease of Buildings by State Board of Regents, Adair, G. ..... HB0335 (F)
Recreation and Tourism Research and Extension Program, Hillyard, L. ..... SB0035 (P)
Review of Lease or Purchase of Utah State Developmental Center Land by Utah Valley State College, McAllister, L. ... SB0177 (P)
Sales Tax - Exemption for Higher Education Athletic Events, Hillyard, L. ..... SB0034 (P)
Selective Service Filing Prerequisite to Receiving Postsecondary Financial Aid, Holladay, B. ..... HB0021 (P)
Snow College South, Johnson, B. ..... HB0114 (P)
Utah Botanical Center Appropriation, Dillree, M. ..... HB0245 (P)
Utah Centennial Opportunity Program for Education Act Amendment, McAllister, L. ..... SB0105 (P)

Utah Foundation for Educational Excellence
Repealer, Rowan, T. ..... HB0240 (F)
Utah National Guard Tuition Assistance, Johnson, B. ..... HB0292 (P)
Utah State Museum of Natural History Amendments, Evans, B. .. HB0162 (P)
Utah Summer Games Appropriation, Bowman, D. ..... HB0100 (P)
Volunteers in Higher Education Resolution, Steele, D. ..... SCR006 (P)

HIGHWAYS

1998 Highway Financing, Beattie, L. ..... SB0002 (P)
Appropriation for Ogden Parkway Highway
Underpass, Montgomery, R. ..... SB0110 (F)
Community Responsiveness Requirements of Utah
Department of Transportation, Becker, R. ..... HB0033 (F)
Criteria for Sound Walls, Suazo, P. ..... SB0117 (P)
Designation of State Highways, Hogue, D. ..... HB0022 (F)
Dinosaur Diamond Prehistoric Highway Designation, Seitz, J. .... HB0034 (P)
Edge of the Cedars State Park Access Road, Johnson, K. ..... HB0217 (P)
Funding for Highway Acquisition, Garn, K. ..... HB0461 (P)
Growth Impact Highway Amendments, Hatch, T. ..... HB0237 (P)
Highway Jurisdiction and Funding Study, Holmgren, J. ..... SB0176 (P)
Inattentive Driving Amendments, Carnahan, O. ..... HB0048 (F)
Loans for Businesses Impacted by Major Highway
Construction, Barth, S. ..... HB0160 (F)
Master Road - State Highway List, Holmgren, J. ..... SB0078 (P)
Matching Funds for Highways, Howell, S. ..... SB0069 (F)
Mitigation to Businesses Impacted by Major Highway
Construction, Jones, D. ..... HB0141 (F)
Penalties for Speeding in Construction Zones, Buhler, D. ..... SB0020 (P)
Public Transit Tax Amendments, Dillree, M. ..... HB0218 (F)
Redevelopment Agency Tax Increment
Amendments, Curtis, G. ..... HB0423 (P)
Regulation of Signs in Communities, Johnson, B. ..... HB0091 (P)
Resolution on Highway Improvements, Frandsen, L. ..... HJR018 (F)
Resolution Opposing Use of State or Federal Monies for
Snowbasin Road, Barth, S. ..... HJR014 (F)
Resolution Providing Assistance to Seriously Impacted
Businesses, Jones, D. ..... HJR015 (F)
Resolution Urging Improvements on Highway 6, King, B. ..... HJR013 (P)
Restrictions on Truck Trailers, Haymond, J. ..... HB0334 (F)
Sound Wall Projects, Bourdeaux, D. ..... HB0164 (F)
Special Revenue Fund, McAllister, L. ..... SB0101 (P)

Speed Limit on Interstate Highways, Tyler, A. ..... HB0262 (F)
Tax Increment Financing of Redevelopment Agencies, Mansell, L. ..... SB0212 (P)
Transportation Code Recodification, Dillree, M. ..... HB0202 (P)

HISTORY

Appropriation for Submarine Memorial, Zolman, D. ..... HB0248 (F)
Heber Valley Historic Railroad Authority, Evans, B. ..... HB0440 (F)

HOUSING

Affordable Housing Amendments, Harper, W. ..... HB0210 (P)
Amendments to Olene Walker Housing Trust Fund, Adair, G. ... HB0279 (P)
Appropriation for Olene Walker Housing Trust Fund, Adair, G. ..... HB0209 (F)
Funding for Olene Walker Housing Trust Fund Resolution, Suazo, P. ..... SCR001 (P)
Landlord Inspection Rights, Nelson, L. ..... HB0289 (F)
Licensing the Sale of Factory Built Housing, Frandsen, L. ..... HB0411 (F)
Removing Barriers to Affordable Manufactured Housing, Allen, B. ..... HB0269 (F)
Resolution Supporting Affordable and Accessible Housing from Olympic Housing, Suazo, P. ..... SJR004 (P)
Resolution Supporting Resources for Affordable Housing, Bigelow, R. ..... HCR001 (P)
Tax Increment Financing for Affordable Housing, Davis, G. ..... HB0287 (P)

HUMAN SERVICES

Adoption Act Amendments, Killpack, R. ..... HB0264 (P)
Adoption Amendments, Stephens, N. ..... HB0059 (P)
Aging Services Amendments, Haymond, J. ..... HB0111 (P)
Child Abuse Database Amendments, Peterson, C. ..... SB0168 (P)
Child Abuse Offense Amendments, Cox, G. ..... HB0064 (P)
Child Care Amendments, Dayton, M. ..... HB0140 (F)
Child Care Licensing Regulation, Jones, D. ..... HB0346 (P)
Child Support Amendments, Tanner, N. ..... SB0145 (P)
Child Support for Adult Children, Swallow, J. ..... HB0270 (P)
Child Welfare Amendments, Haymond, J. ..... HB0239 (P)
Cohabitant Abuse Act Amendments, Larson, P. ..... HB0148 (P)
Collection of Child Support, Barth, S. ..... HB0324 (F)
Counseling and Support of Adoptive Families and Children, Stephens, N. ..... HB0173 (F)

Department of Human Services Office of Licensing Revisions, Haymond, J. ..... HB0120 (P)
Disability Center Trust Fund Amendments, Davis, G. ..... HB0251 (P)
Disclosure of Child Abuse or Neglect, Siddoway, R. ..... HB0434 (F)
Division of Youth Corrections Special Function Officers, Chard, B. ..... HB0192 (P)
Energy Assistance Program Oversight, Nielson, H. ..... SB0120 (P)
Funding for Senior Citizen Centers, Larson, P. ..... HB0061 (P)
Funds for Youth Drug Treatment, Baca, L. ..... HB0329 (F)
Grandparents Visitation Rights, Buffmire, J. ..... HB0136 (P)
Information to Adoptive Parents, Stephens, N. ..... HB0318 (F)
Mental Health Authority and Administration Reform, Stephens, N. ..... HB0352 (F)
Motions to Vacate Ex Parte Protective Orders, Larson, P. ..... HB0081 (P)
Portability of Funding for Health and Human Services, Hogue, D. ..... HB0372 (P)
Reauthorization of Administrative Rules, Stephenson, H. ..... SB0085 (P)
Recruitment and Training of Foster Families, Tanner, N. ..... SB0163 (P)
Resolution on the Family, Olsen, E. ..... HCR002 (P)
Serious Youth Offender Amendments, Baca, L. ..... HB0142 (F)
Services to People with Disabilities, Hogue, D. ..... HB0373 (F)
Sex Abuse of a Child, Murray, J. ..... HB0267 (P)
Statewide Implementation of Foster Care Citizen Review Boards, Stephens, N. ..... HB0004 (P)
Task Force on Privatization of State Adoption Services, Stephens, N. ..... HB0154 (F)
Tax Incentives for Adoption and Guardianship, Haymond, J. .... HB0175 (F)

I-15 CORRIDOR

Loans for Businesses Impacted by Major Highway Construction, Barth, S. ..... HB0160 (F)
Mitigation to Businesses Impacted by Major Highway Construction, Jones, D. ..... HB0141 (F)
Resolution Providing Assistance to Seriously Impacted Businesses, Jones, D. ..... HJR015 (F)

INCOME TAX

Income Tax - Amendments, Jones, D. ..... HB0066 (F)
Income Tax - Education Tax Credit, Stephenson, H. ..... SB0155 (F)
Income Tax - Election Campaign Fund Designations, Short, R. .. HB0200 (P)
Income Tax Amendments, Nielson, H. ..... SB0009 (F)

Income Tax Credit for Stay-at-home Parents or Guardian, Muhlestein, R. ..... SB0210 (F)
Income Tax Deductions and Revenues, Buhler, D. ..... SB0102 (F)
Research Tax Credit, Nielson, H. ..... SB0047 (P)
Research Tax Credit for Machinery and Equipment, Peterson, C. ..... SB0220 (P)
Tax Assessments, Proceedings, and Credit or Refund Claims, Harper, W. ..... HB0395 (P)
Tax Credit for Clean Fuel Vehicles, McAllister, L. ..... SB0217 (F)
Tax Credit for Purchase of Assistive Technology, Taylor, C. ..... SB0225 (F)
Tax Incentives for Adoption and Guardianship, Haymond, J. .... HB0175 (F)
Voting Requirements on Tax Matters Resolution, Way, G. ..... HJR003 (F)

INDIAN AFFAIRS

Appropriation for a Site for Urban Indian Programs, Suazo, P. ... SB0044 (P)
Native American Coordinating Board Membership, Evans, B. ... HB0213 (P)
Navajo Revitalization Fund Board, Johnson, K. ..... HB0212 (P)
Rural Enterprise Zones, Evans, B. ..... HB0256 (P)

INFORMATION TECHNOLOGY

After-school Access to Computers Task Force, Peterson, M. .... SB0160 (F)
Computers for Highway Patrol, Adair, G. ..... HB0018 (P)
Computers for Public Schools Pilot Program, Allen, S. ..... HB0007 (P)
Educational Technology Initiative Amendments, Tyler, A. ..... HB0184 (P)
Electronic Posting of Notices, Goodfellow, B. ..... HB0181 (P)
Information Technology Services Study Appropriation, Evans, B. ..... HB0117 (F)
Information Technology Structure Amendments, Evans, B. ..... HB0274 (P)
Music Licensing Practices Act, Howell, S. ..... SB0055 (P)
Notary on Electronic Document, Peterson, C. ..... SB0107 (P)
Personal Identification Number Alternatives, Tyler, A. ..... HB0381 (F)
Pilot Project of Internet Voting, Chard, B. ..... HB0342 (P)
Privacy Task Force, Chard, B. ..... HB0186 (F)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Quick Court Amendments, Allen, S. ..... HB0183 (P)
Resolution Encouraging Development of Electronic Voting, Howell, S. ..... SJR005 (F)

INHERITANCE TAX

Tax Assessments, Proceedings, and Credit or Refund Claims, Harper, W. ..... HB0395 (P)

INMATES

Felon Voting Restrictions, Saunders, C. ..... HB0190 (P)
Frivolous Lawsuits Amendments, Gladwell, D. ..... HB0374 (P)
Inmate Productivity and Work Skills, Adair, G. ..... HB0272 (P)

INSURANCE

Children's Health Insurance Program, Knudson, P. ..... HB0137 (P)
Coverage for Childhood Immunizations, Knudson, P. ..... HB0020 (F)
Dental Care - Use of General Anesthesia, Killpack, R. ..... HB0027 (F)
Depository Institutions Insurance Powers, Valentine, J. ..... HB0427 (P)
Direct Access to Dermatologists, Dmitrich, M. ..... SB0115 (F)
Health Benefit Plan - Freedom of Choice, Knudson, P. ..... HB0432 (F)
Health Insurance - Primary Care Provider, Buffmire, J. ..... HB0086 (P)
Health Insurance Policy Coverage, Knudson, P. ..... HB0041 (F)
Immunity for Volunteers, Taylor, C. ..... SB0054 (F)
Insurance Coverage for Diabetes Treatments, Evans, B. ..... HB0366 (F)
Insurance Coverage for Metabolic Disease, Beck, T. ..... HB0205 (P)
Insurance Exam Requirements, Holladay, B. ..... HB0102 (F)
Insurance Law Changes, Poulton, L. ..... SB0076 (P)
Mental Health Insurance Parity, Allen, B. ..... HB0038 (F)
Motor Vehicle Insurance - Liability on Loaned Vehicle, Mantes, G. SB0060 (P)
Motor Vehicle Insurance Premium Rates, Beck, T. ..... HB0132 (P)
Motor Vehicle Repair - Insurance Deductible, Howell, S. ..... SB0161 (P)
Prescription Coverage, Allen, S. ..... HB0105 (F)
Private Kinship Care, Larson, P. ..... HB0079 (F)
Procurement Code Requirement of Health
Care Benefits for Contractors, Mayne, E. ..... SB0066 (F)
Retirement Benefit Amendments, Jones, D. ..... HB0398 (F)
Title Insurance Amendments, Hatch, T. ..... HB0265 (P)
Workers' Compensation Exemption For
Independent Insurance Agents, Valentine, J. ..... HB0159 (P)
Workers' Compensation Insurance Amendments, Wright, B. .... HB0280 (P)

INSURANCE DEPARTMENT

Insurance Law Changes, Poulton, L. ..... SB0076 (P)
Motor Vehicle Insurance Premium Rates, Beck, T. ..... HB0132 (P)
Title Insurance Amendments, Hatch, T. ..... HB0265 (P)
Workers' Compensation Exemption For Independent
Insurance Agents, Valentine, J. ..... HB0159 (P)

INTESTATE SUCCESSION

Uniform Probate Code Amendments, Hillyard, L. ..... SB0075 (P)

JUDICIAL DEPARTMENT - CONSTITUTION

Resolution Amending Judicial Nomination Process, Taylor, C. .... SJR003 (F)

JUDICIARY

Access of Judges to Juvenile Court Records, Nelson, L. ..... HB0138 (F)
Amendments Regarding Restitution, Hendrickson, N. ..... HB0378 (P)
Bail Bond Agent Licensure Act, Koehn, S. ..... HB0124 (P)
Bail Reform, Curtis, G. ..... HB0376 (P)
Board of Pardons and Parole
Hearing Requirements, Howell, S. ..... SB0222 (P)
Capital Sentencing Amendments, Ure, D. ..... HB0306 (P)
Child Abuse Database Amendments, Peterson, C. ..... SB0168 (P)
Child Abuse Offense Amendments, Cox, G. ..... HB0064 (P)
Child Custody and Visitation Amendments, Holladay, B. ..... HB0369 (F)
Child Support Amendments, Tanner, N. ..... SB0145 (P)
Child Support for Adult Children, Swallow, J. ..... HB0270 (P)
Concealed Firearms Amendments, Beattie, L. ..... SB0057 (F)
Contributing to Delinquency of a Minor, Barth, S. ..... HB0377 (F)
Correctional Officer Amendment, Chard, B. ..... HB0191 (P)
Credit Card Amendments, Buhler, D. ..... SB0190 (P)
Dangerous Weapons Restrictions, Steiner, R. ..... SB0183 (F)
Distribution Limitations on a Trust
Beneficiary, Montgomery, R. ..... SB0164 (F)
Division of Youth Corrections Special
Function Officers, Chard, B. ..... HB0192 (P)
Emergency Injection for Anaphylactic Reaction, Dayton, M. .... HB0176 (P)
Emergency Services Amendments, Holladay, B. ..... HB0049 (P)
Enforcement of Court's Restitution Order, Swallow, J. ..... HB0215 (P)
Expansion of Children's Justice Center Program, Peterson, C. ... SB0135 (P)
Expert Discovery Amendments, Barth, S. ..... HB0317 (F)
Expungement of Criminal Record Amendments, Suazo, P. ..... SB0065 (P)
Extending Renewal of Concealed Firearm
Permits, Waddoups, M. ..... SB0140 (P)
Felon Voting Restrictions, Saunders, C. ..... HB0190 (P)
Financial Records Privacy, Hickman, J. ..... HB0332 (F)
Firearm Purchase Requirements, Waddoups, M. ..... SB0141 (P)
Frivolous Lawsuits Amendments, Gladwell, D. ..... HB0374 (P)

Funds for Youth Drug Treatment, Baca, L. ..... HB0329 (F)
Gang Amendments, Buhler, D. ..... SB0045 (F)
Government Immunity Amendments, Curtis, G. ..... HB0097 (F)
Habitual Violent Offender Definitions, Hendrickson, N. ..... HB0146 (P)
Habitual Youth Offender Amendments, Chard, B. ..... HB0170 (P)
Indigent Defense Fund Amendments, Blackham, L. ..... SB0103 (P)
Joinder of Misdemeanor and Felony Offenses, Barth, S. ..... HB0046 (P)
Judicial Conduct Commission Amendments, Cox, G. ..... HB0040 (P)
Judicial Custody of Youth to Human Services, Tanner, N. ..... SB0005 (P)
Judicial Nominating Commission
Amendments, Fox-Finlinson, C. ..... HB0157 (P)
Judicial Nominating Procedure Amendments, Taylor, C. ..... SB0059 (F)
Judiciary Amendments, Hillyard, L. ..... SB0068 (P)
Jurisdiction in Utah Courts, Arent, P. ..... HB0225 (P)
Juror Reimbursement, Zolman, D. ..... HB0036 (P)
Justice Court Amendments, Curtis, G. ..... HB0460 (P)
Juvenile Court Hearings and Records, Arent, P. ..... HB0011 (P)
Lien on Real Property, Mansell, L. ..... SB0070 (P)
Limitation of Civil Action, Seitz, J. ..... HB0365 (F)
Limiting Liability in Hockey Facilities, Mansell, L. ..... SB0181 (P)
Marriage Law Amendments, Davis, G. ..... HB0391 (F)
Minimum Age for Marriage, Saunders, C. ..... HB0301 (F)
Negligent Storage of Loaded Firearm, Steiner, R. ..... SB0023 (F)
New Judicial Positions, Beattie, L. ..... SB0122 (P)
Parental Responsibility for Wrongful Conduct
of a Child, Suazo, P. ..... SB0116 (F)
Payment of Legal Fees and Costs of Frivolous
Lawsuits, Iverson, D. ..... HB0067 (F)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalty for Interference with Service of Process, Arrington, J. ... HB0025 (P)
Penalty in Using a Weapon, Adair, G. ..... HB0043 (F)
Private Property Owners and Houses of Worship
Right to Prohibit Dangerous Weapons, Killpack, R. ..... HB0069 (F)
Provision for Juvenile Judge, Dmitrich, M. ..... SB0126 (F)
Quick Court Amendments, Allen, S. ..... HB0183 (P)
Reauthorization of Juvenile Justice Task Force, Hillyard, L. ..... SB0081 (P)
Recruitment and Training of Foster Families, Tanner, N. ..... SB0163 (P)
Regulation of Explosives, Peterson, C. ..... SB0178 (F)
Serious Youth Offender Amendments, Baca, L. ..... HB0142 (F)
Service of Process Amendments, Koehn, S. ..... HB0305 (F)
Sex Offender Public Records, Allen, B. ..... HB0362 (P)

Stalking Amendments, Haymond, J. ..... HB0321 (F)
State Court Administrator Salary, Zolman, D. ..... HB0298 (F)
State Supervision of Juvenile, Curtis, G. ..... HB0394 (P)
Statute of Limitations, Buckner, P. ..... HB0232 (P)
Statute of Limitations on Prosecuting for Bribery, Hull, J. ..... SB0015 (P)
Traffic Offense Trial Process, Stephens, N. ..... HB0197 (F)
Uniform Probate Code Amendments, Hillyard, L. ..... SB0075 (P)
Utah Council on Victims, Peterson, C. ..... SB0187 (F)
Weapons in Motor Vehicles, Walsh, R. ..... HB0312 (F)
Wrongful Appropriation, Holladay, B. ..... HB0310 (P)

JUVENILES

Contributing to Delinquency of a Minor, Barth, S. ..... HB0377 (F)
Expansion of Children's Justice Center Program, Peterson, C. ... SB0135 (P)
Funds for Youth Drug Treatment, Baca, L. ..... HB0329 (F)
Gang Amendments, Buhler, D. ..... SB0045 (F)
Habitual Youth Offender Amendments, Chard, B. ..... HB0170 (P)
Joinder of Misdemeanor and Felony Offenses, Barth, S. ..... HB0046 (P)
Judicial Custody of Youth to Human Services, Tanner, N. ..... SB0005 (P)
Juvenile Court Hearings and Records, Arent, P. ..... HB0011 (P)
Minimum Age for Marriage, Saunders, C. ..... HB0301 (F)
Minimum Fine for Possession of Tobacco Products
by Underaged Persons, Siddoway, R. ..... HB0035 (P)
Parental Responsibility for Wrongful Conduct
of a Child, Suazo, P. ..... SB0116 (F)
Program for At-Risk Youth and Their Families, Pace, L. ..... HB0121 (P)
Reauthorization of Juvenile Justice Task Force, Hillyard, L. ..... SB0081 (P)
State Supervision of Juvenile, Curtis, G. ..... HB0394 (P)
Truancy Prevention Appropriation, Alexander, J. ..... HB0106 (P)

LABOR

Amendments Related to Workers' Compensation, Adair, G. ..... HB0167 (P)
Amendments to Agricultural Exemption for
Agricultural Workers, Steiner, R. ..... SB0104 (F)
Antidiscrimination Advisory Council, Adair, G. ..... HB0233 (P)
Apprenticeship Training Funding, Waddoups, M. ..... SB0172 (P)
Boiler Inspection Amendments, Adair, G. ..... HB0222 (P)
Construction Contract Law Amendments, Knudson, P. ..... HB0230 (F)
Dangerous Weapons Restrictions, Steiner, R. ..... SB0183 (F)
Electronic Process for Payroll, Holmgren, J. ..... SB0014 (P)

Employment of Out of State Contractors and Employees, Mayne, E. ..... SB0061 (F)
Insurance Law Changes, Poulton, L. ..... SB0076 (P)
Licensing Talent Agencies, Mayne, E. ..... SB0193 (F)
Payment of Legal Fees and Costs of Frivolous Lawsuits, Iverson, D. ..... HB0067 (F)
Regulation of Youth Employment, McAllister, L. ..... SB0112 (F)
Restriction on State and Local Governments Collecting Monies for Groups, Stephenson, H. ..... SB0182 (F)
Unemployment Insurance Amendments, Alexander, J. ..... HB0208 (P)
Workers' Compensation Exemption For Independent Insurance Agents, Valentine, J. ..... HB0159 (P)
Workers' Compensation Fund of Utah Amendments, Steele, D. .. SB0170 (F)
Workers' Compensation Insurance Amendments, Wright, B. .... HB0280 (P)
Workforce Services Amendments, Carnahan, O. ..... HB0015 (P)

LANDLORD - TENANT

Landlord Inspection Rights, Nelson, L. ..... HB0289 (F)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

Age of Victim for Unlawful Sexual Conduct, McAllister, L. ..... SB0131 (P)
Aggravated Kidnaping Amendments, Buckner, P. ..... HB0017 (P)
Alcohol and Drug Testing Fee, Bush, D. ..... HB0071 (P)
Appropriation for Additional Highway Patrolmen, Adair, G. .... HB0009 (P)
Assaulting a Peace Officer, Evans, R. ..... SB0090 (P)
Capital Sentencing Amendments, Ure, D. ..... HB0306 (P)
Clandestine Drug Lab Amendments, Suazo, P. ..... SB0192 (P)
Clarification on Probation Limitations, Curtis, G. ..... HB0249 (P)
Compensation for Public Safety Dispatchers, Bowman, D. ..... HB0060 (P)
Compensatory Service, King, B. ..... HB0107 (P)
Computers for Highway Patrol, Adair, G. ..... HB0018 (P)
Concealed Firearms Amendments, Beattie, L. ..... SB0057 (F)
Controlled Substances Act Amendments, Arent, P. ..... HB0309 (P)
Controlled Substances Penalty Amendments, Chard, B. ..... HB0311 (P)
Controlled Substances Precursor Amendments, Tyler, A. ..... HB0130 (P)
Criminal Intent, Arrington, J. ..... HB0039 (P)
Dangerous Weapons Restrictions, Steiner, R. ..... SB0183 (F)
Department of Public Safety Salary Equity, Hogue, D. ..... HB0445 (F)
Driving Under the Influence - Conditional Licensing, Stephens, N. ..... HB0010 (P)
DUI Penalties Amendment, Buckner, P. ..... HB0244 (P)

Effective Law Enforcement, Swallow, J. ..... HB0133 (P)
Enforcement Authority for Drug Lab and
Precursor Acts, Tyler, A. ..... HB0131 (P)
Extending Renewal of Concealed Firearm
Permits, Waddoups, M. ..... SB0140 (P)
Firearm Purchase Requirements, Waddoups, M. ..... SB0141 (P)
Gambling Amendments, Chard, B. ..... HB0258 (P)
Inmate Productivity and Work Skills, Adair, G. ..... HB0272 (P)
Mail Box Damage and Mail Theft, Goodfellow, B. ..... HB0090 (P)
Metropolitan Public Safety Task Force, Buckner, P. ..... HB0295 (F)
Murder and Manslaughter Amendments, Gladwell, D. ..... HB0085 (F)
Nuisance Code Amendments - Shooting Ranges, Wright, B. .... HB0343 (P)
Offender Expenses Amendments, Buckner, P. ..... HB0223 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalties for Sale of Tobacco to Youth, Montgomery, R. ..... SB0039 (P)
Penalty for Abandoned Campfire, Hogue, D. ..... HB0024 (P)
Private Investigator Regulation, Koehn, S. ..... HB0006 (P)
Procedural Rights for Law Enforcement Officers, Mayne, E. .... SB0206 (F)
Public Office Misconduct Amendments, Koehn, S. ..... HB0328 (F)
Public Safety Amendments, Chard, B. ..... HB0169 (P)
Radar Jamming Devices, Hull, J. ..... SB0100 (P)
Reporting by Financial Institutions - Enforcement, Arent, P. .... HB0349 (P)
Resolution Amending Rule of Evidence, Gladwell, D. ..... HJR001 (F)
Revocation of Concealed Firearm Permit
Amendments, Barth, S. ..... HB0242 (F)
Sentencing Credit for Good Behavior, Bryson, K. ..... HB0099 (P)
Sexual Offenses Without Consent of Victim, Bryson, K. ..... HB0092 (P)
State Forfeiture Law Amendments, Wright, B. ..... HB0368 (F)
Telemarketing Requirements, Nelson, L. ..... HB0044 (P)
Towing of Motor Vehicles by Department of
Public Safety, Saunders, C. ..... HB0012 (F)
Traffic-control Signal Photo Detection, Carnahan, O. ..... HB0013 (F)
Uniform Allowance for Utah Highway Patrol, Evans, R. ..... SB0025 (P)
Unlawful Sexual Activity with a Minor, Curtis, G. ..... HB0072 (P)

LEGISLATIVE AFFAIRS

Appropriation Act, McAllister, L. ..... SB0001 (P)
Commemorating the 100th Anniversary of the
American Red Cross in Utah, Jones, D. ..... HCR013 (F)
Commission Staffing and Duties, Beattie, L. ..... SB0092 (P)
Compensation of Legislative Leaders, Ure, D. ..... HB0231 (F)

Ethic Law Amendments, Stephens, M. ..... HB0103 (P)
Filling Midterm Vacancies in the Legislature, Ure, D. ..... HB0077 (P)
Fiscal Note on Legislation, Stephens, M. ..... HB0322 (P)
Gifts to Public Officers, Public Employees, and
Legislators, Tanner, J. ..... HB0056 (F)
House Rules Resolution - Technical
Amendments, Hickman, J. ..... HR0001 (P)
Joint Resolution - Compensation of In-Session
Employees, Montgomery, R. ..... SJR008 (P)
Joint Rules Resolution - Amendments to
Processes, Hickman, J. ..... HJR010 (P)
Joint Rules Resolution - Legislative Expenses, Peterson, C. ..... SJR011 (P)
Legislative Committees, Peterson, C. ..... SB0121 (P)
Master Study Resolution, Peterson, C. ..... SJR016 (P)
Meetings of Interim Committees, Frandsen, L. ..... HB0080 (P)
Middle Schools Task Force, Steele, D. ..... SB0077 (F)
Release of Governor's Budget, Ure, D. ..... HB0109 (F)
Residential Property Tax Amendments
Resolution, Stephenson, H. ..... SJR002 (F)
Resolution Amending Intangible Property
Tax Provisions, Hillyard, L. ..... SJR017 (F)
Resolution Amending Notice for Special
Sessions, Goodfellow, B. ..... HJR006 (F)
Resolution Amending Property Tax Exemptions, Davis, G. ..... HJR012 (F)
Resolution Amending Special Sessions, Blackham, L. ..... SJR006 (F)
Resolution Amending the Date of General
Legislative Session, Howell, S. ..... SJR007 (F)
Resolution Limiting Property Tax for Retirees, Steiner, R. ..... SJR012 (F)
Resolution on Restructuring of Electrical Industry, Evans, B. .... HJR007 (P)
Resolution on Review of Tax Commission
Cases, Stephenson, H. ..... SJR013 (P)
Resolution Urging President to Give Purple Hearts, Barth, S. .... HCR009 (P)
Salary Increases for Government Officials, Styler, M. ..... HB0188 (F)
Special Session Public Hearing Requirements, Olsen, E. ..... HB0211 (F)
Supplemental Appropriations Act, Stephens, M. ..... HB0001 (P)
Supplemental Appropriations Act II, Stephens, M. ..... HB0003 (P)
Task Force on Local Airport Funding, Hillyard, L. ..... SB0197 (P)
Task Force Reviewing Federal Funding, Muhlestein, R. ..... SB0033 (F)
Voting Requirements on Tax Matters Resolution, Way, G. ..... HJR003 (F)

LEGISLATIVE DEPARTMENT - CONSTITUTION

Legislative Eligibility Resolution, Arent, P. ..... HJR008 (P)
Resolution Amending the Date of General
Legislative Session, Howell, S. ..... SJR007 (F)

LEGISLATURE

Appropriation Act, McAllister, L. ..... SB0001 (P)
Commission Staffing and Duties, Beattie, L. ..... SB0092 (P)
Compensation of Legislative Leaders, Ure, D. ..... HB0231 (F)
Ethic Law Amendments, Stephens, M. ..... HB0103 (P)
Filling Midterm Vacancies in the Legislature, Ure, D. ..... HB0077 (P)
Fiscal Note on Legislation, Stephens, M. ..... HB0322 (P)
Gifts to Public Officers, Public Employees, and
Legislators, Tanner, J. ..... HB0056 (F)
House Rules Resolution - Technical Amendments,
Hickman, J. ..... HR0001 (P)
Joint Resolution - Compensation of In-Session
Employees, Montgomery, R. ..... SJR008 (P)
Joint Rules Resolution - Amendments to
Processes, Hickman, J. ..... HJR010 (P)
Joint Rules Resolution - Legislative Expenses, Peterson, C. ..... SJR011 (P)
Legislative Committees, Peterson, C. ..... SB0121 (P)
Legislative Eligibility Resolution, Arent, P. ..... HJR008 (P)
Master Study Resolution, Peterson, C. ..... SJR016 (P)
Meetings of Interim Committees, Frandsen, L. ..... HB0080 (P)
Resolution Amending Notice for
Special Sessions, Goodfellow, B. ..... HJR006 (F)
Retirement Office Amendments, Koehn, S. ..... HB0196 (P)
Revisor's Statute, Holmgren, J. ..... SB0125 (P)
Special Session Public Hearing Requirements, Olsen, E. ..... HB0211 (F)
State and Local Government Severance
Package Authority, Cox, G. ..... HB0315 (F)
Supplemental Appropriations Act, Stephens, M. ..... HB0001 (P)
Supplemental Appropriations Act II, Stephens, M. ..... HB0003 (P)

LIABILITY

Amusement Park Rider Responsibility, Dillree, M. ..... HB0375 (P)
Limitation on Liability of Nonprofit Corporation
Volunteers, Howell, S. ..... SB0157 (F)
Limiting Liability in Hockey Facilities, Mansell, L. ..... SB0181 (P)

Limits of Municipal Liability, Knudson, P. ..... HB0254 (F)
Penalty for Abandoned Campfire, Hogue, D. ..... HB0024 (P)
Real Estate Conveyance and Subdivision
Amendments, Becker, R. ..... HB0288 (F)

LIABILITY INSURANCE

Amendments to Special Districts, Evans, R. ..... SB0094 (P)

LIBRARIES

After-school Access to Computers Task Force, Peterson, M. .... SB0160 (F)
State Law Library Amendments, Hillyard, L. ..... SB0109 (P)

LICENSURE, HUMAN SERVICES PROGRAMS

Child Abuse Database Amendments, Peterson, C. ..... SB0168 (P)
Department of Human Services Office of
Licensing Revisions, Haymond, J. ..... HB0120 (P)

LIENS

Lien on Real Property, Mansell, L. ..... SB0070 (P)
Mold Retention Law, Mold Lien Law, and
Creditor's Rights, Dmitrich, M. ..... SB0198 (P)
Residence Lien Recovery Fund Amendments, Dillree, M. ..... HB0219 (P)

LIMITED LIABILITY COMPANY

Amendments Related to Limited Liability
Companies, Valentine, J. ..... HB0323 (P)
Limited Liability Company Amendments, Allen, S. ..... HB0277 (P)
Restrictions on Names of Business Entities, Bryson, K. ..... HB0089 (P)
Trade or Business Names, Bigelow, R. ..... HB0026 (P)

LOCAL BOARDS OF EDUCATION

School Construction Limit Amendment, Haymond, J. ..... HB0234 (P)
Transportation of Students by School Districts, Johnson, K. ..... HB0179 (P)

LOCAL HEALTH DEPARTMENTS

Food Handler Licensing, Blackham, L. ..... SB0166 (P)

MARRIAGE

Minimum Age for Marriage, Saunders, C. ..... HB0301 (F)

MASS MEDIA

Privacy Task Force, Chard, B. ..... HB0186 (F)

MEDICAID

Aging Services Amendments, Haymond, J. ..... HB0111 (P)

MEDICAL ASSISTANCE PROGRAMS

Medical Assistance Recovery Amendments, Cox, G. ..... HB0353 (P)

MEDICAL RECORDS

Genetic Testing Privacy Act, Stephens, N. ..... HB0271 (F)
Inspection of Vital Records, Zolman, D. ..... HB0084 (P)

MEDICINE

Coverage for Childhood Immunizations, Knudson, P. ..... HB0020 (F)
Emergency Injection for Anaphylactic Reaction, Dayton, M. .... HB0176 (P)

MENTAL HEALTH

Mental Health Authority and
Administration Reform, Stephens, N. ..... HB0352 (F)
Mental Health Insurance Parity, Allen, B. ..... HB0038 (F)
Mental Health Professional Practice Act, Stephens, M. ..... HB0441 (P)

MENTAL HEALTH PROFESSIONAL

Outside Employment for Mental Health Advisor, Dayton, M. .... HB0226 (P)

MILITARY SERVICES

Appropriation for Submarine Memorial, Zolman, D. ..... HB0248 (F)
Fort Douglas Military Museum, Harper, W. ..... HB0129 (P)
Higher Education Tuition Waivers, Hickman, J. ..... HB0291 (F)
Hill Air Force Base Addition, Adair, G. ..... HB0339 (F)
Property Tax Exemption for Disabled Veterans, Peterson, C. .... SB0151 (P)
Resolution Urging President to Give Purple Hearts, Barth, S. .... HCR009 (P)
Resolution Urging Support of National Guard, Dillree, M. ..... HCR007 (P)
Selective Service Filing Prerequisite to Receiving
Postsecondary Financial Aid, Holladay, B. ..... HB0021 (P)
Support for Wendover Utah-Nevada Enola
Gay Restoration Project, Mantes, G. ..... SR0003 (P)

Utah National Guard Tuition Assistance, Johnson, B. ..... HB0292 (P)

MINERAL LEASE FUNDS

Mineral Lease Amendments, Seitz, J. ..... HB0134 (P)

MINES AND MINING

Coal Mining Amendments, Dmitrich, M. ..... SB0169 (P)
Eco-Terrorism Prohibition and Penalties, Iverson, D. ..... HB0206 (P)
Mining - Surety and Reclamation Requirements, Dmitrich, M. .. SB0147 (P)
Mining Reclamation Amendments and
Appropriation, Gowans, J. ..... HB0296 (P)

MINORS

Contributing to Delinquency of a Minor, Barth, S. ..... HB0377 (F)
Liability for Minor Who Drives, Swallow, J. ..... HB0147 (P)
Minimum Fine for Possession of Tobacco
Products by Underaged Persons, Siddoway, R. ..... HB0035 (P)
Parental Consent to Body Piercing and Tattooing, Ure, D. ..... HB0390 (P)
Regulation of Youth Employment, McAllister, L. ..... SB0112 (F)
Unlawful Sexual Activity with a Minor, Curtis, G. ..... HB0072 (P)

MORTGAGE

Master Deeds of Trust or Mortgages, Hillyard, L. ..... SB0082 (P)
Unsolicited Loan Regulation, Muhlestein, R. ..... SB0022 (F)

MOTION PICTURES

Resolution Urging Parental Oversight of Children
Watching Movies, Howell, S. ..... SR0001 (P)

MOTOR CARRIER REGULATION

Equipment Requirements on Large Trucks, Saunders, C. ..... HB0348 (F)
Restrictions on Truck Trailers, Haymond, J. ..... HB0334 (F)

MOTOR FUEL AND SPECIAL FUEL TAXES

Posting on Motor and Special Fuel Pumps, Way, G. ..... HB0101 (P)
Special Fuel Tax Certificate Repeal, Steele, D. ..... SB0007 (F)
Tax Assessments, Proceedings, and Credit or
Refund Claims, Harper, W. ..... HB0395 (P)

Tax Credit for Clean Fuel Vehicles, McAllister, L. ..... SB0217 (F)

MOTOR VEHICLE INSURANCE

Enforcement and Penalties of Uninsured Motor
Vehicle Violations, Steele, D. ..... SB0006 (P)
Impounding Uninsured Vehicles, Buttars, C. ..... HB0246 (F)
Insurance Law Changes, Poulton, L. ..... SB0076 (P)
Liability for Minor Who Drives, Swallow, J. ..... HB0147 (P)
Motor Vehicle Accident Insurance Coverage, Jones, L. ..... SB0129 (P)
Motor Vehicle Insurance - Liability on
Loaned Vehicle, Mantes, G. ..... SB0060 (P)
Motor Vehicle Insurance Premium Rates, Beck, T. ..... HB0132 (P)
Motor Vehicle Insurance Premiums, Stephens, N. ..... HB0266 (F)
Motor Vehicle Repair - Insurance Deductible, Howell, S. ..... SB0161 (P)
Personal Financial Responsibility Act, Allen, B. ..... HB0383 (F)
Reauthorization of and Amendments to
Uninsured Motorist Database Program, Steele, D. ..... SB0008 (P)

MOTOR VEHICLE SAFETY INSPECTION

Motor Vehicle Safety Inspection, Harper, W. ..... HB0014 (P)
Sale of Vehicle, Allen, B. ..... HB0259 (P)
Vehicle Safety Inspection Certificate Amendments, Cox, G. ..... HB0253 (P)
Window Tinting Amendments, Bush, D. ..... HB0174 (P)

MOTOR VEHICLES

Air Quality Board Powers, McAllister, L. ..... SB0019 (F)
Automobile Franchise Act and Motor Vehicle
Act Amendments, Fox-Finlinson, C. ..... HB0458 (F)
Collection of Uniform Motor Vehicle
Fees Amendment, Bush, D. ..... HB0177 (P)
Display of License Plates on Trucks and Trailers, Adair, G. ..... HB0220 (P)
Driving Under the Influence - Conditional
Licensing, Stephens, N. ..... HB0010 (P)
DUI - Serious Bodily Injury, Howell, S. ..... SB0063 (P)
DUI Penalties Amendment, Buckner, P. ..... HB0244 (P)
Enforcement and Penalties of Uninsured
Motor Vehicle Violations, Steele, D. ..... SB0006 (P)
Equipment Requirements on Large Trucks, Saunders, C. ..... HB0348 (F)
Impounding Uninsured Vehicles, Buttars, C. ..... HB0246 (F)
Inattentive Driving Amendments, Carnahan, O. ..... HB0048 (F)

Liability for Minor Who Drives, Swallow, J. ..... HB0147 (P)
License Plates - Snowboard Utah, Montgomery, R. ..... SB0097 (F)
License Plates for Children's Issues, Suazo, P. ..... SB0215 (P)
Loaded Vehicles - Exemption for Farm Vehicles, Hull, J. ..... SB0113 (P)
Mobile Home and Manufactured Home
Amendments, Buttars, C. ..... HB0171 (P)
Motor Vehicle - Consumer Protection
Amendments, Buhler, D. ..... SB0099 (P)
Motor Vehicle Accident Insurance Coverage, Jones, L. ..... SB0129 (P)
Motor Vehicle Business Regulation, Mantes, G. ..... SB0053 (P)
Motor Vehicle Criminal Acts Amendments, Barth, S. ..... HB0462 (P)
Motor Vehicle Identification, Tanner, J. ..... HB0214 (P)
Motor Vehicle Insurance - Liability on Loaned
Vehicle, Mantes, G. ..... SB0060 (P)
Motor Vehicle Insurance Premiums, Stephens, N. ..... HB0266 (F)
Motor Vehicle Safety Inspection, Harper, W. ..... HB0014 (P)
Parking Restrictions, Buhler, D. ..... SB0106 (P)
Penalties for Speeding in Construction Zones, Buhler, D. ..... SB0020 (P)
Personal Financial Responsibility Act, Allen, B. ..... HB0383 (F)
Public Access to Accident Reports, Hogue, D. ..... HB0163 (F)
Reauthorization of and Amendments to
Uninsured Motorist Database Program, Steele, D. ..... SB0008 (P)
Recreational Vehicle Standards, Mantes, G. ..... SB0143 (P)
Regulation of Cell Phone Use by Motor Vehicle
Operators, Steiner, R. ..... SB0142 (F)
Regulation of Impounded Vehicles, Saunders, C. ..... HB0307 (P)
Regulation of Motorized Scooters, Nelson, L. ..... HB0063 (P)
Restrictions on Truck Trailers, Haymond, J. ..... HB0334 (F)
Sale of Vehicle, Allen, B. ..... HB0259 (P)
Snowmobile Special License Plates, Holmgren, J. ..... SB0024 (P)
Soil Conservation Special License Plate, Myrin, A. ..... SB0134 (P)
Speed Limit on Interstate Highways, Tyler, A. ..... HB0262 (F)
Towing of Motor Vehicles by Department of Public
Safety, Saunders, C. ..... HB0012 (F)
Traffic Offense Trial Process, Stephens, N. ..... HB0197 (F)
Traffic Violation Changes, Jones, D. ..... HB0447 (P)
Traffic-control Signal Photo Detection, Carnahan, O. ..... HB0013 (F)
Vehicle Registration Requirements, Saunders, C. ..... HB0278 (F)
Vehicle Safety Inspection Certificate Amendments, Cox, G. ..... HB0253 (P)
Weapons in Motor Vehicles, Walsh, R. ..... HB0312 (F)
Window Tinting Amendments, Bush, D. ..... HB0174 (P)

MOTORCYCLES

Regulation of Motorized Scooters, Nelson, L. ..... HB0063 (P)

MUSEUMS

Appropriation for Capitol Hill Projects, Becker, R. ..... HB0087 (P)
Appropriation for Roy Museum, Adair, G. ..... HB0294 (F)
Fort Douglas Military Museum, Harper, W. ..... HB0129 (P)
Support for Wendover Utah-Nevada Enola
Gay Restoration Project, Mantes, G. ..... SR0003 (P)
Tax Expenditures for Zoological Facilities, Poulton, L. ..... SB0209 (P)
Utah State Museum of Natural
History Amendments, Evans, B. ..... HB0162 (P)

MUSIC

Music Licensing Practices Act, Howell, S. ..... SB0055 (P)

NAMES (OF BUSINESS ENTITIES)

Assumed Names for Businesses, Evans, B. ..... HB0325 (P)
Restrictions on Names of Business Entities, Bryson, K. ..... HB0089 (P)
Trade or Business Names, Bigelow, R. ..... HB0026 (P)

NATURAL GAS

Extension of Gas Service Territories, Hatch, T. ..... HB0180 (P)
Underground Utilities Facilities Amendments, Holmgren, J. ..... SB0171 (P)

NATURAL RESOURCES

Appropriation for Equestrian Park, Fox-Finlinson, C. ..... HB0406 (F)
Appropriation for Trails and Crossings, Tyler, A. ..... HB0336 (P)
Appropriation to Species Protection Account, Hatch, T. ..... HB0199 (P)
Appropriation to Support Litigation Against
Creation of Escalante Monument, Way, G. ..... HB0414 (P)
Aquaculture Amendments, Ure, D. ..... HB0407 (P)
Boating Law Changes, Tanner, N. ..... SB0200 (P)
Bow Hunter Certification, Peterson, M. ..... SB0056 (P)
Coal Mining Amendments, Dmitrich, M. ..... SB0169 (P)
Conveyance of Water Rights, Styler, M. ..... HB0302 (P)
Duties of Water Commissioners, Hatch, T. ..... HB0019 (P)
Edge of the Cedars State Park Access Road, Johnson, K. ..... HB0217 (P)

Environmental Quality Study, Tuttle, D. ..... HB0399 (P)
Fish Health Board and Aquaculture Amendments, Hogue, D. .... HB0459 (F)
Hunting and Fishing License Revocation, Baca, L. ..... HB0400 (F)
Management Plans of Wildlife Resources Land, Myrin, A. ..... SB0012 (P)
Mining - Surety and Reclamation Requirements, Dmitrich, M. .. SB0147 (P)
Mining Reclamation Amendments and
Appropriation, Gowans, J. ..... HB0296 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalty for Abandoned Campfire, Hogue, D. ..... HB0024 (P)
Proof of Appropriation Requirements, Styler, M. ..... HB0281 (P)
Recreation and Tourism Research and Extension
Program, Hillyard, L. ..... SB0035 (P)
Regulation of Wildlife Outfitters and Guides, Johnson, B. ..... HB0125 (F)
Rehabilitation of Wildfire Damaged
Lands Resolution, Johnson, B. ..... HJR011 (P)
Resolution Establishing Wildlife Numbers, Blackham, L. ..... SJR010 (P)
Resolution Urging Creation of the San Rafael Swell
National Heritage/ Conservation Area, Dmitrich, M. ..... SCR002 (P)
Salaries of Predatory Animal Hunters, Johnson, B. ..... HB0439 (F)
State Responsibilities for Aquaculture, Howell, S. ..... SB0184 (F)
This Is the Place Foundation, Buhler, D. ..... SB0114 (P)
Transplants of Wildlife, Myrin, A. ..... SB0011 (P)
Urban and Community Forestry, Steiner, R. ..... SB0046 (P)
Water Conservation Plan, Buffmire, J. ..... HB0418 (P)
Water Exchange Applications, Ure, D. ..... HB0273 (F)
Wildlife Code Amendments, Styler, M. ..... HB0333 (P)
Wildlife License Fees, Styler, M. ..... HB0045 (P)

NEGOTIABLE INSTRUMENTS AND COMMERCIAL PAPERS

Demand Drafts - Uniform Commercial Code, Hillyard, L. ..... SB0074 (P)

NEWS AGENCIES

Privacy Task Force, Chard, B. ..... HB0186 (F)

NEWSPAPERS

Privacy Task Force, Chard, B. ..... HB0186 (F)

NOISE ABATEMENT

Criteria for Sound Walls, Suazo, P. ..... SB0117 (P)

Sound Wall Projects, Bourdeaux, D. ..... HB0164 (F)
Speed Limit on Interstate Highways, Tyler, A. ..... HB0262 (F)

NOTARY PUBLIC

Notaries Public Revision, Bryson, K. ..... HB0345 (P)
Notary on Electronic Document, Peterson, C. ..... SB0107 (P)

NUISANCES

Nuisance Code Amendments - Shooting Ranges, Wright, B. .... HB0343 (P)

NURSING HOMES

Aging Services Amendments, Haymond, J. ..... HB0111 (P)

OCCUPATIONAL LICENSING

Acupuncture Practice Amendments, Bradshaw, A. ..... HB0057 (P)
Assisted Living Facilities, Dmitrich, M. ..... SB0153 (P)
Background Check of Health Care
Professionals, Waddoups, M. ..... SB0064 (P)
Chiropractic Physician Practice Act
Amendments, Haymond, J. ..... HB0313 (P)
Clinical Exercise Physiologists, Montgomery, R. ..... SB0098 (F)
Dental License Regional Board Exam, Peterson, C. ..... SB0202 (P)
Dispatcher Certification, Chard, B. ..... HB0453 (F)
Division of Occupational and Professional Licensing
Act Amendments, Howell, S. ..... SB0036 (F)
Employment of Out of State Contractors
and Employees, Mayne, E. ..... SB0061 (F)
Engineer License Amendments, Dillree, M. ..... HB0290 (P)
Esthetician Licensing Act, Allen, S. ..... HB0152 (F)
Food Handler Licensing, Blackham, L. ..... SB0166 (P)
Health Care Assistant Registration Act, Haymond, J. ..... HB0224 (P)
Insurance Exam Requirements, Holladay, B. ..... HB0102 (F)
Landscape Architect Licensing Act, Peterson, C. ..... SB0149 (P)
Licensing Talent Agencies, Mayne, E. ..... SB0193 (F)
Licensing the Sale of Factory Built Housing, Frandsen, L. ..... HB0411 (F)
Massage Practice Act Amendments, Evans, R. ..... SB0028 (P)
Medical Practice Amendments, Montgomery, R. ..... SB0119 (P)
Nurse Practice Act Amendments, Fox-Finlinson, C. ..... HB0351 (P)
Nursing Regulation - Interstate Compact, Peterson, C. ..... SB0146 (P)

Occupational and Professional Licensure Sunrise Task Force, Mansell, L. ..... SB0042 (P)
Pharmacy Practice Act Amendments, Arent, P. ..... HB0096 (P)
Plumbing Code Amendments, Haymond, J. ..... HB0419 (F)
Professional Boxing Act Amendments, Suazo, P. ..... SB0207 (P)
Professional License Conditions Disclosure, Cox, G. ..... HB0005 (F)
Sunset Reauthorizations of Licensed Professions, Tanner, N. .... SB0124 (P)
Testing Period for Hearing Aids, Pace, L. ..... HB0078 (P)

OCCUPATIONS AND PROFESSIONS

Acupuncture Practice Amendments, Bradshaw, A. ..... HB0057 (P)
Amendments to Pharmaceutical Law, Siddoway, R. ..... HB0053 (F)
Appraiser Registration and Certification, Dmitrich, M. ..... SB0173 (P)
Automobile Franchise Act and Motor Vehicle Act Amendments, Fox-Finlinson, C. ..... HB0458 (F)
Chiropractic Physician Practice Act Amendments, Haymond, J. ..... HB0313 (P)
Clinical Exercise Physiologists, Montgomery, R. ..... SB0098 (F)
Controlled Substances Penalty Amendments, Chard, B. ..... HB0311 (P)
Dental License Regional Board Exam, Peterson, C. ..... SB0202 (P)
Dispatcher Certification, Chard, B. ..... HB0453 (F)
Division of Occupational and Professional Licensing Act Amendments, Howell, S. ..... SB0036 (F)
Employment of Out of State Contractors and Employees, Mayne, E. ..... SB0061 (F)
Engineer License Amendments, Dillree, M. ..... HB0290 (P)
Esthetician Licensing Act, Allen, S. ..... HB0152 (F)
Food Handler Licensing, Blackham, L. ..... SB0166 (P)
Health Care Assistant Registration Act, Haymond, J. ..... HB0224 (P)
Insurance Exam Requirements, Holladay, B. ..... HB0102 (F)
Landscape Architect Licensing Act, Peterson, C. ..... SB0149 (P)
Licensing Talent Agencies, Mayne, E. ..... SB0193 (F)
Licensing the Sale of Factory Built Housing, Frandsen, L. ..... HB0411 (F)
Massage Practice Act Amendments, Evans, R. ..... SB0028 (P)
Medical Practice Amendments, Montgomery, R. ..... SB0119 (P)
Nurse Practice Act Amendments, Fox-Finlinson, C. ..... HB0351 (P)
Nursing Regulation - Interstate Compact, Peterson, C. ..... SB0146 (P)
Occupational and Professional Licensure Sunrise Task Force, Mansell, L. ..... SB0042 (P)
Pay-Per-View Boxing Tax, Suazo, P. ..... SB0048 (F)
Pharmacy Practice Act Amendments, Arent, P. ..... HB0096 (P)

Physician Assistant Practice Act, Blackham, L. ..... SB0027 (P)
Plumbing Code Amendments, Haymond, J. ..... HB0419 (F)
Professional Boxing Act Amendments, Suazo, P. ..... SB0207 (P)
Professional License Conditions Disclosure, Cox, G. ..... HB0005 (F)
Registration of Personal Introduction Services, Bradshaw, A. ..... HB0385 (P)
Resolution Supporting Uniform Building
Code Commission, Bigelow, R. ..... HJR005 (F)
Testing Period for Hearing Aids, Pace, L. ..... HB0078 (P)
Ticket Scalping Restrictions, Tanner, J. ..... HB0257 (F)

OFFENSES

Age of Victim for Unlawful Sexual Conduct, McAllister, L. ..... SB0131 (P)
Assaulting a Peace Officer, Evans, R. ..... SB0090 (P)
Government Immunity Amendments, Curtis, G. ..... HB0097 (F)
Penalties for Sale of Tobacco to Youth, Montgomery, R. ..... SB0039 (P)
Statute of Limitations on Prosecuting for Bribery, Hull, J. ..... SB0015 (P)
Unlawful Sexual Activity with a Minor, Curtis, G. ..... HB0072 (P)
Wrongful Appropriation, Holladay, B. ..... HB0310 (P)

OIL AND GAS

Oil and Gas Severance Tax Amendments, Evans, B. ..... HB0058 (P)
Severance Tax Law Changes, Myrin, A. ..... SB0071 (F)

OLYMPICS

Government Relationship to Olympics, Myrin, A. ..... SB0159 (P)
Membership on Utah Sports Authority, Tanner, J. ..... HB0229 (P)
Resolution Addressing Olympic Financing, Myrin, A. ..... SJR014 (P)
Resolution Encouraging School Break for
2002 Olympics, Cox, G. ..... HJR009 (P)
Resolution Honoring Utah's Gold Medalist, Ure, D. ..... HCR012 (F)
Resolution on IOC Athletic Drug Testing Policy, Buckner, P. .... HR0002 (P)
Resolution on Olympic Executive Committee, Koehn, S. ..... HCR010 (P)
Resolution Supporting Affordable and Accessible
Housing from Olympic Housing, Suazo, P. ..... SJR004 (P)
Resolution Urging Membership Change on Salt Lake Olympic
Committee, Barth, S. ..... HJR019 (F)
State Olympic Coordination Amendments, Myrin, A. ..... SB0188 (P)
Taxing Authority Amendments, Valentine, J. ..... HB0371 (P)

PARKS

Appropriation for Trails and Crossings, Tyler, A. ..... HB0336 (P)

Appropriation for Utah State Fairpark, Suazo, P. ..... SB0214 (P)
Aquaculture Amendments, Ure, D. ..... HB0407 (P)
Boating Law Changes, Tanner, N. ..... SB0200 (P)
Edge of the Cedars State Park Access Road, Johnson, K. ..... HB0217 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Snowmobile Special License Plates, Holmgren, J. ..... SB0024 (P)
Tax Expenditures for Zoological Facilities, Poulton, L. ..... SB0209 (P)
This Is the Place Foundation, Buhler, D. ..... SB0114 (P)

PARTNERSHIPS

Restrictions on Names of Business Entities, Bryson, K. ..... HB0089 (P)
Trade or Business Names, Bigelow, R. ..... HB0026 (P)

PEACE OFFICER

Appropriation for Additional Highway Patrolmen, Adair, G. .... HB0009 (P)
Assaulting a Peace Officer, Evans, R. ..... SB0090 (P)
Compensation for Public Safety Dispatchers, Bowman, D. ..... HB0060 (P)
Computers for Highway Patrol, Adair, G. ..... HB0018 (P)
Metropolitan Public Safety Task Force, Buckner, P. ..... HB0295 (F)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalty in Using a Weapon, Adair, G. ..... HB0043 (F)
Uniform Allowance for Utah Highway Patrol, Evans, R. ..... SB0025 (P)

PEDESTRIAN SAFETY

Parking Restrictions, Buhler, D. ..... SB0106 (P)

PHARMACIES

Pharmacy Practice Act Amendments, Arent, P. ..... HB0096 (P)

POLITICAL SUBDIVISIONS (LOCAL ISSUES)

Affordable Housing Amendments, Harper, W. ..... HB0210 (P)
Agricultural Protection Areas, Anderson, E. ..... HB0074 (P)
Amendments to County Improvement Districts for
Water Services, Allen, B. ..... HB0194 (P)
Amendments to Special Districts, Evans, R. ..... SB0094 (P)
Animal Shelter Pet Sterilization Act, Steiner, R. ..... SB0021 (P)
Annexation Amendments, Harper, W. ..... HB0355 (F)
Annexation of Agriculture Protection Areas, Ure, D. ..... HB0275 (F)
Appropriation for Bridgerland Ice Arena, Buttars, C. ..... HB0284 (P)

Appropriation for Davis County Conference and Community Center, Chard, B. ..... HB0028 (P)
Appropriation for Land Use Plans, Iverson, D. ..... HB0285 (P)
Appropriation for Roy Museum, Adair, G. ..... HB0294 (F)
Appropriation for Training and Education of Local Governments, Blackham, L. ..... SB0213 (P)
Approval Requirements for Water Fluoride Treatments, Carlson, M. ..... HB0405 (P)
Community Responsiveness Requirements of Utah Department of Transportation, Becker, R. ..... HB0033 (F)
County Attorney Amendments, Gladwell, D. ..... HB0452 (F)
County Employees Running for County Office, Cox, G. ..... HB0297 (P)
County Improvement District Construction Contracts, Short, R. ..... HB0023 (P)
County Personnel Management Act Revisions, Davis, G. ..... HB0354 (F)
County Regulation of Wildlife Rehabilitation, Evans, R. ..... SB0130 (P)
County Service Area Changes, Allen, B. ..... HB0465 (F)
Creating or Consolidating Counties, Frandsen, L. ..... HB0350 (F)
Defining Residential Area for Building Permit Exemptions, Myrin, A. ..... SB0205 (P)
Election Responsibilities, Poulton, L. ..... SB0162 (P)
Electric Service Districts, Haymond, J. ..... HB0268 (F)
Electronic Posting of Notices, Goodfellow, B. ..... HB0181 (P)
Eminent Domain Valuation, Suazo, P. ..... SB0049 (P)
Governance of County Service Areas, Barth, S. ..... HB0430 (F)
Impact Fee Amendments, Poulton, L. ..... SB0226 (F)
Impact Fee Arbitration, Hickman, J. ..... HB0424 (F)
LeRay McAllister Critical Land Conservation Revolving Loan Fund, McAllister, L. ..... SB0051 (P)
Limits of Municipal Liability, Knudson, P. ..... HB0254 (F)
Local Government Subdivision Ordinances, Stephens, M. ..... HB0095 (P)
Metropolitan Public Safety Task Force, Buckner, P. ..... HB0295 (F)
Municipal Amendments, Zolman, D. ..... HB0054 (P)
Municipal and County Land Use Development and Management, McAllister, L. ..... SB0136 (F)
Municipal Energy Sales and Use Tax Exemption, Hillyard, L. ... SB0128 (P)
Municipal Government Civil Service Selection Procedures, Killpack, R. ..... HB0261 (P)
Notice on Creation or Modification of Political Subdivisions, Evans, R. ..... SB0132 (P)
Optional Forms of County Government, Evans, R. ..... SB0133 (P)

Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Planning Coordination, McAllister, L. ..... SB0189 (F)
Property Tax Restriction, Poulton, L. ..... SB0052 (P)
Property Taxes - Uniform Fees and Certified
Tax Rate, Mantes, G. ..... SB0050 (P)
Public Employees Early Retirement, Styler, M. ..... HB0051 (F)
Real Estate Conveyance and Subdivision
Amendments, Becker, R. ..... HB0288 (F)
Recodification of Special Districts, Evans, R. ..... SB0080 (P)
Redevelopment Agency Recodification, Allen, B. ..... HB0384 (F)
Redevelopment Agency Tax Increment
Amendments, Curtis, G. ..... HB0423 (P)
Removing Barriers to Affordable Manufactured
Housing, Allen, B. ..... HB0269 (F)
Resolution Supporting Privatization of Dutch
John Utah, Seitz, J. ..... HCR005 (P)
Restriction on State and Local Governments
Collecting Monies for Groups, Stephenson, H. ..... SB0182 (F)
Retention Proceeds for Construction Projects, Ure, D. ..... HB0359 (F)
Salary Increases for Government Officials, Styler, M. ..... HB0188 (F)
Sales Tax Exemption for Municipality-Sponsored
Events, Ure, D. ..... HB0216 (F)
Sales Tax for Arts and Recreation, Buhler, D. ..... SB0156 (P)
Special District Elections, Swallow, J. ..... HB0227 (P)
Special District Taxes and Fees, Allen, B. ..... HB0382 (F)
Special Districts Amendments, Ure, D. ..... HB0195 (P)
State and Local Government Severance Package
Authority, Cox, G. ..... HB0315 (F)
State Elections Commission, Carlson, M. ..... HB0204 (F)
Task Force Reviewing Optional Forms of County
Government, Fox-Finlinson, C. ..... HB0416 (F)
Tax Increment Financing for Affordable Housing, Davis, G. ..... HB0287 (P)
Tax Increment Financing of Redevelopment
Agencies, Mansell, L. ..... SB0212 (P)
Taxing Authority Amendments, Valentine, J. ..... HB0371 (P)
Townsite Statute Modification, Muhlestein, R. ..... SB0191 (P)
Transfer of Agricultural Land Within City, Muhlestein, R. ..... SB0016 (P)
Transient Room Tax Amendments, Johnson, K. ..... HB0357 (P)
Transit District Amendments, Bradshaw, A. ..... HB0426 (P)
Truth in Taxation Amendments, Hatch, T. ..... HB0420 (P)
Truth in Taxation Hearings, Short, R. ..... HB0203 (P)

Voter Registration Amendments, Swallow, J. ..... HB0158 (P)
Water Conservancy Districts Taxing Amendments, Stephenson, H. ..... SB0152 (F)
Water Conservancy Districts Taxing Authority, Waddoups, M. ... SB0041 (F)

PRESS

Privacy Task Force, Chard, B. ..... HB0186 (F)

PROBATION

Clarification on Probation Limitations, Curtis, G. ..... HB0249 (P)
DUI Probation or Parole, Bryson, K. ..... HB0344 (F)

PROPERTY TAX

Mobile Home and Manufactured Home Amendments, Buttars, C. ..... HB0171 (P)
Property Tax - Circuit Breaker Amendments, Harper, W. ..... HB0201 (P)
Property Tax - Circuit Breaker Eligibility, Hickman, J. ..... HB0151 (F)
Property Tax - Extending Residential Exemption, Buhler, D. ..... SB0017 (F)
Property Tax - Homeowner's Credit, Jones, D. ..... HB0122 (F)
Property Tax - Intangibles Exemption, Valentine, J. ..... HB0370 (P)
Property Tax Appeal Process, Walsh, R. ..... HB0118 (F)
Property Tax Exemption for Disabled Veterans, Peterson, C. .... SB0151 (P)
Property Tax Restriction, Poulton, L. ..... SB0052 (P)
Property Taxes - Abatement for Indigent Persons, Hillyard, L. ... SB0165 (P)
Property Taxes - Uniform Fees and Certified Tax Rate, Mantes, G. ..... SB0050 (P)
Property Valuations for the Poor, Short, R. ..... HB0425 (P)
Residential Property Tax Amendments Resolution, Stephenson, H. ..... SJR002 (F)
Resolution Amending Intangible Property Tax Provisions, Hillyard, L. ..... SJR017 (F)
Resolution Amending Property Tax Exemptions, Davis, G. ..... HJR012 (F)
Resolution Amending Property Tax Provisions, Montgomery, R. ..... SJR001 (F)
Resolution Limiting Property Tax for Retirees, Steiner, R. ..... SJR012 (F)
Study on Residential Property Tax Amendments, Stephenson, H. ..... SB0058 (P)
Task Force on Local Airport Funding, Hillyard, L. ..... SB0197 (P)
Tax Increment Financing for Affordable Housing, Davis, G. ..... HB0287 (P)
Truth in Taxation Amendments, Hatch, T. ..... HB0420 (P)

Truth in Taxation Hearings, Short, R. ..... HB0203 (P)
Voting Requirements on Tax Matters Resolution, Way, G. ..... HJR003 (F)
Water Conservancy Districts Taxing
Amendments, Stephenson, H. ..... SB0152 (F)
Water Conservancy Districts Taxing Authority, Waddoups, M. ... SB0041 (F)

PROPERTY TAX RELIEF

Property Tax - Circuit Breaker Amendments, Harper, W. ..... HB0201 (P)
Property Tax - Circuit Breaker Eligibility, Hickman, J. ..... HB0151 (F)
Property Tax - Homeowner's Credit, Jones, D. ..... HB0122 (F)
Property Tax Exemption for Disabled Veterans, Peterson, C. .... SB0151 (P)
Property Taxes - Abatement for Indigent Persons, Hillyard, L. ... SB0165 (P)
Property Valuations for the Poor, Short, R. ..... HB0425 (P)

PUBLIC ASSISTANCE

Unemployment Insurance Amendments, Alexander, J. ..... HB0208 (P)

PUBLIC EDUCATION

Appropriation for English as Second Language Adult Education
Classes, Rowan, T. ..... HB0047 (F)
Avoiding Conflicts of Interest for Members of School
Boards, Frandsen, L. ..... HB0282 (P)
Class Size Reduction in Grades 7-8, Frandsen, L. ..... HB0182 (P)
Computers for Public Schools Pilot Program, Allen, S. ..... HB0007 (P)
Continuing Professional Development Requirements for
Educators, Siddoway, R. ..... HB0299 (F)
Curriculum Requirements in Secondary Schools, Taylor, C. ..... SB0218 (F)
Education Requirements of Adoption Assistance, Taylor, C. ..... SB0038 (P)
Educational Professional Practices
Amendments, Siddoway, R. ..... HB0165 (P)
Educational Technology Initiative Amendments, Tyler, A. ..... HB0184 (P)
Excellence in Education Act, Rowan, T. ..... HB0052 (F)
Funding Classroom Supplies, Bigelow, R. ..... HB0016 (P)
Gun Education for Elementary Schools, Holladay, B. ..... HB0286 (P)
Higher Education Savings Incentive Programs, Johnson, K. ..... HB0241 (P)
Middle Schools Task Force, Steele, D. ..... SB0077 (F)
Minimum School Program Act Amendment, Montgomery, R. ... SB0003 (P)
New School Buildings Maintenance and Operation
Costs, Hickman, J. ..... HB0393 (F)
Orderly School Termination Act Amendments, Steele, D. ..... SB0095 (P)

Process for Creating a Public School District, Peterson, M. ..... SB0013 (F)
Professional Development Programs for Educators
Resolution, Johnson, K. ..... HCR003 (P)
Prohibiting Alcohol in Schools, McAllister, L. ..... SB0018 (P)
Public Education Services Appropriation, Gowans, J. ..... HB0260 (P)
Public School Hazardous Bus Routes Appropriation, Harper, W. . HB0030 (F)
Resolution Amending Governance of
Public Education, Way, G. ..... HJR016 (F)
Resolution Encouraging School Break for
2002 Olympics, Cox, G. ..... HJR009 (P)
School Activities Report, Myrin, A. ..... SB0030 (P)
School Construction Limit Amendment, Haymond, J. ..... HB0234 (P)
Schools for the 21st Century, Allen, B. ..... HB0145 (P)
Stabilizing School District Boundaries, Bigelow, R. ..... HB0386 (P)
Strategic Planning Act for Educational Excellence
Amendments, Hillyard, L. ..... SB0084 (F)
Surveys in Public Schools, Hogue, D. ..... HB0139 (F)
Teaching Experience Employment Factor, Rowan, T. ..... HB0126 (F)
Training in American Sign Language, Hogue, D. ..... HB0392 (P)
Transportation of Students by School Districts, Johnson, K. ..... HB0179 (P)
Truancy Amendments, Bourdeaux, D. ..... HB0320 (F)
Truancy Prevention Appropriation, Alexander, J. ..... HB0106 (P)
Utah Foundation for Educational Excellence
Repealer, Rowan, T. ..... HB0240 (F)

PUBLIC FUNDS AND ACCOUNTS

LeRay McAllister Critical Land Conservation Revolving
Loan Fund, McAllister, L. ..... SB0051 (P)
Special Revenue Fund, McAllister, L. ..... SB0101 (P)

PUBLIC MEETINGS

Special Session Public Hearing Requirements, Olsen, E. ..... HB0211 (F)

PUBLIC OFFICERS

Electronic Posting of Notices, Goodfellow, B. ..... HB0181 (P)
Ethic Law Amendments, Stephens, M. ..... HB0103 (P)
Gifts to Public Officers, Public Employees, and
Legislators, Tanner, J. ..... HB0056 (F)
Prohibiting Fusion Candidates for Political Office, Murray, J. ..... HB0075 (P)
Public Office Misconduct Amendments, Koehn, S. ..... HB0328 (F)

PUBLIC SAFETY

Alcohol and Drug Testing Fee, Bush, D. ..... HB0071 (P)
Appropriation for Additional Highway Patrolmen, Adair, G. ..... HB0009 (P)
Assaulting a Peace Officer, Evans, R. ..... SB0090 (P)
Bail Bond Agent Licensure Act, Koehn, S. ..... HB0124 (P)
Concealed Firearms Amendments, Beattie, L. ..... SB0057 (F)
Dangerous Weapons Restrictions, Steiner, R. ..... SB0183 (F)
Dispatcher Certification, Chard, B. ..... HB0453 (F)
Driving Under the Influence -
Conditional Licensing, Stephens, N. ..... HB0010 (P)
DUI - Serious Bodily Injury, Howell, S. ..... SB0063 (P)
Emergency Services Amendments, Holladay, B. ..... HB0049 (P)
Emergency Services Telephone Charge, Steele, D. ..... SB0221 (P)
Enforcement Authority for Drug Lab and
Precursor Acts, Tyler, A. ..... HB0131 (P)
Extending Renewal of Concealed Firearm
Permits, Waddoups, M. ..... SB0140 (P)
Firearm Purchase Requirements, Waddoups, M. ..... SB0141 (P)
Government Relationship to Olympics, Myrin, A. ..... SB0159 (P)
Impounding Uninsured Vehicles, Buttars, C. ..... HB0246 (F)
Inattentive Driving Amendments, Carnahan, O. ..... HB0048 (F)
Metropolitan Public Safety Task Force, Buckner, P. ..... HB0295 (F)
Motor Vehicle Safety Inspection, Harper, W. ..... HB0014 (P)
Municipal Amendments, Zolman, D. ..... HB0054 (P)
Negligent Storage of Loaded Firearm, Steiner, R. ..... SB0023 (F)
Nuclear Waste Storage Opposition Resolution, Becker, R. ..... HCR006 (P)
Parking Restrictions, Buhler, D. ..... SB0106 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalty in Using a Weapon, Adair, G. ..... HB0043 (F)
Private Investigator Regulation, Koehn, S. ..... HB0006 (P)
Private Property Owners and Houses of Worship
Right to Prohibit Dangerous Weapons, Killpack, R. ..... HB0069 (F)
Public Safety - Noncontributory Retirement System
Option, Koehn, S. ..... HB0198 (P)
Public Safety Amendments, Chard, B. ..... HB0169 (P)
Public Safety Retirement Amendments, Carnahan, O. ..... HB0319 (P)
Public Safety Retirement Cost of Living
Adjustment, Mansell, L. ..... SB0139 (F)
Radar Jamming Devices, Hull, J. ..... SB0100 (P)
Regulation of Cell Phone Use by Motor Vehicle
Operators, Steiner, R. ..... SB0142 (F)

Regulation of Impounded Vehicles, Saunders, C. ..... HB0307 (P)
Regulation of Motorized Scooters, Nelson, L. ..... HB0063 (P)
Regulation of Signs in Communities, Johnson, B. ..... HB0091 (P)
Revocation of Concealed Firearm Permit
Amendments, Barth, S. ..... HB0242 (F)
Traffic Safety Task Force, Arent, P. ..... HB0410 (P)
Transit District Amendments, Bradshaw, A. ..... HB0426 (P)
Uniform Allowance for Utah Highway Patrol, Evans, R. ..... SB0025 (P)
Vehicle Safety Inspection Certificate Amendments, Cox, G. ..... HB0253 (P)
Weapons in Motor Vehicles, Walsh, R. ..... HB0312 (F)

PUBLIC SERVICE COMMISSION

Extension of Gas Service Territories, Hatch, T. ..... HB0180 (P)
Public Service Commission Reporting
Amendments, Evans, B. ..... HB0187 (P)
Removal of Directory Subsidy Amendments, Haymond, J. ..... HB0263 (F)
Telecommunication Service Amendments, Evans, B. ..... HB0331 (F)
Telecommunications Amendments, Stephens, M. ..... HB0115 (P)

PUBLIC TRANSIT DISTRICTS

Public Transit Tax Amendments, Dillree, M. ..... HB0218 (F)
Resolution Urging Study of Regional Commuter
System, Montgomery, R. ..... SR0005 (P)
Transit District Authority, Bigelow, R. ..... HB0238 (P)

PUBLIC UTILITIES

County Service Area Changes, Allen, B. ..... HB0465 (F)
Dispatcher Certification, Chard, B. ..... HB0453 (F)
Electric Restructuring Provisions, Blackham, L. ..... SB0067 (F)
Electric Service Districts, Haymond, J. ..... HB0268 (F)
Emergency Services Telephone Charge, Steele, D. ..... SB0221 (P)
Extension of Gas Service Territories, Hatch, T. ..... HB0180 (P)
Municipal Energy Sales and Use Tax Exemption, Hillyard, L. ... SB0128 (P)
Public Service Commission Reporting
Amendments, Evans, B. ..... HB0187 (P)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Removal of Directory Subsidy Amendments, Haymond, J. ..... HB0263 (F)
Telecommunication Service Amendments, Evans, B. ..... HB0331 (F)
Telecommunications Amendments, Stephens, M. ..... HB0115 (P)
Telecommunications Legislative Committee, Evans, B. ..... HB0185 (F)

Telemarketing Requirements, Nelson, L. ..... HB0044 (P)
Underground Utilities Facilities Amendments, Holmgren, J. ..... SB0171 (P)

PUNISHMENTS

Capital Sentencing Amendments, Ure, D. ..... HB0306 (P)
Traffic Violation Changes, Jones, D. ..... HB0447 (P)

RADIATION

High Level Nuclear Waste Disposal, Peterson, C. ..... SB0196 (P)
Resolution Urging Cooperation on Siting of
Radioactive Waste Facility, Anderson, E. ..... HJR017 (P)

RADIO

Music Licensing Practices Act, Howell, S. ..... SB0055 (P)

RAILROADS

Heber Valley Historic Railroad Authority, Evans, B. ..... HB0440 (F)

REAL ESTATE

Appraiser Registration and Certification, Dmitrich, M. ..... SB0173 (P)
Eminent Domain Valuation, Suazo, P. ..... SB0049 (P)
Landscape Architect Licensing Act, Peterson, C. ..... SB0149 (P)
Lien on Real Property, Mansell, L. ..... SB0070 (P)
Master Deeds of Trust or Mortgages, Hillyard, L. ..... SB0082 (P)
Nuisance Code Amendments - Shooting Ranges, Wright, B. .... HB0343 (P)
Real Estate Conveyance and Subdivision
Amendments, Becker, R. ..... HB0288 (F)
Real Estate Recovery Fund Amendments, Mansell, L. ..... SB0032 (P)
Recording of Documents, Hatch, T. ..... HB0088 (P)
Townsite Statute Modification, Muhlestein, R. ..... SB0191 (P)

RECODIFICATION

Recodification of Special Districts, Evans, R. ..... SB0080 (P)
Transportation Code Recodification, Dillree, M. ..... HB0202 (P)

RECREATION

Amendments to Tourism, Recreation, Cultural, and
Convention Tax, Fox-Finlinson, C. ..... HB0360 (P)

Appropriation for Bridgerland Ice Arena, Buttars, C. ..... HB0284 (P)
Appropriation for Trails and Crossings, Tyler, A. ..... HB0336 (P)
Aquaculture Amendments, Ure, D. ..... HB0407 (P)
Boating Law Changes, Tanner, N. ..... SB0200 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Recreation and Tourism Research and Extension
Program, Hillyard, L. ..... SB0035 (P)
Sales Tax Exemption for Seasonal Destination
Amusement Parks, Dillree, M. ..... HB0110 (P)
Snowmobile Special License Plates, Holmgren, J. ..... SB0024 (P)
This Is the Place Foundation, Buhler, D. ..... SB0114 (P)
Tourism, Recreation, Cultural, and Convention Tax
Amendments, Tanner, N. ..... SB0091 (F)

RECYCLING

Tire Recycling Amendments, Ure, D. ..... HB0153 (F)

REDEVELOPMENT AGENCIES

Redevelopment Agency Tax Increment
Amendments, Curtis, G. ..... HB0423 (P)
Special Districts Amendments, Ure, D. ..... HB0195 (P)
Tax Increment Financing for Affordable Housing, Davis, G. ..... HB0287 (P)
Tax Increment Financing of Redevelopment
Agencies, Mansell, L. ..... SB0212 (P)

REGISTRATION AND REGISTRATION FEES

Collection of Uniform Motor Vehicle
Fees Amendment, Bush, D. ..... HB0177 (P)
Display of License Plates on Trucks and Trailers, Adair, G. ..... HB0220 (P)
DUI Penalties Amendment, Buckner, P. ..... HB0244 (P)
License Plates - Snowboard Utah, Montgomery, R. ..... SB0097 (F)
License Plates for Children's Issues, Suazo, P. ..... SB0215 (P)
Regulation of Motorized Scooters, Nelson, L. ..... HB0063 (P)
Snowmobile Special License Plates, Holmgren, J. ..... SB0024 (P)
Soil Conservation Special License Plate, Myrin, A. ..... SB0134 (P)
Vehicle Registration Requirements, Saunders, C. ..... HB0278 (F)

RESOLUTIONS

Commemorating the 100th Anniversary of the American
Red Cross in Utah, Jones, D. ..... HCR013 (F)

Concurrent Resolution Approving Hazardous Waste Facility Modifications, Blackham, L. ..... SCR005 (F)
Funding for Olene Walker Housing Trust Fund Resolution, Suazo, P. ..... SCR001 (P)
House Rules Resolution - Technical Amendments, Hickman, J. ..... HR0001 (P)
Joint Resolution - Compensation of In-Session Employees, Montgomery, R. ..... SJR008 (P)
Joint Rules Resolution - Amendments to Processes, Hickman, J. ..... HJR010 (P)
Joint Rules Resolution - Legislative Expenses, Peterson, C. ..... SJR011 (P)
Legislative Eligibility Resolution, Arent, P. ..... HJR008 (P)
Master Study Resolution, Peterson, C. ..... SJR016 (P)
Nuclear Waste Storage Opposition Resolution, Becker, R. ..... HCR006 (P)
Residential Property Tax Amendments Resolution, Stephenson, H. ..... SJR002 (F)
Resolution Addressing Olympic Financing, Myrin, A. ..... SJR014 (P)
Resolution Amending Governance of Public Education, Way, G. ..... HJR016 (F)
Resolution Amending Intangible Property Tax Provisions, Hillyard, L. ..... SJR017 (F)
Resolution Amending Judicial Nomination Process, Taylor, C. ..... SJR003 (F)
Resolution Amending Notice for Special Sessions, Goodfellow, B. ..... HJR006 (F)
Resolution Amending Property Tax Exemptions, Davis, G. ..... HJR012 (F)
Resolution Amending Property Tax Provisions, Montgomery, R. ..... SJR001 (F)
Resolution Amending Rule of Evidence, Gladwell, D. ..... HJR001 (F)
Resolution Amending Special Sessions, Blackham, L. ..... SJR006 (F)
Resolution Amending the Date of General Legislative Session, Howell, S. ..... SJR007 (F)
Resolution Approving Industrial Waste Permit, Evans, B. ..... HCR011 (P)
Resolution Approving Modification of Hazardous Waste Facility, Blackham, L. ..... SJR015 (F)
Resolution Concerning Kyoto Protocol on Global Climate Change, Dmitrich, M. ..... SJR009 (P)
Resolution Declaring 1998 the Year of the Farmer, Myrin, A. ..... SCR003 (P)
Resolution Eliminating Voting Rights of Convicted Felons, Saunders, C. ..... HJR004 (P)
Resolution Encouraging Development of Electronic Voting, Howell, S. ..... SJR005 (F)

Resolution Encouraging Parents Oversight of Children's Television Viewing, Howell, S. ..... SR0004 (P)
Resolution Encouraging School Break for 2002 Olympics, Cox, G. ..... HJR009 (P)
Resolution Establishing Wildlife Numbers, Blackham, L. ..... SJR010 (P)
Resolution Honoring Utah's Gold Medalist, Ure, D. ..... HCR012 (F)
Resolution Limiting Property Tax for Retirees, Steiner, R. ..... SJR012 (F)
Resolution on Highway Improvements, Frandsen, L. ..... HJR018 (F)
Resolution on IOC Athletic Drug Testing Policy, Buckner, P. .... HR0002 (P)
Resolution on Olympic Executive Committee, Koehn, S. ..... HCR010 (P)
Resolution on Restructuring of Electrical Industry, Evans, B. .... HJR007 (P)
Resolution on Review of Tax Commission Cases, Stephenson, H. ..... SJR013 (P)
Resolution on the Family, Olsen, E. ..... HCR002 (P)
Resolution Opposing Use of State or Federal Monies for Snowbasin Road, Barth, S. ..... HJR014 (F)
Resolution Providing Assistance to Seriously Impacted Businesses, Jones, D. ..... HJR015 (F)
Resolution Recognizing Utah Russia Days, Valentine, J. ..... HCR008 (P)
Resolution Requesting Congress to Allow Individuals to Opt Out of Social Security, Taylor, C. ..... SCR004 (F)
Resolution Supporting Affordable and Accessible Housing from Olympic Housing, Suazo, P. ..... SJR004 (P)
Resolution Supporting Lawsuit Opposing Grand Staircase Escalante National Monument Designation, Iverson, D. ..... HJR002 (P)
Resolution Supporting Privatization of Dutch John Utah, Seitz, J. ..... HCR005 (P)
Resolution Supporting Resources for Affordable Housing, Bigelow, R. ..... HCR001 (P)
Resolution Supporting Uniform Building Code Commission, Bigelow, R. ..... HJR005 (F)
Resolution Urging Businesses to Adjust Parent Work Schedules, Killpack, R. ..... HCR004 (P)
Resolution Urging Cooperation on Siting of Radioactive Waste Facility, Anderson, E. ..... HJR017 (P)
Resolution Urging Creation of the San Rafael Swell National Heritage/ Conservation Area, Dmitrich, M. ..... SCR002 (P)
Resolution Urging Improvements on Highway 6, King, B. ..... HJR013 (P)
Resolution Urging Membership Change on Salt Lake Olympic Committee, Barth, S. ..... HJR019 (F)

Resolution Urging Parental Oversight of Children Watching Movies, Howell, S. ..... SR0001 (P)
Resolution Urging President to Give Purple Hearts, Barth, S. .... HCR009 (P)
Resolution Urging Reform of Federal Campaign Finance Laws, Howell, S. ..... SR0002 (F)
Resolution Urging Study of Regional Commuter System, Montgomery, R. ..... SR0005 (P)
Resolution Urging Support of National Guard, Dillree, M. ..... HCR007 (P)
Support for Wendover Utah-Nevada Enola Gay Restoration Project, Mantes, G. ..... SR0003 (P)
Volunteers in Higher Education Resolution, Steele, D. ..... SCR006 (P)
Voting Requirements on Tax Matters Resolution, Way, G. ..... HJR003 (F)

RESOLUTIONS, CONSTITUTIONAL

Legislative Eligibility Resolution, Arent, P. ..... HJR008 (P)
Residential Property Tax Amendments Resolution, Stephenson, H. ..... SJR002 (F)
Resolution Amending Intangible Property Tax Provisions, Hillyard, L. ..... SJR017 (F)
Resolution Amending Judicial Nomination Process, Taylor, C. .... SJR003 (F)
Resolution Amending Notice for Special Sessions, Goodfellow, B. ..... HJR006 (F)
Resolution Amending Property Tax Exemptions, Davis, G. ..... HJR012 (F)
Resolution Amending Property Tax Provisions, Montgomery, R. ..... SJR001 (F)
Resolution Amending Special Sessions, Blackham, L. ..... SJR006 (F)
Resolution Amending the Date of General Legislative Session, Howell, S. ..... SJR007 (F)
Resolution Eliminating Voting Rights of Convicted Felons, Saunders, C. ..... HJR004 (P)
Resolution Establishing Wildlife Numbers, Blackham, L. ..... SJR010 (P)
Resolution Limiting Property Tax for Retirees, Steiner, R. ..... SJR012 (F)
Resolution on Review of Tax Commission Cases, Stephenson, H. ..... SJR013 (P)
Voting Requirements on Tax Matters Resolution, Way, G. ..... HJR003 (F)

RESOLUTIONS, RULES

House Rules Resolution - Technical Amendments, Hickman, J. ..... HR0001 (P)
Joint Rules Resolution - Amendments to Processes, Hickman, J. ..... HJR010 (P)

Joint Rules Resolution - Legislative Expenses, Peterson, C. ..... SJR011 (P)

RESTITUTION

Enforcement of Court's Restitution Order, Swallow, J. ..... HB0215 (P)

RETIREMENT

Cost-of-living Adjustment Amendments, Dmitrich, M. ..... SB0150 (F)
Executive Retirement Option, Fox-Finlinson, C. ..... HB0156 (P)
Firefighters Death Benefit, Carlson, M. ..... HB0062 (F)
Noncontributory Retirement Deferred Compensation - Member/Employer Match Plan, Arrington, J. ..... HB0127 (F)
Nondiscriminatory Benefits for Public Employees, Allen, B. .... HB0387 (F)
Public Employees Early Retirement, Styler, M. ..... HB0051 (F)
Public Safety - Noncontributory Retirement System Option, Koehn, S. ..... HB0198 (P)
Public Safety Retirement Amendments, Carnahan, O. ..... HB0319 (P)
Public Safety Retirement Cost of Living Adjustment, Mansell, L. ..... SB0139 (F)
Resolution Limiting Property Tax for Retirees, Steiner, R. ..... SJR012 (F)
Retirees Defined Benefit Enhancement, Carnahan, O. ..... HB0255 (F)
Retirement - Use of Sick Leave, Buhler, D. ..... SB0138 (P)
Retirement Amendments, Chard, B. ..... HB0412 (F)
Retirement Benefit Amendments, Jones, D. ..... HB0398 (F)
Retirement Eligibility Formula, Waddoups, M. ..... SB0201 (P)
Retirement Office Amendments, Koehn, S. ..... HB0196 (P)

REVENUE AND TAXATION

Amendments to Enterprise Zones, Hatch, T. ..... HB0327 (F)
Amendments to Tourism, Recreation, Cultural, and Convention Tax, Fox-Finlinson, C. ..... HB0360 (P)
Appropriation for Conservation Easements for Agricultural Use, Olsen, E. ..... HB0050 (F)
Collection of Uniform Motor Vehicle Fees Amendment, Bush, D. ..... HB0177 (P)
County Option Sales Tax for Long Term Care Centers, Seitz, J. ..... HB0150 (P)
Dates for Bond Elections, Way, G. ..... HB0073 (P)
District Court Review of Tax Commission Cases, Stephenson, H. ..... SB0062 (P)
Endowment Funds for Utah Charities, Haymond, J. ..... HB0093 (F)

Enterprise Zone Amendments, Dmitrich, M. ..... SB0111 (P)
Funding Education Through Commercial Advertisement,
Dmitrich, M. ..... SB0203 (P)
Impact Fee Arbitration, Hickman, J. ..... HB0424 (F)
Income Tax - Amendments, Jones, D. ..... HB0066 (F)
Income Tax - Automobile Insurance Deduction, Myrin, A. ..... SB0167 (F)
Income Tax - Education Tax Credit, Stephenson, H. ..... SB0155 (F)
Income Tax - Election Campaign Fund
Designations, Short, R. ..... HB0200 (P)
Income Tax Amendments, Nielson, H. ..... SB0009 (F)
Income Tax Credit for Stay-at-home Parents or
Guardian, Muhlestein, R. ..... SB0210 (F)
Income Tax Deductions and Revenues, Buhler, D. ..... SB0102 (F)
Mineral Lease Amendments, Seitz, J. ..... HB0134 (P)
Mobile Home and Manufactured Home
Amendments, Buttars, C. ..... HB0171 (P)
Oil and Gas Severance Tax Amendments, Evans, B. ..... HB0058 (P)
Pay-Per-View Boxing Tax, Suazo, P. ..... SB0048 (F)
Private Collection of Delinquent Taxes, Beattie, L. ..... SB0089 (P)
Property Tax - Circuit Breaker Amendments, Harper, W. ..... HB0201 (P)
Property Tax - Circuit Breaker Eligibility, Hickman, J. ..... HB0151 (F)
Property Tax - Extending Residential Exemption, Buhler, D. ..... SB0017 (F)
Property Tax - Homeowner's Credit, Jones, D. ..... HB0122 (F)
Property Tax - Intangibles Exemption, Valentine, J. ..... HB0370 (P)
Property Tax Appeal Process, Walsh, R. ..... HB0118 (F)
Property Tax Exemption for Disabled Veterans, Peterson, C. ..... SB0151 (P)
Property Tax Greenbelt Valuations, Olsen, E. ..... HB0389 (F)
Property Tax Restriction, Poulton, L. ..... SB0052 (P)
Property Tax Structure and Administration
Study, Montgomery, R. ..... SB0179 (F)
Property Taxes - Abatement for Indigent
Persons, Hillyard, L. ..... SB0165 (P)
Property Taxes - Uniform Fees and
Certified Tax Rate, Mantes, G. ..... SB0050 (P)
Property Valuations for the Poor, Short, R. ..... HB0425 (P)
Public Transit Tax Amendments, Dillree, M. ..... HB0218 (F)
Redevelopment Agency Tax Increment
Amendments, Curtis, G. ..... HB0423 (P)
Research and Development Credits, Valentine, J. ..... HB0450 (F)
Research Tax Credit, Nielson, H. ..... SB0047 (P)

Research Tax Credit for Machinery and
Equipment, Peterson, C. ..... SB0220 (P)
Residential Property Tax Amendments
Resolution, Stephenson, H. ..... SJR002 (F)
Resolution Amending Intangible Property
Tax Provisions, Hillyard, L. ..... SJR017 (F)
Resolution Amending Property Tax Exemptions, Davis, G. ..... HJR012 (F)
Resolution Limiting Property Tax for Retirees, Steiner, R. ..... SJR012 (F)
Resolution on Review of Tax Commission
Cases, Stephenson, H. ..... SJR013 (P)
Revision to Sales Tax on Food, Barth, S. ..... HB0149 (F)
Rural Enterprise Zones, Evans, B. ..... HB0256 (P)
Sales and Use Tax Exemption Amendments
and Study, Peterson, C. ..... SB0185 (P)
Sales Tax - Exemption for Higher Education
Athletic Events, Hillyard, L. ..... SB0034 (P)
Sales Tax - Prepaid Calling Cards, Hillyard, L. ..... SB0211 (P)
Sales Tax Exemption for Municipality-Sponsored
Events, Ure, D. ..... HB0216 (F)
Sales Tax Exemption for Passenger Transportation, Allen, B. ..... HB0065 (P)
Sales Tax Exemption for Pollution Control, Valentine, J. ..... HB0380 (F)
Sales Tax Exemption for Seasonal Destination
Amusement Parks, Dillree, M. ..... HB0110 (P)
Sales Tax for Arts and Recreation, Buhler, D. ..... SB0156 (P)
Sales Tax on Food Amendments, Howell, S. ..... SB0031 (F)
School and Institutional Trust Land Amendments, Hatch, T. ..... HB0070 (P)
Severance Tax Law Changes, Myrin, A. ..... SB0071 (F)
Special Fuel Tax Certificate Repeal, Steele, D. ..... SB0007 (F)
State Disclosure of Tax Expenditures, Carlson, M. ..... HB0108 (F)
Study on Residential Property Tax
Amendments, Stephenson, H. ..... SB0058 (P)
Substance Abuse Prevention, Enforcement, and
Treatment Funding, Stephens, N. ..... HB0228 (F)
Task Force on Local Airport Funding, Hillyard, L. ..... SB0197 (P)
Tax Assessments, Proceedings, and Credit or
Refund Claims, Harper, W. ..... HB0395 (P)
Tax Credit for Clean Fuel Vehicles, McAllister, L. ..... SB0217 (F)
Tax Credit for Purchase of Assistive Technology, Taylor, C. ..... SB0225 (F)
Tax Expenditures for Zoological Facilities, Poulton, L. ..... SB0209 (P)
Tax Incentives for Adoption and Guardianship, Haymond, J. .... HB0175 (F)

Tax Increment Financing of Redevelopment Agencies, Mansell, L. ..... SB0212 (P)
Taxing Authority Amendments, Valentine, J. ..... HB0371 (P)
Tourism, Recreation, Cultural, and Convention Tax Amendments, Tanner, N. ..... SB0091 (F)
Town Option Sales and Use Tax, Knudson, P. ..... HB0055 (P)
Transient Room Tax Amendments, Johnson, K. ..... HB0357 (P)
Truth in Taxation Amendments, Hatch, T. ..... HB0420 (P)
Truth in Taxation Hearings, Short, R. ..... HB0203 (P)
Use of Cigarette Tax, Barth, S. ..... HB0404 (P)
Voting Requirements on Tax Matters Resolution, Way, G. ..... HJR003 (F)
Water Conservancy Districts Taxing Authority, Waddoups, M. ... SB0041 (F)

REVENUE AND TAXATION - CONSTITUTION

Resolution Amending Property Tax Provisions, Montgomery, R. ..... SJR001 (F)

REVISOR BILL

Revisor's Statute, Holmgren, J. ..... SB0125 (P)

RIGHT OF WAY

Funding for Highway Acquisition, Garn, K. ..... HB0461 (P)
School and Institutional Trust Land Amendments, Hatch, T. ..... HB0070 (P)

SALES AND USE TAX

Amendments to Tourism, Recreation, Cultural, and Convention Tax, Fox-Finlinson, C. ..... HB0360 (P)
Appropriation for Conservation Easements for Agricultural Use, Olsen, E. ..... HB0050 (F)
County Option Sales Tax for Long Term Care Centers, Seitz, J. .. HB0150 (P)
Municipal Energy Sales and Use Tax Exemption, Hillyard, L. ... SB0128 (P)
Public Transit Tax Amendments, Dillree, M. ..... HB0218 (F)
Revision to Sales Tax on Food, Barth, S. ..... HB0149 (F)
Sales and Use Tax Exemption Amendments and Study, Peterson, C. ..... SB0185 (P)
Sales Tax - Exemption for Higher Education Athletic Events, Hillyard, L. ..... SB0034 (P)
Sales Tax - Prepaid Calling Cards, Hillyard, L. ..... SB0211 (P)
Sales Tax Exemption for Municipality-Sponsored Events, Ure, D. ..... HB0216 (F)

Sales Tax Exemption for Passenger Transportation, Allen, B. .... HB0065 (P)
Sales Tax Exemption for Pollution Control, Valentine, J. ..... HB0380 (F)
Sales Tax Exemption for Seasonal Destination
Amusement Parks, Dillree, M. ..... HB0110 (P)
Sales Tax for Arts and Recreation, Buhler, D. ..... SB0156 (P)
Sales Tax on Food Amendments, Howell, S. ..... SB0031 (F)
Substance Abuse Prevention, Enforcement, and
Treatment Funding, Stephens, N. ..... HB0228 (F)
Task Force on Local Airport Funding, Hillyard, L. ..... SB0197 (P)
Tax Assessments, Proceedings, and Credit or
Refund Claims, Harper, W. ..... HB0395 (P)
Taxing Authority Amendments, Valentine, J. ..... HB0371 (P)
Tourism, Recreation, Cultural, and Convention Tax
Amendments, Tanner, N. ..... SB0091 (F)
Town Option Sales and Use Tax, Knudson, P. ..... HB0055 (P)
Voting Requirements on Tax Matters Resolution, Way, G. ..... HJR003 (F)

SCHOOL PERSONNEL

Annual Salary Adjustment for Deaf and Blind
Schools Employees, Gladwell, D. ..... HB0082 (P)
Avoiding Conflicts of Interest for Members of
School Boards, Frandsen, L. ..... HB0282 (P)
Class Size Reduction in Grades 7–8, Frandsen, L. ..... HB0182 (P)
Continuing Professional Development Requirements
for Educators, Siddoway, R. ..... HB0299 (F)
Educational Professional Practices
Amendments, Siddoway, R. ..... HB0165 (P)
Educator Background Check Amendments, Alexander, J. ..... HB0300 (P)
Emergency Injection for Anaphylactic Reaction, Dayton, M. .... HB0176 (P)
Evaluation of Provisional Educators, Hull, J. ..... SB0148 (F)
Excellence in Education Act, Rowan, T. ..... HB0052 (F)
Funding Education Through Commercial
Advertisement, Dmitrich, M. ..... SB0203 (P)
Gun Education for Elementary Schools, Holladay, B. ..... HB0286 (P)
Higher Education Presidential Authority, Evans, R. ..... SB0093 (P)
Middle Schools Task Force, Steele, D. ..... SB0077 (F)
Orderly School Termination Act Amendments, Steele, D. ..... SB0095 (P)
Professional Development Programs for Educators
Resolution, Johnson, K. ..... HCR003 (P)
Schools for the 21st Century, Allen, B. ..... HB0145 (P)
Surveys in Public Schools, Hogue, D. ..... HB0139 (F)

Teaching Experience Employment Factor, Rowan, T. ..... HB0126 (F)
Truancy Amendments, Bourdeaux, D. ..... HB0320 (F)

SCHOOL SAFETY

Concealed Firearms Amendments, Beattie, L. ..... SB0057 (F)
Dangerous Weapons Restrictions, Steiner, R. ..... SB0183 (F)
Educator Background Check Amendments, Alexander, J. ..... HB0300 (P)
Prohibiting Alcohol in Schools, McAllister, L. ..... SB0018 (P)

SENTENCING COMMISSION

Effective Law Enforcement, Swallow, J. ..... HB0133 (P)

SEVERANCE TAX

Oil and Gas Severance Tax Amendments, Evans, B. ..... HB0058 (P)
Severance Tax Law Changes, Myrin, A. ..... SB0071 (F)
Tax Assessments, Proceedings, and Credit or Refund
Claims, Harper, W. ..... HB0395 (P)

SEXUAL OFFENSES

Clarification on Probation Limitations, Curtis, G. ..... HB0249 (P)
Resolution Amending Rule of Evidence, Gladwell, D. ..... HJR001 (F)
Serious Youth Offender Amendments, Baca, L. ..... HB0142 (F)
Sex Abuse of a Child, Murray, J. ..... HB0267 (P)
Sex Offender Public Records, Allen, B. ..... HB0362 (P)
Sexual Offenses Without Consent of Victim, Bryson, K. ..... HB0092 (P)

SIGNS

Regulation of Signs in Communities, Johnson, B. ..... HB0091 (P)

SIZE LIMITS, MOTOR VEHICLES

Restrictions on Truck Trailers, Haymond, J. ..... HB0334 (F)

SOLID WASTE

Household Hazardous Waste Amendments, Holmgren, J. ..... SB0219 (P)

SPECIAL DISTRICT'S TAXING AUTHORITY

Redevelopment Agency Tax Increment
Amendments, Curtis, G. ..... HB0423 (P)

SPECIAL DISTRICTS

Amendments to County Improvement Districts for Water Services, Allen, B. ..... HB0194 (P)
Amendments to Special Districts, Evans, R. ..... SB0094 (P)
Conservation District Technical Assistance Appropriation, Johnson, B. ..... HB0276 (P)
County Improvement District Construction Contracts, Short, R. ..... HB0023 (P)
County Service Area Changes, Allen, B. ..... HB0465 (F)
Electric Service Districts, Haymond, J. ..... HB0268 (F)
Impact Fee Amendments, Poulton, L. ..... SB0226 (F)
Notice on Creation or Modification of Political Subdivisions, Evans, R. ..... SB0132 (P)
Planning Coordination, McAllister, L. ..... SB0189 (F)
Recodification of Special Districts, Evans, R. ..... SB0080 (P)
Redevelopment Agency Tax Increment Amendments, Curtis, G. ..... HB0423 (P)
Special District Elections, Swallow, J. ..... HB0227 (P)
Special Districts Amendments, Ure, D. ..... HB0195 (P)
State and Local Government Severance Package Authority, Cox, G. ..... HB0315 (F)
Tax Increment Financing for Affordable Housing, Davis, G. ..... HB0287 (P)
Tax Increment Financing of Redevelopment Agencies, Mansell, L. ..... SB0212 (P)
Transit District Amendments, Bradshaw, A. ..... HB0426 (P)
Transit District Authority, Bigelow, R. ..... HB0238 (P)
Water Conservancy Districts Taxing Amendments, Stephenson, H. ..... SB0152 (F)
Water Conservancy Districts Taxing Authority, Waddoups, M. ... SB0041 (F)
Water Conservation Plan, Buffmire, J. ..... HB0418 (P)

SPECIAL SESSION

Resolution Amending Notice for Special Sessions, Goodfellow, B. ..... HJR006 (F)
Resolution Amending Special Sessions, Blackham, L. ..... SJR006 (F)
Special Session Public Hearing Requirements, Olsen, E. ..... HB0211 (F)

SPEED LIMITS

Penalties for Speeding in Construction Zones, Buhler, D. ..... SB0020 (P)
Speed Limit on Interstate Highways, Tyler, A. ..... HB0262 (F)

SPORTS AUTHORITY

Membership on Utah Sports Authority, Tanner, J. ..... HB0229 (P)
State Olympic Coordination Amendments, Myrin, A. ..... SB0188 (P)

STATE AFFAIRS IN GENERAL

Administrative Rules Impact Costs, Poulton, L. ..... SB0088 (P)
Bidding Process on State Buildings, Adair, G. ..... HB0338 (P)
Budget Review Task Force, Peterson, M. ..... SB0072 (F)
Department of Human Resource Management Study
Resolution, Baca, L. ..... HJR020 (F)
Division of Facilities Construction and Management
Bidding Process, Short, R. ..... HB0128 (P)
English as Official Language of State, Rowan, T. ..... HB0189 (F)
Government Immunity Amendments, Curtis, G. ..... HB0097 (F)
Government Records Access and Management
Act, Swallow, J. ..... HB0409 (P)
Governmental Immunity - Notice of Claim, Waddoups, M. ..... SB0043 (P)
Habitual Youth Offender Amendments, Chard, B. ..... HB0170 (P)
Income Tax Deductions and Revenues, Buhler, D. ..... SB0102 (F)
Information Technology Services
Study Appropriation, Evans, B. ..... HB0117 (F)
Open Space Near State Prison, Evans, R. ..... SB0037 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Privacy Task Force, Chard, B. ..... HB0186 (F)
Private Collection of Delinquent Taxes, Beattie, L. ..... SB0089 (P)
Privatization of Fleet Operations, Way, G. ..... HB0464 (F)
Privatization of Quasi - Governmental Entities, Adair, G. ..... HB0444 (P)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Release of Governor's Budget, Ure, D. ..... HB0109 (F)
Reports and Notices Amendments, Davis, G. ..... HB0435 (P)
Restriction on State and Local Governments Collecting
Monies for Groups, Stephenson, H. ..... SB0182 (F)
Selective Service Filing Prerequisite to Receiving
Postsecondary Financial Aid, Holladay, B. ..... HB0021 (P)
State and Local Government Severance Package
Authority, Cox, G. ..... HB0315 (F)
State Settlement Agreement, Beattie, L. ..... SB0175 (P)
Unfair Public Competition Act, Stephenson, H. ..... SB0180 (F)

STATE BOARD OF EDUCATION

Appropriation for English as Second Language Adult Education Classes, Rowan, T. ..... HB0047 (F)
Avoiding Conflicts of Interest for Members of School Boards, Frandsen, L. ..... HB0282 (P)
Educator Background Check Amendments, Alexander, J. ..... HB0300 (P)
Evaluation of Provisional Educators, Hull, J. ..... SB0148 (F)
Funding Classroom Supplies, Bigelow, R. ..... HB0016 (P)
New School Buildings Maintenance and Operation Costs, Hickman, J. ..... HB0393 (F)
Public School Hazardous Bus Routes Appropriation, Harper, W. ..... HB0030 (F)
Revenues for the State School Fund, Iverson, D. ..... HB0247 (F)
Schools for the 21st Century, Allen, B. ..... HB0145 (P)
Stabilizing School District Boundaries, Bigelow, R. ..... HB0386 (P)
Strategic Planning Act for Educational Excellence Amendments, Hillyard, L. ..... SB0084 (F)
Teaching Experience Employment Factor, Rowan, T. ..... HB0126 (F)
Truancy Prevention Appropriation, Alexander, J. ..... HB0106 (P)

STATE BOARD OF REGENTS

Collection of Defaulted Student Loans, Carnahan, O. ..... HB0250 (P)
Higher Education Faculty - Graduate Enrollment, Buckner, P. ... HB0341 (F)
Higher Education Savings Incentive Programs, Johnson, K. ..... HB0241 (P)
Higher Education Tuition Assistance Program, Johnson, K. ..... HB0135 (P)
Higher Education Tuition Waivers, Hickman, J. ..... HB0291 (F)
Purchase or Lease of Buildings by State Board of Regents, Adair, G. ..... HB0335 (F)
Snow College South, Johnson, B. ..... HB0114 (P)

STATE BUILDINGS

1998 Capital Facilities Bonding and Debt Financing Authorizations, Adair, G. ..... HB0002 (P)
Bidding Process on State Buildings, Adair, G. ..... HB0338 (P)
Capitol Preservation Board, Brown, M. ..... HB0330 (P)
Division of Facilities Construction and Management Bidding Process, Short, R. ..... HB0128 (P)
Donation of Buildings to Universities, Stephenson, H. ..... SB0158 (P)
Funding for Capital Improvement Projects, Adair, G. ..... HB0314 (F)
Purchase or Lease of Buildings by State Board of Regents, Adair, G. ..... HB0335 (F)

Quality Assurance on Construction of Public Buildings, Mayne, E. ..... SB0174 (F)

STATE COMMISSIONS AND COUNCILS

Capitol Preservation Board, Brown, M. ..... HB0330 (P)
Constitutional Defense Council Amendments, Iverson, D. ..... HB0144 (P)
State Elections Commission, Carlson, M. ..... HB0204 (F)

STATE INSTITUTIONS

Appropriation for Capitol Hill Projects, Becker, R. ..... HB0087 (P)
Inmate Productivity and Work Skills, Adair, G. ..... HB0272 (P)
Offender Expenses Amendments, Buckner, P. ..... HB0223 (P)
Open Space Near State Prison, Evans, R. ..... SB0037 (P)

STATE LANDS

Resolution Supporting Privatization of Dutch John Utah, Seitz, J. ..... HCR005 (P)

STATE OFFICERS AND EMPLOYEES

Amendments to Special Districts, Evans, R. ..... SB0094 (P)
Commission Staffing and Duties, Beattie, L. ..... SB0092 (P)
Disaster Service Volunteer Leave Act, Poulton, L. ..... SB0137 (P)
Ethic Law Amendments, Stephens, M. ..... HB0103 (P)
Executive Compensation, Fox-Finlinson, C. ..... HB0172 (P)
Income Tax Deductions and Revenues, Buhler, D. ..... SB0102 (F)
Longevity Amendments for State Employees, Bowman, D. ..... HB0094 (P)
Noncontributory Retirement Deferred Compensation - Member/Employer Match Plan, Arrington, J. ..... HB0127 (F)
Outside Employment for Mental Health Advisor, Dayton, M. ..... HB0226 (P)
Pay Equity for State Employees, Gowans, J. ..... HB0358 (F)
Public Employees Early Retirement, Styler, M. ..... HB0051 (F)
Public Safety Retirement Amendments, Carnahan, O. ..... HB0319 (P)
Reimbursement of Legal Fees and Costs to Officers and Employees, Styler, M. ..... HB0421 (P)
Restriction on State Employees, Tanner, J. ..... HB0116 (F)
Retirement - Use of Sick Leave, Buhler, D. ..... SB0138 (P)
Retirement Amendments, Chard, B. ..... HB0412 (F)
Retirement Office Amendments, Koehn, S. ..... HB0196 (P)
Revising Term Limits, Arrington, J. ..... HB0340 (F)

School Activities Report, Myrin, A. ..... SB0030 (P)
State and Local Government Severance Package
Authority, Cox, G. ..... HB0315 (F)
State Court Administrator Salary, Zolman, D. ..... HB0298 (F)
State Treasurer Amendments, Murray, J. ..... HB0008 (P)
Statute of Limitations on Prosecuting for Bribery, Hull, J. ..... SB0015 (P)

STATE TAX COMMISSION

District Court Review of Tax Commission
Cases, Stephenson, H. ..... SB0062 (P)
Posting on Motor and Special Fuel Pumps, Way, G. ..... HB0101 (P)
Private Collection of Delinquent Taxes, Beattie, L. ..... SB0089 (P)

STATISTICS

Inspection of Vital Records, Zolman, D. ..... HB0084 (P)
Registry of Unidentified Deceased Persons, Nielson, H. ..... SB0010 (P)

STATUTES (TITLE 68)

Statutory Presumptions, Ure, D. ..... HB0408 (F)

STRATEGIC PLANNING FOR EDUCATION

Strategic Planning Act for Educational Excellence
Amendments, Hillyard, L. ..... SB0084 (F)

SUBSTANCE ABUSE

Funds for Youth Drug Treatment, Baca, L. ..... HB0329 (F)
Resolution on IOC Athletic Drug Testing Policy, Buckner, P. .... HR0002 (P)
Substance Abuse Prevention, Enforcement, and
Treatment Funding, Stephens, N. ..... HB0228 (F)

SUNSET LEGISLATION

Alcoholic Beverage Law Amendments, Buhler, D. ..... SB0108 (P)
Real Estate Recovery Fund Amendments, Mansell, L. ..... SB0032 (P)
Sunset Aeronautics Committee, Allen, B. ..... HB0316 (P)
Sunset Reauthorizations of Licensed Professions, Tanner, N. .... SB0124 (P)
Underground Storage Tanks - Reauthorization, Wright, B. ..... HB0221 (P)

TASK FORCE / COMMITTEES

Administrative Rules Amendments, Stephenson, H. ..... SB0086 (P)

After-School Access to Computers Task Force, Peterson, M. .... SB0160 (F)
Budget Review Task Force, Peterson, M. ..... SB0072 (F)
Child Care Task Force, Allen, S. ..... HB0083 (P)
Electric Restructuring Provisions, Blackham, L. ..... SB0067 (F)
Highway Jurisdiction and Funding Study, Holmgren, J. ..... SB0176 (P)
Metropolitan Public Safety Task Force, Buckner, P. ..... HB0295 (F)
Middle Schools Task Force, Steele, D. ..... SB0077 (F)
Nuclear Waste Storage and Transportation
Task Force, Gowans, J. ..... HB0443 (F)
Occupational and Professional Licensure
Sunrise Task Force, Mansell, L. ..... SB0042 (P)
Privacy Task Force, Chard, B. ..... HB0186 (F)
Reauthorization of Juvenile Justice Task Force, Hillyard, L. ..... SB0081 (P)
Resolution on Restructuring of Electrical Industry, Evans, B. .... HJR007 (P)
Task Force on Local Airport Funding, Hillyard, L. ..... SB0197 (P)
Task Force on Privatization of State Adoption
Services, Stephens, N. ..... HB0154 (F)
Task Force on Whistleblower Protections, Bradshaw, A. ..... HB0178 (F)
Task Force Reviewing Federal Funding, Muhlestein, R. ..... SB0033 (F)
Task Force Reviewing Optional Forms of County Government,
Fox-Finlinson, C. ..... HB0416 (F)
Telecommunications Legislative Committee, Evans, B. ..... HB0185 (F)
Traffic Safety Task Force, Arent, P. ..... HB0410 (P)

TELECOMMUNICATIONS

Emergency Services Telephone Charge, Steele, D. ..... SB0221 (P)
Public Service Commission Reporting
Amendments, Evans, B. ..... HB0187 (P)
Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Removal of Directory Subsidy Amendments, Haymond, J. ..... HB0263 (F)
Telecommunication Service Amendments, Evans, B. ..... HB0331 (F)
Telecommunications Amendments, Stephens, M. ..... HB0115 (P)
Telecommunications Legislative Committee, Evans, B. ..... HB0185 (F)
Telemarketing Requirements, Nelson, L. ..... HB0044 (P)
Underground Utilities Facilities Amendments, Holmgren, J. ..... SB0171 (P)

TELEPHONE

Emergency Services Amendments, Holladay, B. ..... HB0049 (P)
Emergency Services Telephone Charge, Steele, D. ..... SB0221 (P)
Public Service Commission Reporting
Amendments, Evans, B. ..... HB0187 (P)

Purchase of Telecommunications Service, Evans, B. ..... HB0037 (P)
Regulation of Cell Phone Use by Motor
Vehicle Operators, Steiner, R. ..... SB0142 (F)
Sales Tax – Prepaid Calling Cards, Hillyard, L. ..... SB0211 (P)
Telecommunication Service Amendments, Evans, B. ..... HB0331 (F)
Telecommunications Amendments, Stephens, M. ..... HB0115 (P)
Telemarketing Requirements, Nelson, L. ..... HB0044 (P)
Underground Utilities Facilities Amendments, Holmgren, J. ..... SB0171 (P)

TELEVISION

Pay-Per-View Boxing Tax, Suazo, P. ..... SB0048 (F)
Privacy Task Force, Chard, B. ..... HB0186 (F)
Resolution Encouraging Parents Oversight of
Children's Television Viewing, Howell, S. ..... SR0004 (P)

TOBACCO

Attempted Purchase of Tobacco by Children, Stephenson, H. .... SB0087 (P)
Disclosure of Tobacco Ingredients, Tanner, J. ..... HB0032 (P)
Minimum Fine for Possession of Tobacco
Products by Underaged Persons, Siddoway, R. ..... HB0035 (P)
Penalties for Sale of Tobacco to Youth, Montgomery, R. ..... SB0039 (P)
Penalty for Providing Tobacco to Youth, Saunders, C. ..... HB0029 (F)
Regulating Sale of Tobacco Products, Harper, W. ..... HB0326 (F)
Sale of Tobacco Products, Saunders, C. ..... HB0031 (P)
Use of Cigarette Tax, Barth, S. ..... HB0404 (P)

TOBACCO TAX

Use of Cigarette Tax, Barth, S. ..... HB0404 (P)

TOW TRUCKS

Towing of Motor Vehicles by Department of Public
Safety, Saunders, C. ..... HB0012 (F)

TRANSPORTATION

1998 Highway Financing, Beattie, L. ..... SB0002 (P)
Appropriation for Moving Botanical Gardens, Holmgren, J. ..... SB0029 (P)
Automobile Franchise Act and Motor
Vehicle Act Amendments, Fox-Finlinson, C. ..... HB0458 (F)
Community Responsiveness Requirements of Utah
Department of Transportation, Becker, R. ..... HB0033 (F)

Criteria for Sound Walls, Suazo, P. ..... SB0117 (P)
Designation of State Highways, Hogue, D. ..... HB0022 (F)
Dinosaur Diamond Prehistoric Highway Designation, Seitz, J. ... HB0034 (P)
Display of License Plates on Trucks and Trailers, Adair, G. ..... HB0220 (P)
DUI - Serious Bodily Injury, Howell, S. ..... SB0063 (P)
DUI Penalties Amendment, Buckner, P. ..... HB0244 (P)
DUI Probation or Parole, Bryson, K. ..... HB0344 (F)
Emergency Services Traffic Control Systems, Koehn, S. ..... HB0413 (F)
Enforcement and Penalties of Uninsured Motor
Vehicle Violations, Steele, D. ..... SB0006 (P)
Equipment Requirements on Large Trucks, Saunders, C. ..... HB0348 (F)
Fertilizer Act Amendments, Barth, S. ..... HB0367 (F)
Funding for Cleanup of UDOT Dumpsite, Zolman, D. ..... HB0236 (F)
Funding for Highway Acquisition, Garn, K. ..... HB0461 (P)
Growth Impact Highway Amendments, Hatch, T. ..... HB0237 (P)
High Level Nuclear Waste Disposal, Peterson, C. ..... SB0196 (P)
Highway Jurisdiction and Funding Study, Holmgren, J. ..... SB0176 (P)
Inattentive Driving Amendments, Carnahan, O. ..... HB0048 (F)
Liability for Minor Who Drives, Swallow, J. ..... HB0147 (P)
License Plates - Snowboard Utah, Montgomery, R. ..... SB0097 (F)
License Plates for Children's Issues, Suazo, P. ..... SB0215 (P)
Loaded Vehicles - Exemption for Farm Vehicles, Hull, J. ..... SB0113 (P)
Loans for Businesses Impacted by Major
Highway Construction, Barth, S. ..... HB0160 (F)
Master Road - State Highway List, Holmgren, J. ..... SB0078 (P)
Matching Funds for Highways, Howell, S. ..... SB0069 (F)
Mitigation to Businesses Impacted by Major
Highway Construction, Jones, D. ..... HB0141 (F)
Mobile Home and Manufactured Home
Amendments, Buttars, C. ..... HB0171 (P)
Motor Vehicle - Consumer Protection
Amendments, Buhler, D. ..... SB0099 (P)
Motor Vehicle Accident Insurance Coverage, Jones, L. ..... SB0129 (P)
Motor Vehicle Business Regulation, Mantes, G. ..... SB0053 (P)
Motor Vehicle Criminal Acts Amendments, Barth, S. ..... HB0462 (P)
Motor Vehicle Identification, Tanner, J. ..... HB0214 (P)
Motor Vehicle Insurance - Liability on Loaned
Vehicle, Mantes, G. ..... SB0060 (P)
Motor Vehicle Insurance Premium Rates, Beck, T. ..... HB0132 (P)
Motor Vehicle Insurance Premiums, Stephens, N. ..... HB0266 (F)
Motor Vehicle Registration Fee Reimbursement, Tyler, A. ..... HB0457 (F)

Motor Vehicle Safety Inspection, Harper, W. ..... HB0014 (P)
Not a Drop Amendments, Bush, D. ..... HB0123 (P)
Parking Restrictions, Buhler, D. ..... SB0106 (P)
Peace Officer Amendments, Chard, B. ..... HB0308 (P)
Penalties for Speeding in Construction Zones, Buhler, D. ..... SB0020 (P)
Periodic License Plate Replacement, Koehn, S. ..... HB0415 (F)
Personal Financial Responsibility Act, Allen, B. ..... HB0383 (F)
Posting on Motor and Special Fuel Pumps, Way, G. ..... HB0101 (P)
Privatization of Fleet Operations, Way, G. ..... HB0464 (F)
Public Access to Accident Reports, Hogue, D. ..... HB0163 (F)
Public Transit Tax Amendments, Dillree, M. ..... HB0218 (F)
Radar Jamming Devices, Hull, J. ..... SB0100 (P)
Reauthorization of Administrative Rules, Stephenson, H. ..... SB0085 (P)
Reauthorization of and Amendments to
Uninsured Motorist Database Program, Steele, D. ..... SB0008 (P)
Recreational Vehicle Standards, Mantes, G. ..... SB0143 (P)
Regulation of Impounded Vehicles, Saunders, C. ..... HB0307 (P)
Regulation of Motorized Scooters, Nelson, L. ..... HB0063 (P)
Regulation of Signs in Communities, Johnson, B. ..... HB0091 (P)
Resolution on Highway Improvements, Frandsen, L. ..... HJR018 (F)
Resolution Opposing Use of State or Federal Monies
for Snowbasin Road, Barth, S. ..... HJR014 (F)
Resolution Providing Assistance to Seriously
Impacted Businesses, Jones, D. ..... HJR015 (F)
Resolution Urging Improvements on Highway 6, King, B. ..... HJR013 (P)
Resolution Urging Study of Regional Commuter
System, Montgomery, R. ..... SR0005 (P)
Restrictions on Truck Trailers, Haymond, J. ..... HB0334 (F)
Sale of Vehicle, Allen, B. ..... HB0259 (P)
Sales Tax Exemption for Passenger Transportation, Allen, B. ..... HB0065 (P)
Snowmobile Special License Plates, Holmgren, J. ..... SB0024 (P)
Soil Conservation Special License Plate, Myrin, A. ..... SB0134 (P)
Sound Wall Projects, Bourdeaux, D. ..... HB0164 (F)
Special Revenue Fund, McAllister, L. ..... SB0101 (P)
Speed Limit on Interstate Highways, Tyler, A. ..... HB0262 (F)
State Settlement Agreement, Beattie, L. ..... SB0175 (P)
Sunset Aeronautics Committee, Allen, B. ..... HB0316 (P)
Towing of Motor Vehicles by Department of
Public Safety, Saunders, C. ..... HB0012 (F)
Traffic Offense Trial Process, Stephens, N. ..... HB0197 (F)
Traffic Safety Task Force, Arent, P. ..... HB0410 (P)

Traffic Violation Changes, Jones, D. ..... HB0447 (P)
Traffic-control Signal Photo Detection, Carnahan, O. ..... HB0013 (F)
Transit District Amendments, Bradshaw, A. ..... HB0426 (P)
Transit District Authority, Bigelow, R. ..... HB0238 (P)
Transportation Code Recodification, Dillree, M. ..... HB0202 (P)
Utah Botanical Center Appropriation, Dillree, M. ..... HB0245 (P)
Vehicle Registration Requirements, Saunders, C. ..... HB0278 (F)
Vehicle Registration Revocation, Baca, L. ..... HB0401 (F)
Vehicle Safety Inspection Certificate Amendments, Cox, G. ..... HB0253 (P)
Window Tinting Amendments, Bush, D. ..... HB0174 (P)

TRAVEL AND TOURISM

Amendments to Tourism, Recreation, Cultural, and Convention Tax, Fox-Finlinson, C. ..... HB0360 (P)
Recreation and Tourism Research and Extension Program, Hillyard, L. ..... SB0035 (P)
Tourism, Recreation, Cultural, and Convention Tax Amendments, Tanner, N. ..... SB0091 (F)

TRUST LANDS

School and Institutional Trust Land Amendments, Hatch, T. ..... HB0070 (P)

TRUSTS

Amendments to Olene Walker Housing Trust Fund, Adair, G. ... HB0279 (P)
Disability Center Trust Fund Amendments, Davis, G. ..... HB0251 (P)

UNCLAIMED PROPERTY

Revenues for the State School Fund, Iverson, D. ..... HB0247 (F)
Unclaimed Property Amendments, Valentine, J. ..... HB0076 (P)

UNDERGROUND STORAGE TANKS

Nuclear Waste Storage Opposition Resolution, Becker, R. ..... HCR006 (P)
Underground Storage Tank Assurance Amendments, Wright, B. .. HB0112 (P)
Underground Storage Tank Program Amendments, Wright, B. ... HB0113 (P)
Underground Storage Tanks - Reauthorization, Wright, B. ..... HB0221 (P)

UNEMPLOYMENT COMPENSATION

Unemployment Compensation Fraud Amendments, Hendrickson, N. ..... HB0042 (P)

UNIFORM COMMERCIAL CODE

Demand Drafts - Uniform Commercial Code, Hillyard, L. ..... SB0074 (P)

UNIFORM FEES

Collection of Uniform Motor Vehicle
Fees Amendment, Bush, D. ..... HB0177 (P)
Property Taxes - Uniform Fees and Certified
Tax Rate, Mantes, G. ..... SB0050 (P)

UNIFORM LAWS

Uniform Probate Code Amendments, Hillyard, L. ..... SB0075 (P)

UNIFORM PROBATE CODE

Private Kinship Care, Larson, P. ..... HB0079 (F)
Recognition of Non-Court Ordered Guardianships, Allen, S. .... HB0243 (P)
Uniform Probate Code Amendments, Hillyard, L. ..... SB0075 (P)

UTAH HIGHWAY PATROL

Appropriation for Additional Highway Patrolmen, Adair, G. .... HB0009 (P)
Computers for Highway Patrol, Adair, G. ..... HB0018 (P)
Uniform Allowance for Utah Highway Patrol, Evans, R. ..... SB0025 (P)

UTILITIES SITING

Underground Utilities Facilities Amendments, Holmgren, J. ..... SB0171 (P)

VICTIMS' RIGHTS

Amendments Regarding Restitution, Hendrickson, N. ..... HB0378 (P)
Board of Pardons and Parole
Hearing Requirements, Howell, S. ..... SB0222 (P)
Sexual Offenses Without Consent of Victim, Bryson, K. ..... HB0092 (P)
Utah Council on Victims, Peterson, C. ..... SB0187 (F)

VOLUNTEER WORKERS

Disaster Service Volunteer Leave Act, Poulton, L. ..... SB0137 (P)
Immunity for Volunteers, Taylor, C. ..... SB0054 (F)
Limitation on Liability of Nonprofit Corporation
Volunteers, Howell, S. ..... SB0157 (F)

WAGES

Electronic Process for Payroll, Holmgren, J. ..... SB0014 (P)
Payment of Legal Fees and Costs of
Frivolous Lawsuits, Iverson, D. ..... HB0067 (F)

WATER AND IRRIGATION

Amendments to County Improvement Districts for
Water Services, Allen, B. ..... HB0194 (P)
Conveyance of Water Rights, Styler, M. ..... HB0302 (P)
Duties of Water Commissioners, Hatch, T. ..... HB0019 (P)
Proof of Appropriation Requirements, Styler, M. ..... HB0281 (P)
Underground Utilities Facilities Amendments, Holmgren, J. ..... SB0171 (P)
Water Conservancy Districts Taxing Authority, Waddoups, M. ... SB0041 (F)
Water Conservation Plan, Buffmire, J. ..... HB0418 (P)
Water Exchange Applications, Ure, D. ..... HB0273 (F)
Water Quality Act Amendments, Ure, D. ..... HB0252 (P)

WATER QUALITY

Approval Requirements for Water
Fluoride Treatments, Carlson, M. ..... HB0405 (P)
Community Approval of Fluoride
Treatment of Water, Bryson, K. ..... HB0397 (F)
Environmental Crimes Amendments, Wright, B. ..... HB0207 (P)
Environmental Quality Study, Tuttle, D. ..... HB0399 (P)
Safe Drinking Water Act Amendments, Holmgren, J. ..... SB0096 (P)
Water Quality Act Amendments, Ure, D. ..... HB0252 (P)

WEAPONS

Aggravated Kidnaping Amendments, Buckner, P. ..... HB0017 (P)
Concealed Firearms Amendments, Beattie, L. ..... SB0057 (F)
Dangerous Weapons Restrictions, Steiner, R. ..... SB0183 (F)
Extending Renewal of Concealed Firearm
Permits, Waddoups, M. ..... SB0140 (P)
Firearm Purchase Requirements, Waddoups, M. ..... SB0141 (P)
Gun Education for Elementary Schools, Holladay, B. ..... HB0286 (P)
Habitual Violent Offender Definitions, Hendrickson, N. ..... HB0146 (P)
Negligent Storage of Loaded Firearm, Steiner, R. ..... SB0023 (F)
Nuisance Code Amendments - Shooting Ranges, Wright, B. .... HB0343 (P)
Penalty in Using a Weapon, Adair, G. ..... HB0043 (F)

Private Property Owners and Houses of Worship Right
to Prohibit Dangerous Weapons, Killpack, R. ..... HB0069 (F)
Revocation of Concealed Firearm
Permit Amendments, Barth, S. ..... HB0242 (F)
Weapons in Motor Vehicles, Walsh, R. ..... HB0312 (F)

WORKERS' COMPENSATION

Amendments Related to Workers' Compensation, Adair, G. ..... HB0167 (P)
Amendments to Agricultural Exemption for
Agricultural Workers, Steiner, R. ..... SB0104 (F)
Insurance Law Changes, Poulton, L. ..... SB0076 (P)
Workers' Compensation Exemption For
Independent Insurance Agents, Valentine, J. ..... HB0159 (P)
Workers' Compensation Fund of
Utah Amendments, Steele, D. ..... SB0170 (F)
Workers' Compensation Insurance Amendments, Wright, B. .... HB0280 (P)

WORKFORCE SERVICES

Unemployment Compensation Fraud
Amendments, Hendrickson, N. ..... HB0042 (P)
Unemployment Insurance Amendments, Alexander, J. ..... HB0208 (P)
Workforce Services Amendments, Carnahan, O. ..... HB0015 (P)

YOUTH CORRECTIONS

Correctional Officer Amendment, Chard, B. ..... HB0191 (P)
Division of Youth Corrections Special Function
Officers, Chard, B. ..... HB0192 (P)
Judicial Custody of Youth to Human Services, Tanner, N. ..... SB0005 (P)
Retirement Amendments, Chard, B. ..... HB0412 (F)
State Supervision of Juvenile, Curtis, G. ..... HB0394 (P)

ZONING

Appropriation for Land Use Plans, Iverson, D. ..... HB0285 (P)
Municipal and County Land Use Development and
Management, McAllister, L. ..... SB0136 (F)

PAGE
INDEX

SENATE BILLS AND RESOLUTIONS

FIFTY-SECOND LEGISLATURE

GENERAL SESSION

January 19 through March 4, 1998

1188

S.B. 1 — APPROPRIATION ACT *(L. McAllister)*
Read for the first time and referred to the President of the Senate 294
Placed on calendar 916
Amendments 916
Read the second time 916
Read the third time 916
Transmitted to the House 917, 934
Concurrence 933
Signed by the President and transmitted to the Governor 957

S.B. 2 — 1998 HIGHWAY FINANCING *(L. Beattie)*
Read for the first time and referred to the President of the Senate 295
Placed on calendar 856
Amendments 868
Read the second time 868
Read the third time 868
Circled 856
Uncircled 867
Transmitted to the House 868, 885
Concurrence 885
Signed by the President and transmitted to the Governor 909

S.B. 3 — MINIMUM SCHOOL PROGRAM ACT AMENDMENT *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 295
Placed on calendar 916
Read the second time 917
Read the third time 917
Transmitted to the House 917, 928
Concurrence 928
Signed by the President and transmitted to the Governor 957

S.B. 4 — MEDICAL EXAMINER AUTHORITY *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 124
Assigned to standing committee 146
Placed on calendar 184
Read the second time 215
Read the third time 261
Circled 215
Uncircled 247
Transmitted to the House 262
Enacting Clause Stricken 1072

S.B. 5 — JUDICIAL CUSTODY OF YOUTH TO HUMAN SERVICES *(N. Tanner)*
Read for the first time and referred to the President of the Senate 125
Assigned to standing committee 146
Placed on calendar 195
Amendments 194
Read the second time 249
Read the third time 266
Transmitted to the House 267
Signed by the President and transmitted to the Governor 455
Action taken by the Governor 934

S.B. 6 — ENFORCEMENT AND PENALTIES OF UNINSURED MOTOR VEHICLE VIOLATIONS *(D. Steele)*
Read for the first time and referred to the President of the Senate 125
Assigned to standing committee 147
Placed on calendar 179
Amendments 178, 189
Read the second time 181
Before the Senate 189
Read the third time 197
Transmitted to the House 198
Signed by the President and transmitted to the Governor 455
Action taken by the Governor 934
Other 392

S.B. 7 — SPECIAL FUEL TAX CERTIFICATE REPEAL *(D. Steele)*
Read for the first time and referred to the President of the Senate 125
Assigned to standing committee 147
Returned to the Secretary of the Senate 179
Enacting Clause Stricken 1069

S.B. 8 — REAUTHORIZATION OF AND AMENDMENTS TO UNINSURED MOTORIST DATABASE PROGRAM *(D. Steele)*
Read for the first time and referred to the President of the Senate 126
Assigned to standing committee 147
Placed on calendar 179
Amendments 179
Read the second time 190
Read the third time 198
Transmitted to the House 200
Signed by the President and transmitted to the Governor 455
Action taken by the Governor 934

S.B. 9 — INCOME TAX AMENDMENTS *(H. Nielson)*
Read for the first time and referred to the President of the Senate 126
Enacting Clause Stricken 882, 1069

S.B. 10 — REGISTRY OF UNIDENTIFIED DECEASED PERSONS *(H. Nielson)*
Read for the first time and referred to the President of the Senate 126
Assigned to standing committee 146
Placed on calendar 184
Amendments 215
Read the second time 215
Read the third time 229
Transmitted to the House 229
Signed by the President and transmitted to the Governor 870

S.B. 11 — TRANSPLANTS OF WILDLIFE *(A. Myrin)*
Read for the first time and referred to the President of the Senate 126
Placed on calendar 147
Read the second time 148
Read the third time 173
Transmitted to the House 173, 569
Concurrence 569
Signed by the President and transmitted to the Governor 607

S.B. 12 — MANAGEMENT PLANS OF WILDLIFE RESOURCES LAND *(A. Myrin)*
Read for the first time and referred to the President of the Senate 127
Placed on calendar 147
Read the second time 149
Read the third time 173
Transmitted to the House 174
Signed by the President and transmitted to the Governor 569

S.B. 13 — PROCESS FOR CREATING A PUBLIC SCHOOL DISTRICT *(M. Peterson)*
Read for the first time and referred to the President of the Senate 127
Assigned to standing committee 287
Placed on calendar 340
Amendments 339, 691
Read the second time 481
Circled 481
Uncircled 691
Failed 691
Enacting Clause Stricken 1069

S.B. 14 — ELECTRONIC PROCESS FOR PAYROLL *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 127
Assigned to standing committee 147
Placed on calendar 186
Read the second time 217
Read the third time 231
Transmitted to the House 231, 927
Concurrence 926
Signed by the President and transmitted to the Governor 957

S.B. 15 — STATUTE OF LIMITATIONS ON PROSECUTING FOR BRIBERY *(J. Hull)*
Read for the first time and referred to the President of the Senate 127
Assigned to standing committee 146
Placed on calendar 186
Amendments 186
Read the second time 222
Read the third time 233
Transmitted to the House 234
Signed by the President and transmitted to the Governor 569

S.B. 16 — TRANSFER OF AGRICULTURAL LAND WITHIN CITY *(R. Muhlestein)*
Read for the first time and referred to the President of the Senate 128
Assigned to standing committee 147
Placed on calendar 186
Amendments 185, 234
Read the second time 219
Circled 219
Before the Senate 234
Read the third time 245
Transmitted to the House 245
Signed by the President and transmitted to the Governor 425
Action taken by the Governor 934

S.B. 17 — PROPERTY TAX - EXTENDING RESIDENTIAL EXEMPTION *(D. Buhler)*
Read for the first time and referred to the President of the Senate 128
Assigned to standing committee 147
Placed on calendar 197
Other 200
Amendments 196, 313
Read the second time 313
Read the third time 320
Circled 320
Uncircled 403
Referred to Secretary of the Senate for interim study 403
Enacting Clause Stricken 1069

S.B. 18 — PROHIBITING ALCOHOL IN SCHOOLS *(L. McAllister)*
Read for the first time and referred to the President of the Senate 128
Assigned to standing committee 146
Placed on calendar 184
Amendments 201
Read the second time 201
Read the third time 214
Transmitted to the House 215
Concurrence 357
Signed by the President and transmitted to the Governor 395

S.B. 19 — AIR QUALITY BOARD POWERS *(L. McAllister)*
Read for the first time and referred to the President of the Senate 128
Assigned to standing committee 203
Amendments 274
Placed on calendar 275
Circled 331
Read the second time 331
Uncircled 403
Read the third time 418
Transmitted to the House 419
Enacting Clause Stricken 1072

S.B. 20 — PENALTIES FOR SPEEDING IN CONSTRUCTION ZONES *(D. Buhler)*
Read for the first time and referred to the President of the Senate 129
Assigned to standing committee 223
Placed on calendar 257
Amendments 256
Read the second time 325
Read the third time 349
Transmitted to the House 350
Signed by the President and transmitted to the Governor 473

S.B. 21 — ANIMAL SHELTER PET STERILIZATION ACT *(R. Steiner)*
Read for the first time and referred to the President of the Senate 129
Assigned to standing committee 183
Amendments 397
Placed on calendar 399
Read the second time 485
Read the third time 502
Transmitted to the House 502
Failed (in House) 748
House requests return 767
Signed by the President and transmitted to the Governor 933

S.B. 22 -- UNSOLICITED LOAN REGULATION *(R. Muhlestein)*
Read for the first time and referred to the President of the Senate 129
Assigned to standing committee 146
Returned to the Secretary of the Senate 792
Enacting Clause Stricken 1069

S.B. 23 -- NEGLIGENT STORAGE OF LOADED FIREARM *(R. Steiner)*
Read for the first time and referred to the President of the Senate 129
Assigned to standing committee 309
Returned to the Secretary of the Senate 797
Enacting Clause Stricken 1069

S.B. 24 -- SNOWMOBILE SPECIAL LICENSE PLATES *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 130
Assigned to standing committee 173
Placed on calendar 194
Amendments 193, 450
Read the second time 235
Read the third time 245
Circled 246, 281, 388
Substituted 388
Uncircled 266, 281, 388, 428
Failed 429
Reconsideration 450
Transmitted to the House 451, 910
Concurrence 910
Signed by the President and transmitted to the Governor 933

S.B. 25 -- UNIFORM ALLOWANCE FOR UTAH HIGHWAY PATROL *(R. Evans)*
Read for the first time and referred to the President of the Senate 130
Assigned to standing committee 173
Placed on calendar 194
Read the second time 238
Read the third time 246
Transmitted to the House 246, 864
Concurrence 864
Signed by the President and transmitted to the Governor 889

S.B. 26 -- UTAH CHILD CARE LICENSING ACT REVISIONS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 130
Assigned to standing committee 203
Substituted 275
Placed on calendar 276
Read the second time 332
Read the third time 362
Transmitted to the House 362, 1051
Circled 995
Refuse to Recede 1003
Conference Committee 1017
Amendments 1049
Signed by the President and transmitted to the Governor 1066

S.B. 27 — PHYSICIAN ASSISTANT PRACTICE ACT *(L. Blackham)*
Read for the first time and referred to the President of the Senate 130
Assigned to standing committee 146
Placed on calendar 184
Read the second time 216
Read the third time 229
Transmitted to the House 230
Signed by the President and transmitted to the Governor 455
Action taken by the Governor 934

S.B. 28 — MASSAGE PRACTICE ACT AMENDMENTS *(R. Evans)*
Read for the first time and referred to the President of the Senate 131
Assigned to standing committee 146
Substituted 274
Placed on calendar 275
Amendments 274, 375, 434, 446
Read the third time 445
Read the second time 331
Circled 331, 376, 446
Uncircled 375, 434, 505
Transmitted to the House 505, 900
Concurrence 899
Signed by the President and transmitted to the Governor 933

S.B. 29 — APPROPRIATION FOR MOVING BOTANICAL GARDENS *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 131
Assigned to standing committee 173
Amendments 193
Placed on calendar 194
Read the second time 246
Read the third time 261
Transmitted to the House 263, 871
Concurrence 870
Signed by the President and transmitted to the Governor 909

S.B. 30 — SCHOOL ACTIVITIES REPORT *(A. Myrin)*
Read for the first time and referred to the President of the Senate 131
Assigned to standing committee 183
Placed on calendar 210
Amendments 210, 312
Read the second time 284
Read the third time 311
Transmitted to the House 312
Signed by the President and transmitted to the Governor 588

S.B. 31 — SALES TAX ON FOOD AMENDMENTS *(S. Howell)*
Read for the first time and referred to the President of the Senate 131
Assigned to standing committee 172
Placed on calendar 441
Substituted 441
Read the second time 539
Circled 539
Uncircled 625
Read the third time 635
Transmitted to the House 636
Final vote 636
Enacting Clause Stricken 1072

S.B. 32 — REAL ESTATE RECOVERY FUND AMENDMENTS *(L. Mansell)*
Read for the first time and referred to the President of the Senate 132
Assigned to standing committee 146
Placed on calendar 184
Read the second time 200
Read the third time 214
Transmitted to the House 214
Signed by the President and transmitted to the Governor 355

S.B. 33 — TASK FORCE REVIEWING FEDERAL FUNDING *(R. Muhlestein)*
Read for the first time and referred to the President of the Senate 132
Assigned to standing committee 288
Placed on calendar 318
Amendments 318
Read the second time 407
Read the third time 422
Transmitted to the House 423
Enacting Clause Stricken 1072

S.B. 34 — SALES TAX - EXEMPTION FOR HIGHER EDUCATION ATHLETIC EVENTS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 132
Assigned to standing committee 203
Placed on calendar 242
Substituted 242
Other 267
Read the second time 310
Read the third time 320
Circled 320
Uncircled 344
Amendments 344
Transmitted to the House 345
Signed by the President and transmitted to the Governor 870

S.B. 35 — RECREATION AND TOURISM RESEARCH AND EXTENSION PROGRAM *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 148
Assigned to standing committee 203
Placed on calendar 227
Read the second time 286
Read the third time 319
Transmitted to the House 320, 871
Concurrence 871
Signed by the President and transmitted to the Governor 909

S.B. 36 — DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING ACT AMENDMENTS *(S. Howell)*
Read for the first time and referred to the President of the Senate 170
Assigned to standing committee 237
Placed on calendar 572
Amendments 571, 683
Substituted 571, 662
Read the second time 660
Read the third time 681
Circled 661, 681
Uncircled 662, 683
Transmitted to the House 684
Enacting Clause Stricken 1072

S.B. 37 — OPEN SPACE NEAR STATE PRISON *(R. Evans)*
Read for the first time and referred to the President of the Senate 170
Assigned to standing committee 222
Placed on calendar 294
Amendments 293
Read the second time 360
Read the third time 380
Transmitted to the House 380, 872
Concurrence 871
Signed by the President and transmitted to the Governor 909
Other 310

S.B. 38 — EDUCATION REQUIREMENTS OF ADOPTION ASSISTANCE *(C. Taylor)*
Read for the first time and referred to the President of the Senate 180
Assigned to standing committee 223
Placed on calendar 317
Amendments 404
Read the second time 404
Read the third time 420
Transmitted to the House 420
Signed by the President and transmitted to the Governor 909

S.B. 39 — PENALTIES FOR SALE OF TOBACCO TO YOUTH *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 180
Assigned to standing committee 223
Placed on calendar 275
Substituted 274
Read the second time 331
Read the third time 361
Transmitted to the House 361
Signed by the President and transmitted to the Governor 569

S.B. 40 — NEWBORN HEARING SCREENING *(C. Peterson)*
Read for the first time and referred to the President of the Senate 186
Assigned to standing committee 223
Placed on calendar 276
Amendments 276, 333, 363
Read the second time 333
Read the third time 363
Transmitted to the House 363
Signed by the President and transmitted to the Governor 569

S.B. 41 — WATER CONSERVANCY DISTRICTS TAXING AUTHORITY *(M. Waddoups)*
Read for the first time and referred to the President of the Senate 187
Assigned to standing committee 287
Amendments 399
Placed on calendar 400
Read the second time 486
Circled 486
Uncircled 504
Before the Senate 515
Failed 516
Enacting Clause Stricken 1069

S.B. 42 — OCCUPATIONAL AND PROFESSIONAL LICENSURE SUNRISE TASK FORCE *(L. Mansell)*
Read for the first time and referred to the President of the Senate 210
Assigned to standing committee 287
Placed on calendar 337
Read the second time 433
Read the third time 445
Transmitted to the House 448, 890, 949
Concurrence 890, 949
Signed by the President and transmitted to the Governor 933
Reconsideration 949

S.B. 43 — GOVERNMENTAL IMMUNITY - NOTICE OF CLAIM *(M. Waddoups)*
Read for the first time and referred to the President of the Senate 211
Assigned to standing committee 287
Placed on calendar 380
Read the second time 380
Read the third time 443
Transmitted to the House 443
Signed by the President and transmitted to the Governor 685

S.B. 44 — APPROPRIATION FOR A SITE FOR URBAN INDIAN PROGRAMS *(P. Suazo)*
Read for the first time and referred to the President of the Senate 211
Assigned to standing committee 237
Placed on calendar 317
Other 392
Amendments 420
Read the second time 405
Read the third time 420
Transmitted to the House 421, 872
Concurrence 872
Signed by the President and transmitted to the Governor 909

S.B. 45 — GANG AMENDMENTS *(D. Buhler)*
Read for the first time and referred to the President of the Senate 211
Assigned to standing committee 287
Placed on calendar 317
Other 393
Enacting Clause Stricken 1069

S.B. 46 — URBAN AND COMMUNITY FORESTRY *(R. Steiner)*
Read for the first time and referred to the President of the Senate 211
Assigned to standing committee 253
Placed on calendar 294
Read the second time 403
Read the third time 419
Transmitted to the House 419
Signed by the President and transmitted to the Governor 569

S.B. 47 — RESEARCH TAX CREDIT *(H. Nielson)*
Read for the first time and referred to the President of the Senate 243
Assigned to standing committee 309
Placed on calendar 357
Amendments 482
Read the second time 482
Read the third time 500
Transmitted to the House 500, 1060
Concurrence 1059
Signed by the President and transmitted to the Governor 1066

S.B. 48 — PAY-PER-VIEW BOXING TAX *(P. Suazo)*
Read for the first time and referred to the President of the Senate 318
Assigned to standing committee 393
Placed on calendar 514, 613
Amendments 512
Read the second time 613
Read the third time 632
Transmitted to the House 633
Enacting Clause Stricken 1072

S.B. 49 — EMINENT DOMAIN VALUATION *(P. Suazo)*
Read for the first time and referred to the President of the Senate 258
Assigned to standing committee 393
Placed on calendar 551
Read the second time 660
Circled 660
Substituted 710
Amendments 711, 736, 1026
Read the third time 736
Transmitted to the House 737, 1026
Concurrence 1026
Signed by the President and transmitted to the Governor. 1066

S.B. 50 — PROPERTY TAXES–UNIFORM FEES AND CERTIFIED TAX RATE *(G. Mantes)*
Read for the first time and referred to the President of the Senate 258
Assigned to standing committee 393
Placed on calendar 514
Amendments 513, 638
Read the second time 638
Read the third time 674
Transmitted to the House 675
Transmitted to the House 1027
Concurrence 1027
Signed by the President and transmitted to the Governor. 1066

S.B. 51 — CRITICAL LAND CONSERVATION REVOLVING LOAN FUND *(L. McAllister)*
Read for the first time and referred to the President of the Senate 278
Assigned to standing committee 426
Amendments 527, 1060
Placed on calendar 528
Read the second time 655
Read the third time 677
Transmitted to the House 677, 1062
Concurrence 1061
Signed by the President and transmitted to the Governor. 1066

S.B. 52 — PROPERTY TAX RESTRICTION *(L. Poulton)*
Read for the first time and referred to the President of the Senate 278
Assigned to standing committee 393
Placed on calendar 551
Amendments 550, 659
Read the second time 659
Read the third time 680
Transmitted to the House 680, 971, 991
Concurrence 971
Signed by the President and transmitted to the Governor. 1066

S.B. 53 — MOTOR VEHICLE BUSINESS REGULATION *(G. Mantes)*
Read for the first time and referred to the President of the Senate 278
Assigned to standing committee 393
Placed on calendar 415
Read the second time 520
Amendments 530
Read the third time 530
Transmitted to the House 531
Signed by the President and transmitted to the Governor 909

S.B. 54 — IMMUNITY FOR VOLUNTEERS *(C. Taylor)*
Read for the first time and referred to the President of the Senate 295
Assigned to standing committee 506
Placed on calendar 550
Substituted 656
Read the second time 656
Read the third time 678
Transmitted to the House 678
Enacting Clause Stricken 1072

S.B. 55 — MUSIC LICENSING PRACTICES ACT *(S. Howell)*
Read for the first time and referred to the President of the Senate 295
Assigned to standing committee 645
Placed on calendar 762
Amendments 761, 823
Read the second time 786
Read the third time 812
Circled 812
Uncircled 786, 800, 823
Transmitted to the House 824
Signed by the President and transmitted to the Governor 1066

S.B. 56 — BOW HUNTER CERTIFICATION *(M. Peterson)*
Read for the first time and referred to the President of the Senate 295
Assigned to standing committee 457
Placed on calendar 574
Read the second time 665
Circled 665
Uncircled 684
Transmitted to the House 684, 704
Read the third time 704
Signed by the President and transmitted to the Governor 1003

S.B. 57 — CONCEALED FIREARMS AMENDMENTS *(L. Beattie)*
Read for the first time and referred to the President of the Senate 295
Assigned to standing committee 544
Returned to the Secretary of the Senate 795
Enacting Clause Stricken 1069

S.B. 58 — STUDY ON RESIDENTIAL PROPERTY TAX AMENDMENTS *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 295
Assigned to standing committee 506
Placed on calendar 613
Substituted 722
Amendments 723, 830, 841
Read the second time 694
Circled 694
Uncircled 722
Read the third time 742
Before the Senate 830
Transmitted to the House 742, 831, 842
Recalled 814
Reconsideration 841
Signed by the President and transmitted to the Governor 982

S.B. 59 — JUDICIAL NOMINATING PROCEDURE AMENDMENTS *(C. Taylor)*
Read for the first time and referred to the President of the Senate 296
Enacting Clause Stricken 1069

S.B. 60 — MOTOR VEHICLE INSURANCE - LIABILITY ON RENTAL OR LOANED VEHICLE *(G. Manley)*
Read for the first time and referred to the President of the Senate 296
Assigned to standing committee 505
Placed on calendar 649
Amendments 754
Circled 698, 710
Read the second time 698
Uncircled 709, 754
Read the third time 776
Transmitted to the House 776
Transmitted to the House 1018
Concurrence 1018
Signed by the President and transmitted to the Governor 1066

S.B. 61 — EMPLOYMENT OF OUT OF STATE CONTRACTORS AND EMPLOYEES *(E. Mayne)*
Read for the first time and referred to the President of the Senate 296
Assigned to standing committee 645
Enacting Clause Stricken 1069

S.B. 62 — DISTRICT COURT REVIEW OF TAX COMMISSION CASES *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 296
Assigned to standing committee 506
Placed on calendar 613
Read the second time 694
Read the third time 706
Transmitted to the House 706, 971
Concurrence 970
Signed by the President and transmitted to the Governor 994

S.B. 63 — DUI - SERIOUS BODILY INJURY *(S. Howell)*
Read for the first time and referred to the President of the Senate 278
Assigned to standing committee 410
Placed on calendar 490
Read the second time 606
Read the third time 633
Transmitted to the House 634
Signed by the President and transmitted to the Governor 870

S.B. 64 — BACKGROUND CHECK OF HOME HEALTH PROFESSIONALS *(M. Waddoups)*
Read for the first time and referred to the President of the Senate 279
Assigned to standing committee 393
Placed on calendar 415
Substituted 415
Amendments 521, 532
Read the second time 521
Read the third time 532
Transmitted to the House 533, 911
Concurrence 910
Signed by the President and transmitted to the Governor 933

S.B. 65 — EXPUNGEMENT OF CRIMINAL RECORD AMENDMENTS *(P. Suazo)*
Read for the first time and referred to the President of the Senate 279
Assigned to standing committee 393
Placed on calendar 442
Read the second time 541
Read the third time 557
Circled 557
Uncircled 624
Amendments 624
Transmitted to the House 624
Signed by the President and transmitted to the Governor 933

S.B. 66 — PROCUREMENT CODE REQUIREMENT OF HEALTH CARE BENEFITS FOR CONTRACTORS *(E. Mayne)*
Read for the first time and referred to the President of the Senate 279
Assigned to standing committee 645
Placed on calendar 713
Read the second time 756
Referred to Secretary of the Senate for interim study 756
Enacting Clause Stricken 1069

S.B. 67 — ELECTRIC RESTRUCTURING PROVISIONS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 545
Placed on calendar 687
Substituted 686
Read the second time 748
Returned to the Secretary of the Senate 751
Enacting Clause Stricken 1069

S.B. 68 — JUDICIARY AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 279
Assigned to standing committee 393
Placed on calendar 442
Read the second time 541
Read the third time 558
Transmitted to the House 558
Signed by the President and transmitted to the Governor 909

S.B. 69 — MATCHING FUNDS FOR HIGHWAYS *(S. Howell)*
Read for the first time and referred to the President of the Senate 280
Assigned to standing committee 426
Placed on calendar 490
Amendments 490
Read the second time 614
Failed 614
Enacting Clause Stricken 1069

S.B. 70 — JUDGMENT LIEN ON REAL PROPERTY *(L. Mansell)*
Read for the first time and referred to the President of the Senate 280
Assigned to standing committee 410
Amendments 491, 661
Placed on calendar 492
Read the second time 623
Read the third time 635
Circled 635
Uncircled 661
Signed by the President and transmitted to the Governor 1066

S.B. 71 — SEVERANCE TAX LAW CHANGES *(A. Myrin)*
Read for the first time and referred to the President of the Senate 280
Assigned to standing committee 309
Enacting Clause Stricken 1069

S.B. 72 — BUDGET REVIEW TASK FORCE *(M. Peterson)*
Read for the first time and referred to the President of the Senate 132
Assigned to standing committee 172
Read the second time 324
Read the third time 348
Transmitted to the House 349
Enacting Clause Stricken 1072

S.B. 73 — BEER INDUSTRY DISTRIBUTION ACT *(L. Blackham)*
Read for the first time and referred to the President of the Senate 133
Assigned to standing committee 146
Placed on calendar 210
Amendments 206
Read the second time 272
Read the third time 283
Transmitted to the House 283
Signed by the President and transmitted to the Governor 455

S.B. 74 — DEMAND DRAFTS - UNIFORM COMMERCIAL CODE *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 133
Assigned to standing committee 146
Placed on calendar 184
Read the second time 201
Read the third time 214
Transmitted to the House 218
Signed by the President and transmitted to the Governor 355

S.B. 75 — UNIFORM PROBATE CODE AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 133
Assigned to standing committee 147
Placed on calendar 186
Read the second time 235
Read the third time 246
Circled 235, 246
Uncircled 238, 248
Transmitted to the House 249
Signed by the President and transmitted to the Governor 355
Action taken by the Governor 935

S.B. 76 — INSURANCE LAW CHANGES *(L. Poulton)*
Read for the first time and referred to the President of the Senate 133
Assigned to standing committee 146
Substituted 209, 389
Placed on calendar 210
Read the second time 388
Read the third time 401
Circled 283, 401
Uncircled 388, 430
Amendments 430
Transmitted to the House 432, 608
Concurrence 607
Signed by the President and transmitted to the Governor 644

S.B. 77 — MIDDLE SCHOOLS TASK FORCE *(D. Steele)*
Read for the first time and referred to the President of the Senate 134
Assigned to standing committee 146
Placed on calendar 184
Read the second time 202
Tabled 202
Read the third time 262
Amendments 264
Transmitted to the House 265
Enacting Clause Stricken 1072

S.B. 78 — MASTER ROAD - STATE HIGHWAY LIST *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 134
Assigned to standing committee 147
Placed on calendar 179
Substituted 179
Read the second time 190
Read the third time 198
Transmitted to the House 198
Signed by the President and transmitted to the Governor 747

S.B. 79 — ELECTION LAW - TECHNICAL AMENDMENTS *(R. Muhlestein)*
Read for the first time and referred to the President of the Senate 134
Assigned to standing committee 147
Placed on calendar 186
Amendments 220
Substituted 185
Read the second time 219
Read the third time 232
Transmitted to the House 232
Signed by the President and transmitted to the Governor 455
Action taken by the Governor 934

S.B. 80 — RECODIFICATION OF SPECIAL DISTRICTS *(R. Evans)*
Read for the first time and referred to the President of the Senate 134
Assigned to standing committee 172
Placed on calendar 441
Substituted 441, 576
Read the second time 540
Read the third time 557
Circled 557
Transmitted to the House 577, 927, 1026
Concurrence 927, 1025
Signed by the President and transmitted to the Governor 970, 1066
Returned to House 979

S.B. 81 — REAUTHORIZATION OF JUVENILE JUSTICE TASK FORCE *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 134
Assigned to standing committee 147
Placed on calendar 186
Read the second time 235
Read the third time 245
Circled 245
Uncircled 248
Tabled 248
Transmitted to the House 263
Signed by the President and transmitted to the Governor 957

S.B. 82 — MASTER DEEDS OF TRUST OR MORTGAGES *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 135
Assigned to standing committee 172
Placed on calendar 196
Read the second time 250
Read the third time 269
Transmitted to the House 269
Signed by the President and transmitted to the Governor 455

S.B. 83 — DIVISION OF PURCHASING AND GENERAL SERVICES AMENDMENTS *(R. Evans)*
Read for the first time and referred to the President of the Senate 135
Placed on calendar 147
Read the second time 149
Read the third time 174
Transmitted to the House 175
Signed by the President and transmitted to the Governor 355

S.B. 84 — STRATEGIC PLANNING ACT FOR EDUCATIONAL EXCELLENCE AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 135
Assigned to standing committee 222
Placed on calendar 242
Read the second time 322
Read the third time 346
Transmitted to the House 346
Other 1004
Enacting Clause Stricken 1070

S.B. 85 — REAUTHORIZATION OF ADMINISTRATIVE RULES *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 136
Assigned to standing committee 183
Placed on calendar 196
Read the second time 251
Read the third time 269
Transmitted to the House 270
Signed by the President and transmitted to the Governor 455

S.B. 86 — ADMINISTRATIVE RULES AMENDMENTS *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 136
Assigned to standing committee 183
Placed on calendar 196
Read the second time 251
Amendments 270
Read the third time 270
Transmitted to the House 270, 457
Concurrence 456
Signed by the President and transmitted to the Governor 488

S.B. 87 -- ATTEMPTED PURCHASE OF TOBACCO BY CHILDREN *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 136
Assigned to standing committee 146
Placed on calendar 184
Read the second time 216
Read the third time 230
Transmitted to the House 230
Signed by the President and transmitted to the Governor 455
Action taken by the Governor 934

S.B. 88 -- ADMINISTRATIVE RULES IMPACT COSTS *(L. Poulton)*
Read for the first time and referred to the President of the Senate 136
Assigned to standing committee 147
Placed on calendar 186
Amendments 185, 221, 232, 263
Read the second time 221
Read the third time 232
Circled 233
Uncircled 263
Transmitted to the House 264
Signed by the President and transmitted to the Governor 473

S.B. 89 -- PRIVATE COLLECTION OF DELINQUENT TAXES *(L. Beattie)*
Read for the first time and referred to the President of the Senate 136
Assigned to standing committee 147
Placed on calendar 185
Read the second time 217
Read the third time 230
Transmitted to the House 231
Signed by the President and transmitted to the Governor 395
Action taken by the Governor 887

S.B. 90 -- ASSAULTING A PEACE OFFICER *(R. Evans)*
Read for the first time and referred to the President of the Senate 137
Assigned to standing committee 173
Placed on calendar 257
Other 310
Amendments 257, 343
Circled 343
Read the second time 343
Substituted 432
Uncircled 432
Transmitted to the House 445
Read the third time 445
Signed by the President and transmitted to the Governor 909

S.B. 91 -- TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX AMENDMENTS *(N. Tanner)*
Read for the first time and referred to the President of the Senate 137
Assigned to standing committee 147, 759
Amendments 795
Returned to the Secretary of the Senate 795
Enacting Clause Stricken 1070

S.B. 92 — COMMISSION STAFFING AND DUTIES *(L. Beattie)*
Read for the first time and referred to the President of the Senate 137
Assigned to standing committee 147
Placed on calendar 186
Read the second time 221, 233
Read the third time 233
Transmitted to the House 233
Signed by the President and transmitted to the Governor 473

S.B. 93 — HIGHER EDUCATION PRESIDENTIAL AUTHORITY *(R. Evans)*
Read for the first time and referred to the President of the Senate 137
Assigned to standing committee 146
Placed on calendar 184, 214
Amendments 202, 285
Read the second time 202
Failed 203
Reconsideration 285
Read the third time 312
Transmitted to the House 313
Signed by the President and transmitted to the Governor 1066

S.B. 94 — AMENDMENTS TO SPECIAL DISTRICTS *(R. Evans)*
Read for the first time and referred to the President of the Senate 138
Assigned to standing committee 147
Placed on calendar 185
Read the second time 217
Amendments 219
Read the third time 231
Transmitted to the House 232, 457
Concurrence 457
Signed by the President and transmitted to the Governor 488

S.B. 95 — ORDERLY SCHOOL TERMINATION ACT AMENDMENTS *(D. Steele)*
Read for the first time and referred to the President of the Senate 138
Assigned to standing committee 146
Placed on calendar 210
Amendments 210
Read the second time 284
Read the third time 311
Transmitted to the House 311
Signed by the President and transmitted to the Governor 921

S.B. 96 — SAFE DRINKING WATER ACT AMENDMENTS *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 138
Assigned to standing committee 146
Placed on calendar 179
Read the second time 191
Read the third time 199
Transmitted to the House 199
Signed by the President and transmitted to the Governor 455

S.B. 97 — LICENSE PLATES - SNOWBOARD UTAH *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 138
Assigned to standing committee 173
Placed on calendar 194
Amendments 194
Read the second time 248
Read the third time 265
Other 266
Failed 266, 430
Circled 281
Reconsideration 281
Uncircled 429
Enacting Clause Stricken 1070

S.B. 98 — CLINICAL EXERCISE PHYSIOLOGISTS *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 139
Assigned to standing committee 172
Returned to the Secretary of the Senate 792
Enacting Clause Stricken 1070

S.B. 99 — MOTOR VEHICLE - CONSUMER PROTECTION AMENDMENTS *(D. Buhler)*
Read for the first time and referred to the President of the Senate 139
Assigned to standing committee 173
Placed on calendar 227
Read the second time 285
Circled 285, 320
Uncircled 286, 342
Read the third time 320
Transmitted to the House 343
Signed by the President and transmitted to the Governor 473

S.B. 100 — RADAR JAMMING DEVICES *(J. Hull)*
Read for the first time and referred to the President of the Senate 139
Assigned to standing committee 204
Placed on calendar 257, 373
Read the second time 325
Read the third time 350
Amendments 350, 376
Recalled 360
Circled 373
Uncircled 376
Transmitted to the House 350, 376
Signed by the President and transmitted to the Governor 473

S.B. 101 — SPECIAL REVENUE FUND *(L. McAllister)*
Read for the first time and referred to the President of the Senate 139
Placed on calendar 147
Read the second time 150
Read the third time 175
Transmitted to the House 175
Signed by the President and transmitted to the Governor 395

S.B. 102 -- AMENDMENTS TO INDIVIDUAL INCOME TAX *(D. Buhler)*
Read for the first time and referred to the President of the Senate 139
Assigned to standing committee 172
Placed on calendar 276
Read the second time 333
Substituted 482
Read the third time 503
Circled 333, 482, 503
Uncircled 482, 486
Transmitted to the House 534
Enacting Clause Stricken 1072

S.B. 103 -- INDIGENT DEFENSE FUND AMENDMENTS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 140
Assigned to standing committee 172
Placed on calendar 228
Amendments 227
Read the second time 321
Read the third time 345
Transmitted to the House 346
Signed by the President and transmitted to the Governor 909

S.B. 104 -- AMENDMENTS TO AGRICULTURAL EXEMPTION FOR AGRICULTURAL WORKERS *(R. Steiner)*
Read for the first time and referred to the President of the Senate 140
Assigned to standing committee 172
Amendments 765
Returned to the Secretary of the Senate 765
Enacting Clause Stricken 1070

S.B. 105 -- UTAH CENTENNIAL OPPORTUNITY PROGRAM FOR EDUCATION ACT AMENDMENT *(L. McAllister)*
Read for the first time and referred to the President of the Senate 140
Assigned to standing committee 203
Placed on calendar 242
Read the second time 323
Read the third time 347
Transmitted to the House 347, 873
Concurrence 873
Signed by the President and transmitted to the Governor 909

S.B. 106 -- PARKING RESTRICTIONS *(D. Buhler)*
Read for the first time and referred to the President of the Senate 140
Assigned to standing committee 173
Placed on calendar 328
Read the second time 496
Read the third time 496
Transmitted to the House 496
Signed by the President and transmitted to the Governor 509

S.B. 107 -- NOTARY ON ELECTRONIC DOCUMENT *(C. Peterson)*
Read for the first time and referred to the President of the Senate 141
Assigned to standing committee 172
Placed on calendar 228
Read the second time 321
Circled 321
Amendments 322
Uncircled 322
Read the third time 347
Transmitted to the House 347
Signed by the President and transmitted to the Governor 909

S.B. 108 -- ALCOHOLIC BEVERAGE LAW AMENDMENTS *(D. Buhler)*
Read for the first time and referred to the President of the Senate 141
Assigned to standing committee 172
Placed on calendar 210
Read the second time 283
Read the third time 311
Transmitted to the House 311
Signed by the President and transmitted to the Governor 933

S.B. 109 -- STATE LAW LIBRARY AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 141
Assigned to standing committee 223
Placed on calendar 277
Read the second time 334
Read the third time 363
Transmitted to the House 364
Signed by the President and transmitted to the Governor 569

S.B. 110 -- APPROPRIATION FOR OGDEN PARKWAY HIGHWAY UNDERPASS *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 141
Assigned to standing committee 183
Placed on calendar 257
Amendments 326
Read the second time 326
Read the third time 350
Transmitted to the House 351
Enacting Clause Stricken 1072

S.B. 111 -- ENTERPRISE ZONE AMENDMENTS *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 141
Assigned to standing committee 183
Read the second time 324
Read the third time 349
Transmitted to the House 349
Signed by the President and transmitted to the Governor 569

S.B. 112 -- REGULATION OF YOUTH EMPLOYMENT *(L. McAllister)*
Read for the first time and referred to the President of the Senate 142
Assigned to standing committee 172
Amendments 794
Enacting Clause Stricken 1070

S.B. 113 — LOADED VEHICLES - EXEMPTION FOR FARM VEHICLES *(J. Hull)*
Read for the first time and referred to the President of the Senate 142
Assigned to standing committee 172
Placed on calendar 258
Amendments 257
Read the second time 327
Read the third time 351
Transmitted to the House 351, 474
Concurrence 473
Signed by the President and transmitted to the Governor 509

S.B. 114 — THIS IS THE PLACE FOUNDATION *(D. Buhler)*
Read for the first time and referred to the President of the Senate 142
Assigned to standing committee 223
Placed on calendar 258
Read the second time 327
Circled 327
Uncircled 331
Read the third time 360
Transmitted to the House 361
Signed by the President and transmitted to the Governor 569

S.B. 115 — DIRECT ACCESS TO DERMATOLOGISTS *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 142
Assigned to standing committee 237
Amendments 793
Returned to the Secretary of the Senate 793
Enacting Clause Stricken 1070

S.B. 116 — PARENTAL RESPONSIBILITY FOR WRONGFUL CONDUCT OF A CHILD *(P. Suazo)*
Read for the first time and referred to the President of the Senate 143
Assigned to standing committee 223
Placed on calendar 380
Amendments 379, 500
Read the second time 484
Read the third time 500
Transmitted to the House 501
Enacting Clause Stricken 1072

S.B. 117 — CRITERIA FOR SOUND WALLS *(P. Suazo)*
Read for the first time and referred to the President ofthe Senate 143
Assigned to standing committee 173
Placed on calendar 227
Read the second time 285
Read the third time 313
Transmitted to the House 313, 474
Concurrence 474
Signed by the President and transmitted to the Governor 509

S.B. 118 — REGULATION OF LEAD-BASED PAINT REMEDIATION *(L. Mansell)*
Read for the first time andreferred to the President of the Senate 143
Assigned to standing committee 183
Placed on calendar 227
Read the second time 320
Read the third time 343
Transmitted to the House 344
Signed by the President and transmitted to the Governor 607

S.B. 119 -- MEDICAL PRACTICE AMENDMENTS *(R. Montgomery)*
Read for the first time andreferred to the President of the Senate....143
Assigned to standing committee....172
Placed on calendar....275
Amendments....361
Read the second time....332
Read the third time....361
Transmitted to the House....362
Signed by the President and transmitted to the Governor....569

S.B. 120 — ENERGY ASSISTANCE PROGRAM OVERSIGHT *(H. Nielson)*
Read for the first time and referred to the President of the Senate....171
Assigned to standing committee....223
Placed on calendar....317
Read the second time....405
Read the third time....421
Transmitted to the House....421
Signed by the President and transmitted to the Governor....569

S.B. 121 — LEGISLATIVE COMMITTEES *(C. Peterson)*
Read for the first time and referred to the President of the Senate....171
Assigned to standing committee....183
Placed on calendar....277
Read the second time....277
Read the third time....342
Transmitted to the House....342
Signed by the President and transmitted to the Governor....473

S.B. 122 — NEW JUDICIAL POSITIONS *(L. Beattie)*
Read for the first time and referred to the President of the Senate....171
Assigned to standing committee....203
Placed on calendar....228
Read the second time....321
Read the third time....346
Transmitted to the House....346
Signed by the President and transmitted to the Governor....863

S.B. 123 — APPROPRIATION FOR ASSISTIVE TECHNOLOGY DEVICES AND SERVICES *(N. Tanner)*
Read for the first time and referred to the President of the Senate....171
Assigned to standing committee....237
Placed on calendar....317
Amendments....316
Read the second time....406
Read the third time....421
Transmitted to the House....422, 874
Concurrence....873
Signed by the President and transmitted to the Governor....909

S.B. 124 — SUNSET REAUTHORIZATIONS OF LICENSED PROFESSIONS *(N. Tanner)*
Read for the first time and referred to the President of the Senate....172
Assigned to standing committee....203
Placed on calendar....241
Read the second time....241
Read the third time....309
Transmitted to the House....310
Signed by the President and transmitted to the Governor....509

S.B. 125 -- REVISOR'S STATUTE *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 180
Read the second time 215
Read the third time 215
Transmitted to the House 215
Signed by the President and transmitted to the Governor 255

S.B. 126 -- PROVISION FOR JUVENILE JUDGE *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 180
Assigned to standing committee 223
Returned to the Secretary of the Senate 442
Enacting Clause Stricken 1070

S.B. 127 -- PROXIMITY REQUIREMENTS FOR RESTAURANT LIQUOR LICENSEES *(D. Buhler)*
Read for the first time and referred to the President of the Senate 181
Assigned to standing committee 223
Returned to the Secretary of the Senate 797
Enacting Clause Stricken 1070

S.B. 128 -- MUNICIPAL ENERGY SALES AND USE TAX EXEMPTION *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 181
Assigned to standing committee 287
Placed on calendar 317
Amendments 317
Read the second time 406
Read the third time 422
Transmitted to the House 422
Signed by the President and transmitted to the Governor 607

S.B. 129 -- MOTOR VEHICLE ACCIDENT INSURANCE COVERAGE *(L. Jones)*
Read for the first time and referred to the President of the Senate 181
Assigned to standing committee 253
Placed on calendar 293
Amendments 402, 416
Read the second time 402
Read the third time 416
Transmitted to the House 417
Signed by the President and transmitted to the Governor 569

S.B. 130 -- COUNTY REGULATION OF WILDLIFE REHABILITATION *(R. Evans)*
Read for the first time and referred to the President of the Senate 187
Assigned to standing committee 288
Placed on calendar 318
Amendments 407
Read the second time 407
Read the third time 423
Transmitted to the House 423
Signed by the President and transmitted to the Governor 569

S.B. 131 -- AGE OF VICTIM FOR UNLAWFUL SEXUAL INTERCOURSE *(L. McAllister)*
Read for the first time and referred to the President of the Senate 187
Assigned to standing committee 287
Substituted 379
Placed on calendar 380
Read the second time 484
Read the third time 501
Transmitted to the House 502, 891
Concurrence 891
Signed by the President and transmitted to the Governor 933

S.B. 132 — NOTICE ON CREATION OR MODIFICATION OF POLITICAL SUBDIVISIONS *(R. Evans)*
Read for the first time and referred to the President of the Senate 187
Assigned to standing committee 223
Placed on calendar 277
Amendments 277, 390
Read the second time 375, 390
Circled 375
Uncircled 390
Read the third time 401
Transmitted to the House 402
Signed by the President and transmitted to the Governor 778

S.B. 133 — OPTIONAL FORMS OF COUNTY GOVERNMENT *(R. Evans)*
Read for the first time and referred to the President of the Senate 188
Assigned to standing committee 253
Placed on calendar 318
Read the second time 408
Read the third time 423
Transmitted to the House 424, 1062
Concurrence 1062
Signed by the President and transmitted to the Governor 1066

S.B. 134 — SOIL CONSERVATION SPECIAL LICENSE PLATE *(A. Myrin)*
Read for the first time and referred to the President of the Senate 188
Assigned to standing committee 309
Placed on calendar 338
Amendments 444
Read the second time 428
Read the third time 443
Transmitted to the House 444
Signed by the President and transmitted to the Governor 909

S.B. 135 — EXPANSION OF CHILDREN'S JUSTICE CENTER PROGRAM *(C. Peterson)*
Read for the first time and referred to the President of the Senate 212
Assigned to standing committee 309
Placed on calendar 399
Read the second time 485
Read the third time 502
Transmitted to the House 503
Signed by the President and transmitted to the Governor 863

S.B. 136 — MUNICIPAL AND COUNTY LAND USE DEVELOPMENT AND MANAGEMENT *(L. McAllister)*
Read for the first time and referred to the President of the Senate 212
Assigned to standing committee 287
Placed on calendar 339
Amendments 481, 553
Read the second time 480, 504
Read the third time 515
Circled 481, 515
Uncircled 504, 552
Transmitted to the House 554
Enacting Clause Stricken 1072

S.B. 137 — DISASTER SERVICE VOLUNTEER LEAVE ACT *(L. Poulton)*
Read for the first time and referred to the President of the Senate 212
Assigned to standing committee 287
Placed on calendar 337
Read the second time 434
Read the third time 445
Transmitted to the House 447
Signed by the President and transmitted to the Governor 607

S.B. 138 — RETIREMENT - USE OF SICK LEAVE *(D. Buhler)*
Read for the first time and referred to the President of the Senate 212
Assigned to standing committee 288
Placed on calendar 318
Read the second time 411
Read the third time 424
Transmitted to the House 424
Signed by the President and transmitted to the Governor 957

S.B. 139 — PUBLIC SAFETY RETIREMENT COST OF LIVING ADJUSTMENT *(L. Mansell)*
Read for the first time and referred to the President of the Senate 213
Assigned to standing committee 288
Placed on calendar 318
Read the second time 433
Failed 433
Enacting Clause Stricken 1070

S.B. 140 — EXTENDING RENEWAL OF CONCEALED FIREARM PERMITS *(M. Waddoups)*
Read for the first time and referred to the President of the Senate 243
Assigned to standing committee 309
Placed on calendar 338
Amendments 435
Read the second time 435
Read the third time 446
Circled 446
Uncircled 605
Transmitted to the House 606
Signed by the President and transmitted to the Governor 933

S.B. 141 — HANDGUN PURCHASE REQUIREMENTS *(M. Waddoups)*
Read for the first time and referred to the President of the Senate 243
Assigned to standing committee 309
Amendments 438
Placed on calendar 440
Read the second time 539
Substituted 539
Circled 539
Uncircled 542
Read the third time 558
Transmitted to the House 559, 910
Concurrence 909
Signed by the President and transmitted to the Governor 933

S.B. 142 — REGULATION OF CELL PHONE USE BY MOTOR VEHICLE OPERATORS *(R. Steiner)*
Read for the first time and referred to the President of the Senate 244
Assigned to standing committee 394
Returned to the Secretary of the Senate 797
Enacting Clause Stricken 1070

S.B. 143 — RECREATIONAL VEHICLE STANDARDS *(G. Mantes)*
Read for the first time and referred to the President of the Senate 244
Assigned to standing committee 410
Placed on calendar 527
Amendments 526
Read the second time 655
Read the third time 678
Circled 655
Uncircled 657
Transmitted to the House 679, 1004
Concurrence 1004
Signed by the President and transmitted to the Governor 1066

S.B. 144 — TAX REGARDING RADIOACTIVE WASTE *(L. Blackham)*
Read for the first time and referred to the President of the Senate 244
Assigned to standing committee 309
Amendments 458
Read the second time 541
Circled 541, 584
Uncircled 543
Placed on calendar 584
Uncircled 724, 968
Amendments 724
Read for the first time 724, 968
Substituted 724, 968
Read the second time 725, 968
Read the third time 743, 968
Transmitted to the House 743, 969, 1005
Refuse to Concur 891
Joint Conference Committee Appointed 920
Failed 957
Reconsideration 966
Circled 966
Concurrence 1004
Signed by the President and transmitted to the Governor 1067

S.B. 145 — CHILD SUPPORT AMENDMENTS *(N. Tanner)*
Read for the first time and referred to the President of the Senate 244
Assigned to standing committee 393
Placed on calendar 461
Read the second time 542
Read the third time 558
Transmitted to the House 558
Signed by the President and transmitted to the Governor 909

S.B. 146 — NURSING REGULATION - INTERSTATE COMPACT *(C. Peterson)*
Read for the first time and referred to the President of the Senate 245
Assigned to standing committee 353
Placed on calendar 415
Amendments 535
Read the second time 535
Read the third time 552
Transmitted to the House 552
Signed by the President and transmitted to the Governor 909

S.B. 147 — MINING - SURETY AND RECLAMATION REQUIREMENTS *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 259
Assigned to standing committee 287
Placed on calendar 340
Amendments 340
Read the second time 481
Read the third time 499
Transmitted to the House 500
Signed by the President and transmitted to the Governor 909

S.B. 148 — EVALUATION OF PROVISIONAL EDUCATORS *(J. Hull)*
Read for the first time and referred to the President of the Senate 259
Enacting Clause Stricken 314, 1070

S.B. 149 — LANDSCAPE ARCHITECT LICENSING ACT *(C. Peterson)*
Read for the first time and referred to the President of the Senate 259
Assigned to standing committee 353
Placed on calendar 415
Read the second time 415
Read the third time 492
Transmitted to the House 493
Signed by the President and transmitted to the Governor 921

S.B. 150 — COST-OF-LIVING ADJUSTMENT AMENDMENTS *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 260
Assigned to standing committee 288
Returned to the Secretary of the Senate 797
Enacting Clause Stricken 1070

S.B. 151 — PROPERTY TAX EXEMPTION FOR VETERANS *(C. Peterson)*
Read for the first time and referred to the President of the Senate 260
Assigned to standing committee 353
Placed on calendar 441
Substituted 441
Read the second time 540
Read the third time 557
Transmitted to the House 557
Signed by the President and transmitted to the Governor 933

S.B. 152 — WATER CONSERVANCY DISTRICTS BONDING AUTHORITY *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 260
Assigned to standing committee 393
Placed on calendar 515
Read the second time 654
Circled 654
Uncircled 781
Enacting Clause Stricken 781, 1070

S.B. 153 — ASSISTED LIVING FACILITIES *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 280
Assigned to standing committee 426, 453
Amendments 547
Substituted 547
Placed on calendar 548
Read the second time 656
Read the third time 677
Transmitted to the House 678
Signed by the President and transmitted to the Governor 933

S.B. 154 — REPORTING ELECTED OFFICIAL FUNDS *(E. Mayne)*
Read for the first time and referred to the President of the Senate 281
Assigned to standing committee 426
Placed on calendar 611
Amendments 715
Read the second time 697
Circled 697
Uncircled 715
Read the third time 740
Transmitted to the House 740
Signed by the President and transmitted to the Governor 1067

S.B. 155 — INCOME TAX - EDUCATION TAX CREDIT *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 296
Assigned to standing committee 457
Placed on calendar 669
Amendments 834
Read the second time 746
Read the third time 812
Circled 746, 812, 831
Uncircled 800, 831, 834
Transmitted to the House 834
Enacting Clause Stricken 1072

S.B. 156 — SALES TAX FOR ARTS AND RECREATION *(D. Buhler)*
Read for the first time and referred to the President of the Senate 296
Assigned to standing committee 458
Placed on calendar 551
Amendments 550
Read the second time 551
Read the third time 669
Transmitted to the House 670, 949
Concurrence 948
Signed by the President and transmitted to the Governor 970

S.B. 157 — LIMITATION ON LIABILITY OF NONPROFIT CORPORATION VOLUNTEERS *(S. Howell)*
Read for the first time and referred to the President of the Senate 296
Assigned to standing committee 506
Placed on calendar 550
Substituted 692
Read the second time 658
Read the third time 679
Circled 679, 693
Uncircled 692, 695
Transmitted to the House 695
Enacting Clause Stricken 1072

S.B. 158 — DONATION OF BUILDINGS TO UNIVERSITIES *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 297
Assigned to standing committee 457
Placed on calendar 590
Amendments 693
Substituted 589
Read the second time 693
Read the third time 705
Transmitted to the House 705, 972
Concurrence 971
Signed by the President and transmitted to the Governor 994

S.B. 159 — GOVERNMENT RELATIONSHIP TO OLYMPICS *(A. Myrin)*
Read for the first time and referred to the President of the Senate 297
Assigned to standing committee 523
Placed on calendar 691
Amendments 749, 774, 1048
Substituted 690
Read the second time 749
Read the third time 774
Other 775
Transmitted to the House 775, 1049
Concurrence 1049
Signed by the President and transmitted to the Governor 1067

S.B. 160 — AFTER-SCHOOL ACCESS TO COMPUTERS TASK FORCE *(M. Peterson)*
Read for the first time and referred to the President of the Senate 297
Assigned to standing committee 393
Placed on calendar 416
Read the second time 536
Amendments 554
Read the third time 554
Transmitted to the House 555
Enacting Clause Stricken 1072

S.B. 161 — MOTOR VEHICLE REPAIR - INSURANCE DEDUCTIBLE *(S. Howell)*
Read for the first time and referred to the President of the Senate 297
Assigned to standing committee 523
Placed on calendar 687
Amendments 783
Read the second time 748
Read the third time 776
Circled 748, 776
Uncircled 755, 783
Transmitted to the House 784
Signed by the President and transmitted to the Governor 982

S.B. 162 — ELECTION RESPONSIBILITIES *(L. Poulton)*
Read for the first time and referred to the President of the Senate 297
Assigned to standing committee 426
Placed on calendar 611
Substituted 608
Read the second time 697
Read the third time 708
Transmitted to the House 708
Signed by the President and transmitted to the Governor 921

S.B. 163 -- RECRUITMENT AND TRAINING OF FOSTER FAMILIES *(N. Tanner)*
Read for the first time and referred to the President of the Senate 297
Assigned to standing committee 506
Placed on calendar 550
Amendments 549
Read the second time 658
Read the third time 680
Transmitted to the House 680
Signed by the President and transmitted to the Governor 933

S.B. 164 -- DISTRIBUTION LIMITATIONS ON A TRUST BENEFICIARY *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 297
Enacting Clause Stricken 1070

S.B. 165 -- PROPERTY TAXES - ABATEMENT FOR INDIGENT PERSONS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 298
Assigned to standing committee 458
Placed on calendar 514
Read the second time 654
Read the third time 676
Transmitted to the House 676
Signed by the President and transmitted to the Governor 957

S.B. 166 -- FOOD HANDLER LICENSING *(L. Blackham)*
Read for the first time and referred to the President of the Senate 298
Assigned to standing committee 523
Placed on calendar 649
Read the second time 698
Read the third time 709
Circled 709
Uncircled 737
Substituted 737
Transmitted to the House 737, 1006
Concurrence 1005
Signed by the President and transmitted to the Governor 1067

S.B. 167 -- INCOME TAX - AUTOMOBILE INSURANCE DEDUCTION *(A. Myrin)*
Read for the first time and referred to the President of the Senate 298
Enacting Clause Stricken 1070

S.B. 168 -- CHILD ABUSE DATABASE AMENDMENTS *(C. Peterson)*
Read for the first time and referred to the President of the Senate 298
Assigned to standing committee 570
Placed on calendar 652
Amendments 650, 721, 1046
Read the second time 721
Read the third time 741
Transmitted to the House 741, 1048
Concurrence 1047
Signed by the President and transmitted to the Governor 1067

S.B. 169 -- COAL MINING AMENDMENTS *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 298
Assigned to standing committee 457
Placed on calendar 529
Read the second time 529
Read the third time 630
Transmitted to the House 631
Signed by the President and transmitted to the Governor 933

S.B. 170 -- WORKERS' COMPENSATION FUND OF UTAH AMENDMENTS *(L. Poulton)*
Read for the first time and referred to the President of the Senate 298
Enacting Clause Stricken 1070

S.B. 171 -- UNDERGROUND UTILITIES FACILITIES AMENDMENTS *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 298
Assigned to standing committee 544
Placed on calendar 653
Amendments 745
Read the second time 745
Read the third time 772
Transmitted to the House 772
Signed by the President and transmitted to the Governor 970

S.B. 172 — APPRENTICESHIP TRAINING FUNDING *(M. Waddoups)*
Read for the first time and referred to the President of the Senate 299
Assigned to standing committee 409
Amendments 510
Placed on calendar 511
Read the second time 624
Read the third time 635
Transmitted to the House 635, 874
Concurrence 874
Signed by the President and transmitted to the Governor 909

S.B. 173 — APPRAISER REGISTRATION AND CERTIFICATION *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 299
Assigned to standing committee 410
Placed on calendar 514
Read the second time 654
Circled 654
Uncircled 658
Read the third time 679
Transmitted to the House 679
Signed by the President and transmitted to the Governor 957

S.B. 174 — QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS *(E. Mayne)*
Read for the first time and referred to the President of the Senate 299
Assigned to standing committee 602
Placed on calendar 687
Substituted 686
Read the second time 749
Read the third time 773
Transmitted to the House 774
Failed 1064
Enacting Clause Stricken 1070

S.B. 175 — STATE SETTLEMENT AGREEMENT *(L. Beattie)*
Read for the first time and referred to the President of the Senate 299
Assigned to standing committee 410
Placed on calendar 551
Amendments 1027
Read the second time 660
Read the third time 681
Transmitted to the House 681, 1028
Concurrence 1028
Signed by the President and transmitted to the Governor 1067

S.B. 176 — HIGHWAY TRANSFERS AND HIGHWAY JURISDICTION AND FUNDING STUDY *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 299
Assigned to standing committee 728
Placed on calendar 753
Amendments 753
Read the second time 759
Substituted 780
Read the third time 780
Transmitted to the House 781, 919
Concurrence 919
Signed by the President and transmitted to the Governor 957

S.B. 177 -- LONG TERM LEASE - NORTH CAMPUS OF UVSC *(L. McAllister)*
Read for the first time and referred to the President of the Senate 299
Assigned to standing committee 393
Placed on calendar 416
Read the second time 537
Read the third time 556
Substituted 599, 1046
Circled 556, 599
Uncircled 598, 603
Amendments 603
Transmitted to the House 604, 1046
Refuse to Concur 1010
Conference Committee 1027
Joint Conference Committee Report 1046
Signed by the President and transmitted to the Governor 1067

S.B. 178 -- VOLUNTEERS IN HIGHER EDUCATION RESOLUTION *(D. Steele)*
Read for the first time and referred to the President of the Senate 299
Enacting Clause Stricken 1070

S.B. 179 -- PROPERTY TAX STRUCTURE AND ADMINISTRATION *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 300
Enacting Clause Stricken 1070

S.B. 180 -- UNFAIR PUBLIC COMPETITION ACT *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 300
Assigned to standing committee 645
Placed on calendar 687
Substituted 739
Circled 739
Uncircled 760
Transmitted to the House 761
Failed 892
Enacting Clause Stricken 1070

S.B. 181 -- LIMITING LIABILITY IN HOCKEY FACILITIES *(L. Mansell)*
Read for the first time and referred to the President of the Senate 300
Assigned to standing committee 570
Placed on calendar 649
Amendments 709
Read the second time 709
Read the third time 736
Circled 736
Uncircled 738
Transmitted to the House 739
Signed by the President and transmitted to the Governor 970

S.B. 182 -- RESTRICTION ON STATE AND LOCAL GOVERNMENTS COLLECTING MONIES FOR GROUPS *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 300
Assigned to standing committee 458, 606
Placed on calendar 687
Amendments 687, 1013
Read the second time 749
Circled 749
Read the third time 1013
Transmitted to the House 1014
Enacting Clause Stricken 1073

S.B. 183 -- DANGEROUS WEAPONS RESTRICTIONS *(R. Steiner)*
Read for the first time and referred to the President of the Senate 300
Enacting Clause Stricken 1071

S.B. 184 -- STATE RESPONSIBILITIES FOR AQUACULTURE *(S. Howell)*
Read for the first time and referred to the President of the Senate 300
Enacting Clause Stricken 1071

S.B. 185 -- SALES AND USE TAX EXEMPTION AMENDMENTS AND STUDY *(C. Peterson)*
Read for the first time and referred to the President of the Senate 300
Read for the first time 1022
Placed on calendar 1010
Amendments 1023
Read the second time 1022
Read the third time 1022
Circled 1010
Uncircled 1022
Transmitted to the House 1023
Signed by the President and transmitted to the Governor 1067

S.B. 186 -- USE OF COMPUTER LABS IN THE PUBLIC SCHOOLS *(M. Peterson)*
Read for the first time and referred to the President of the Senate 301
Enacting Clause Stricken 1071

S.B. 187 -- UTAH COUNCIL ON VICTIMS *(C. Peterson)*
Read for the first time and referred to the President of the Senate 301
Assigned to standing committee 570
Placed on calendar 652
Amendments 651, 758
Read the second time 722
Read the third time 742
Circled 742
Uncircled 758
Transmitted to the House 758
Enacting Clause Stricken 1073

S.B. 188 -- STATE OLYMPIC COORDINATION AMENDMENTS *(A. Myrin)*
Read for the first time and referred to the President of the Senate 301
Assigned to standing committee 544
Amendments 646
Placed on calendar 649
Read the second time 715
Read the third time 739
Transmitted to the House 740
Signed by the President and transmitted to the Governor 957

S.B. 189 -- PLANNING COORDINATION *(L. McAllister)*
Read for the first time and referred to the President of the Senate 301
Assigned to standing committee 506
Amendments 608
Placed on calendar 611, 613
Read for the first time and referred to the President of the Senate 613
Read the second time 697
Read the third time 736
Circled 697, 736
Uncircled 710, 741
Failed 741
Enacting Clause Stricken 1071

S.B. 190 -- CREDIT CARD AMENDMENTS *(D. Buhler)*
Read for the first time and referred to the President of the Senate 301
Assigned to standing committee 505
Placed on calendar 572
Read the second time 663
Read the third time 681
Transmitted to the House 682
Signed by the President and transmitted to the Governor. 933

S.B. 191 -- TOWNSITE STATUTE MODIFICATION *(R. Muhlestein)*
Read for the first time and referred to the President of the Senate 301
Assigned to standing committee 506
Placed on calendar 611
Transmitted to the House 697, 708
Read the third time 708
Signed by the President and transmitted to the Governor. 957

S.B. 192 -- CLANDESTINE DRUG LAB AMENDMENTS *(P. Suazo)*
Read for the first time and referred to the President of the Senate 301
Assigned to standing committee 645
Placed on calendar 712
Read the second time 756
Read the third time 777
Transmitted to the House 777
Signed by the President and transmitted to the Governor. 957

S.B. 193 -- LICENSING TALENT AGENCIES *(E. Mayne)*
Read for the first time and referred to the President of the Senate 302
Assigned to standing committee 701
Placed on calendar 762
Read the second time 786
Circled 786
Uncircled 882
Enacting Clause Stricken 882, 1071

S.B. 194 -- STATE BOARD OF REGENTS OVERSIGHT OF STUDENT INSTRUCTION *(E. Mayne)*
Read for the first time and referred to the President of the Senate 302
Enacting Clause Stricken 1071

S.B. 195 -- PAYMENT OF OUT OF NETWORK HEALTH CARE PROVIDERS *(E. Mayne)*
Read for the first time and referred to the President of the Senate 302
Enacting Clause Stricken 1071

S.B. 196 -- HIGH LEVEL NUCLEAR WASTE DISPOSAL *(C. Peterson)*
Read for the first time and referred to the President of the Senate 302
Assigned to standing committee 551
Placed on calendar 652
Amendments 652
Read the second time 724
Read the third time 742
Transmitted to the House 743
Signed by the President and transmitted to the Governor. 957

S.B. 197 -- TASK FORCE ON LOCAL AIRPORT FUNDING *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 302
Assigned to standing committee 523
Placed on calendar 691
Read the second time 750
Read the third time 775
Transmitted to the House 775
Signed by the President and transmitted to the Governor 889

S.B. 198 -- MOLD RETENTION LAW, MOLD LIEN LAW, AND CREDITOR'S RIGHTS *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 302
Assigned to standing committee 410
Placed on Calendar 572
Read the second time 664
Read the third time 682
Transmitted to the House 682, 920
Concurrence 919
Signed by the President and transmitted to the Governor 957

S.B. 199 -- ARTS, TECHNOLOGY, AND EDUCATION APPROPRIATION *(C. Peterson)*
Read for the first time and referred to the President of the Senate 302
Assigned to standing committee 426
Placed on calendar 512
Amendments 512
Read the second time 637
Read the third time 673
Transmitted to the House 674, 875
Concurrence 875
Signed by the President and transmitted to the Governor 909

S.B. 200 -- BOATING LAW CHANGES *(N. Tanner)*
Read for the first time and referred to the President of the Senate 303
Assigned to standing committee 506
Placed on calendar 527
Amendments 526
Read the second time 655
Read the third time 676
Transmitted to the House 677
Signed by the President and transmitted to the Governor 933

S.B. 201 -- RETIREMENT ELIGIBILITY FORMULA *(M. Waddoups)*
Read for the first time and referred to the President of the Senate 303
Assigned to standing committee 506
Placed on calendar 691
Substituted 690
Read the second time 754
Read the third time 775
Transmitted to the House 776
Signed by the President and transmitted to the Governor 994

S.B. 202 -- DENTAL LICENSE REGIONAL BOARD EXAM *(C. Peterson)*
Read for the first time and referred to the President of the Senate 303
Assigned to standing committee 410
Placed on calendar 511
Amendments 511, 625
Read the second time 625
Read the third time 636
Transmitted to the House 636
Signed by the President and transmitted to the Governor 933

S.B. 203 — FUNDING EDUCATION THROUGH COMMERCIAL ADVERTISEMENT *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 303
Assigned to standing committee 603
Placed on calendar 689
Read the second time 689
Read the third time 768
Transmitted to the House 768
Signed by the President and transmitted to the Governor. 957

S.B. 204 — APPROPRIATION FOR FESTIVAL OF THE AMERICAN WEST *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 303
Assigned to standing committee 457
Placed on calendar 590
Read the second time 694
Read the third time 705
Transmitted to the House 694, 706, 876
Concurrence 875
Signed by the President and transmitted to the Governor. 909

S.B. 205 — DEFINING RESIDENTIAL AREA FOR BUILDING PERMIT EXEMPTIONS *(A. Myrin)*
Read for the first time and referred to the President of the Senate 303
Assigned to standing committee 426, 442
Placed on calendar 574
Amendments 573, 665
Read the second time 665
Read the third time 682
Transmitted to the House 683
Signed by the President and transmitted to the Governor. 933

S.B. 206 — PROCEDURAL RIGHTS FOR LAW ENFORCEMENT OFFICERS *(E. Mayne)*
Read for the first time and referred to the President of the Senate 303
Enacting Clause Stricken 1071

S.B. 207 — PROFESSIONAL BOXING ACT AMENDMENTS *(P. Suazo)*
Read for the first time and referred to the President of the Senate 304
Assigned to standing committee 505
Placed on calendar 572
Circled 665
Read the second time 665
Uncircled 692
Read the third time 704
Transmitted to the House 705
Signed by the President and transmitted to the Governor. 921

S.B. 208 — APPROPRIATION FOR ENGINEERING AND PREENGINEERING PROGRAM *(C. Peterson)*
Read for the first time and referred to the President of the Senate 304
Assigned to standing committee 393
Placed on calendar 416
Read the second time 538
Read the third time 556
Transmitted to the House 557, 876
Concurrence 876
Signed by the President and transmitted to the Governor. 909

S.B. 209 -- TAX EXPENDITURES FOR ZOOLOGICAL FACILITIES *(L. Poulton)*
Read for the first time and referred to the President of the Senate 304
Assigned to standing committee 458
Placed on calendar 551
Read the second time 551
Read the third time 670
Transmitted to the House 670
Signed by the President and transmitted to the Governor 957

S.B. 210 — INCOME TAX CREDIT FOR STAY-AT-HOME PARENTS OR GUARDIAN *(R. Muhlestein)*
Read for the first time and referred to the President of the Senate 304
Assigned to standing committee 570
Placed on calendar 669
Read the second time 746
Amendments 773
Substituted 773, 798
Read the third time 773
Circled 773
Uncircled 798
Transmitted to the House 799
Enacting Clause Stricken 1073

S.B. 211 — SALES TAX - PREPAID CALLING CARDS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 304
Assigned to standing committee 545
Placed on calendar 613
Read the second time 695
Read the third time 706
Transmitted to the House 707
Signed by the President and transmitted to the Governor 921

S.B. 212 — TAX INCREMENT FINANCING OF REDEVELOPMENT AGENCIES *(L. Mansell)*
Read for the first time and referred to the President of the Senate 304
Assigned to standing committee 645
Placed on calendar 713
Read the second time 757
Read the third time 778
Transmitted to the House 779
Signed by the President and transmitted to the Governor 970

S.B. 213 -- APPROPRIATION FOR TRAINING AND EDUCATION OF LOCAL GOVERNMENTS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 304
Assigned to standing committee 570
Placed on calendar 688, 725
Read the second time 725
Read the third time 743
Transmitted to the House 744
Signed by the President and transmitted to the Governor 870

S.B. 214 -- APPROPRIATION FOR UTAH STATE FAIRPARK *(P. Suazo)*
Read for the first time and referred to the President of the Senate 305
Assigned to standing committee 393
Placed on calendar 463
Read the second time 542
Read the third time 559
Transmitted to the House 559, 877
Concurrence 877
Signed by the President and transmitted to the Governor 909

S.B. 215 — LICENSE PLATES FOR CHILDREN'S ISSUES *(P. Suazo)*
Read for the first time and referred to the President of the Senate 305
Assigned to standing committee 314
Placed on calendar 338, 524
Amendments 531
Read the second time 428
Read the third time 444
Failed 445
Before the Senate 530
Transmitted to the House 532
Signed by the President and transmitted to the Governor 909

S.B. 216 — APPROPRIATION TO OFFICE OF ATTORNEY GENERAL *(G. Mantes)*
Read for the first time and referred to the President of the Senate 305
Enacting Clause Stricken 1071

S.B. 217 — TAX CREDIT FOR CLEAN FUEL VEHICLES *(L. McAllister)*
Read for the first time and referred to the President of the Senate 305
Assigned to standing committee 645, 759
Amendments 795
Returned to the Secretary of the Senate 795
Enacting Clause Stricken 1071

S.B. 218 — CURRICULUM REQUIREMENTS IN SECONDARY SCHOOLS *(C. Taylor)*
Read for the first time and referred to the President of the Senate 305
Assigned to standing committee 645
Enacting Clause Stricken 727, 1071

S.B. 219 — HOUSEHOLD HAZARDOUS WASTE AMENDMENTS *(J. Holmgren)*
Read for the first time and referred to the President of the Senate 305
Assigned to standing committee 506
Placed on calendar 652
Read the second time 744
Read the third time 772
Transmitted to the House 744, 772
Signed by the President and transmitted to the Governor 970

S.B. 220 — RESEARCH TAX CREDIT FOR MACHINERY AND EQUIPMENT *(C. Peterson)*
Read for the first time and referred to the President of the Senate 305
Assigned to standing committee 544
Amendments 611
Placed on calendar 613
Read the second time 696
Read the third time 707
Transmitted to the House 707, 1063
Concurrence 1062
Signed by the President and transmitted to the Governor 1067

S.B. 221 — EMERGENCY SERVICES TELEPHONE CHARGE *(D. Steele)*
Read for the first time and referred to the President of the Senate 306
Assigned to standing committee 570
Placed on calendar 650
Amendments 649, 717
Read the second time 717
Read the third time 740
Transmitted to the House 741
Signed by the President and transmitted to the Governor 1067

S.B. 222 — BOARD OF PARDONS AND PAROLE HEARING REQUIREMENTS *(S. Howell)*
Read for the first time and referred to the President of the Senate 306
Assigned to standing committee 603
Returned to the Secretary of the Senate 795
Placed on calendar 808
Amendments 839, 881
Read the second time 839
Read the third time 881
Circled 882
Uncircled 915
Transmitted to the House 916, 1006
Concurrence 1006
Signed by the President and transmitted to the Governor 1067

S.B. 223 — PUBLIC EDUCATION AMENDMENTS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 306
Enacting Clause Stricken 1071

S.B. 224 — APPROPRIATION FOR TUACAHN FOUNDATION *(L. Jones)*
Read for the first time and referred to the President of the Senate 306
Assigned to standing committee 505
Placed on calendar 688, 725
Amendments 726
Read the second time 726
Read the third time 744
Transmitted to the House 744
Failed 877
Enacting Clause Stricken 1071

S.B. 225 — TAX CREDIT FOR PURCHASE OF ASSISTIVE TECHNOLOGY *(C. Taylor)*
Read for the first time and referred to the President of the Senate 507
Assigned to standing committee 570
Enacting Clause Stricken 1071

S.B. 226 — IMPACT FEE AMENDMENTS *(L. Poulton)*
Read for the first time and referred to the President of the Senate 846
Placed on calendar 922
Read the second time 944
Read the third time 944
Circled 944
Uncircled 1024
Referred to Secretary of the Senate for interim study 1024
Enacting Clause Stricken 1024, 1071

S.C.R. 1 — FUNDING FOR OLENE WALKER HOUSING TRUST FUND RESOLUTION *(P. Suazo)*
Read for the first time and referred to the President of the Senate 143
Assigned to standing committee 172
Placed on calendar 195
Read the second time 250
Read the third time 268
Transmitted to the House 269
Signed by the President and transmitted to the Governor 455
Action taken by the Governor 934

S.C.R. 2 — RESOLUTION URGING CREATION OF THE SAN RAFAEL SWELL NATIONAL HERITAGE/ CONSERVATION AREA *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 144
Assigned to standing committee 146
Placed on calendar 194
Amendments 194, 260
Other 229
Read the second time 260
Read the third time 281
Transmitted to the House 282
Signed by the President and transmitted to the Governor 473

S.C.R. 3 — RESOLUTION DECLARING 1998 THE YEAR OF THE FARMER *(A. Myrin)*
Read the first time 188
Read the second time 188
Read the third time 188
Transmitted to the House 189
Signed by the President and transmitted to the Governor 192
Action taken by the Governor 225

S.C.R. 4 — RESOLUTION REQUESTING CONGRESS TO ALLOW INDIVIDUALS TO OPT OUT OF SOCIAL SECURITY *(C. Taylor)*
Read for the first time and referred to the President of the Senate 306
Assigned to standing committee 393
Placed on calendar 669
Read the second time 748, 758
Read the third time 779
Circled 748, 779
Uncircled 780
Transmitted to the House 780
Enacting Clause Stricken 1073

S.C.R. 5 — CONCURRENT RESOLUTION APPROVING HAZARDOUS WASTE FACILITY MODIFICATIONS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 306
Enacting Clause Stricken 1071

S.C.R. 6 — VOLUNTEERS IN HIGHER EDUCATION RESOLUTION *(D. Steele)*
Read for the first time and referred to the President of the Senate 306
Assigned to standing committee 457
Placed on calendar 590
Read the second time 590
Read the third time 703
Transmitted to the House 704
Signed by the President and transmitted to the Governor 933

S.J.R. 1 — RESOLUTION AMENDING PROPERTY TAX PROVISIONS *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 144
Assigned to standing committee 204
Placed on calendar 276
Substituted 276
Read the second time 334
Failed 334
Enacting Clause Stricken 1071

S.J.R. 2 — RESIDENTIAL PROPERTY TAX AMENDMENTS RESOLUTION *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 307
Assigned to standing committee 506
Enacting Clause Stricken 1071

S.J.R. 3 — RESOLUTION AMENDING JUDICIAL NOMINATION PROCESS *(C. Taylor)*
Read for the first time and referred to the President of the Senate 281
Assigned to standing committee 353
Placed on calendar 380
Substituted 664, 992
Read the second time 485
Read the third time 682
Circled 485, 682
Uncircled 663, 992
Transmitted to the House 992
Failed 1064
Enacting Clause Stricken 1071

S.J.R. 4 — RESOLUTION SUPPORTING AFFORDABLE HOUSING FROM OLYMPIC HOUSING *(P. Suazo)*
Read for the first time and referred to the President of the Senate 144
Placed on calendar 147
Amendments 150
Read the second time 150
Read the third time 175
Transmitted to the House 176
Signed by the President and transmitted to the Governor 290

S.J.R. 5 — RESOLUTION ENCOURAGING DEVELOPMENT OF ELECTRONIC VOTING *(S. Howell)*
Read for the first time and referred to the President of the Senate 144
Assigned to standing committee 172
Placed on calendar 196
Read the second time 271
Failed 271
Enacting Clause Stricken 1071

S.J.R. 6 — RESOLUTION AMENDING SPECIAL SESSIONS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 145
Assigned to standing committee 172
Placed on calendar 196
Read the second time 271
Read the third time 282
Failed 283
Enacting Clause Stricken 1071

S.J.R. 7 — RESOLUTION AMENDING THE DATE OF GENERAL LEGISLATIVE SESSION *(S. Howell)*
Read for the first time and referred to the President of the Senate 145
Assigned to standing committee 173
Placed on calendar 196
Read the second time 272
Uncircled 786
Enacting Clause Stricken 786, 1072

S.J.R. 8 — JOINT RESOLUTION - COMPENSATION OF IN-SESSION EMPLOYEES *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 145
Placed on calendar 148
Read the second time 151
Read the third time 176
Transmitted to the House 176
Signed by the President and transmitted to the Governor 240

S.J.R. 9 — RESOLUTION CONCERNING KYOTO PROTOCOL ON GLOBAL CLIMATE CHANGE *(M. Dmitrich)*
Read for the first time and referred to the President of the Senate 197
Assigned to standing committee 223
Placed on calendar 258
Read the second time 327
Read the third time 352
Transmitted to the House 352
Signed by the President and transmitted to the Governor 569

S.J.R. 10 — RESOLUTION ESTABLISHING WILDLIFE NUMBERS *(L. Blackham)*
Read for the first time and referred to the President of the Senate 213
Assigned to standing committee 223
Placed on calendar 258
Substituted 330
Read the second time 330
Read the third time 352
Transmitted to the House 353
Signed by the President and transmitted to the Governor 767

S.J.R. 11 — JOINT RULES RESOLUTION - LEGISLATIVE EXPENSES *(C. Peterson)*
Read for the first time and referred to the President of the Senate 247
Read the second time 249
Read the third time 249
Transmitted to the House 250
Signed by the President and transmitted to the Governor 255

S.J.R. 12 — RESOLUTION LIMITING PROPERTY TAX FOR RETIREES *(R. Steiner)*
Read for the first time and referred to the President of the Senate 307
Assigned to standing committee 506
Placed on calendar 713
Read the second time 758
Read the third time 810
Circled 758, 810
Uncircled 785, 1057
Returned to the Secretary of the Senate 1058
Enacting Clause Stricken 1072

S.J.R. 13 — RESOLUTION ON REVIEW OF TAX COMMISSION CASES *(H. Stephenson)*
Read for the first time and referred to the President of the Senate 307
Assigned to standing committee 544
Substituted 612
Placed on calendar 613
Read the second time 696
Read the third time 707
Transmitted to the House 708
Signed by the President and transmitted to the Governor 970

S.J.R. 14 — RESOLUTION ADDRESSING OLYMPIC FINANCING *(A. Myrin)*
Read for the first time and referred to the President of the Senate 307
Placed on calendar 1001
Circled 1001
Uncircled 1009
Read the second time 1010
Read the third time 1010
Transmitted to the House 1010
Signed by the President and transmitted to the Governor 1067

S.J.R. 15 — RESOLUTION APPROVING MODIFICATION OF HAZARDOUS WASTE FACILITY *(L. Blackham)*
Read for the first time and referred to the President of the Senate 307
Enacting Clause Stricken 1072

S.J.R. 16 — MASTER STUDY RESOLUTION *(C. Peterson)*
Read for the first time and referred to the President of the Senate 307
Placed on calendar 1017
Circled 1017
Amendments 1024
Read the second time 1017, 1024
Read the third time 1024
Uncircled 1024
Transmitted to the House 1025
Signed by the President and transmitted to the Governor 1067

S.J.R. 17 — RESOLUTION AMENDING INTANGIBLE PROPERTY TAX PROVISIONS *(L. Hillyard)*
Read for the first time and referred to the President of the Senate 307
Assigned to standing committee 506
Amendments 668
Placed on calendar 669
Read the second time 748
Circled 748, 777
Substituted 756
Uncircled 756, 941
Read the third time 777
Returned to the Secretary of the Senate 941
Enacting Clause Stricken 1072

S.R. 1 — RESOLUTION URGING PARENTAL OVERSIGHT OF CHILDREN WATCHING MOVIES *(S. Howell)*
Read for the first time and referred to the President of the Senate 145
Assigned to standing committee 172
Placed on calendar 243, 391
Amendments 348, 391
Read the second time 324, 391
Read the third time 347, 391
Recalled 362
Signed by the President and transmitted to the Governor. 348, 392

S.R. 2 — RESOLUTION URGING REFORM OF FEDERAL CAMPAIGN FINANCE LAWS *(S. Howell)*
Read for the first time and referred to the President of the Senate 146
Assigned to standing committee 173
Placed on calendar 277
Read the second time 388
Circled 388
Uncircled 716
Failed 716
Enacting Clause Stricken 1072

S.R. 3 — SUPPORT FOR WENDOVER UTAH-NEVADA ENOLA GAY RESTORATION PROJECT *(G. Mantes)*
Read for the first time and referred to the President of the Senate 229
Assigned to standing committee 253
Placed on calendar 294
Read the second time 404
Read the third time 419
Signed by the President and transmitted to the Governor. 420

S.R. 4 — RESOLUTION ENCOURAGING PARENTS OVERSIGHT OF CHILDREN'S TELEVISION VIEWING *(S. Howell)*
Read for the first time and referred to the President of the Senate 308
Assigned to standing committee 727
Placed on calendar 789
Other 814, 901
Read the second time 816
Read the third time 955
Signed by the President and returned to the House. 955

S.R. 5 — RESOLUTION URGING STUDY OF REGIONAL COMMUTER SYSTEM *(R. Montgomery)*
Read for the first time and referred to the President of the Senate 308
Assigned to standing committee 426
Placed on calendar 490
Read the second time 614
Read the third time 634
Signed by the President and transmitted to the Governor. 634

PAGE
INDEX

HOUSE BILLS AND RESOLUTIONS

FIFTY-SECOND LEGISLATURE

GENERAL SESSION

January 19 through March 4, 1998

H.B. 1 — SUPPLEMENTAL APPROPRIATIONS ACT *(M. Stephens)*
Read for the first time . . . 918
Placed on calendar . . . 918
Amendments . . . 918
Read the second time . . . 918
Read the third time . . . 918
Transmitted to the House . . . 918
Signed by the President and returned to the House . . . 927

Sub. H.B. 2 — 1998 CAPITAL FACILITIES BONDING AND DEBT FINANCING AUTHORIZATIONS *(G. Adair)*
Read for the first time and referred to the President of the Senate . . . 864
Placed on calendar . . . 868
Read the second time . . . 869
Read the third time . . . 869
Signed by the President and returned to the House . . . 869

H.B. 3 — SUPPLEMENTAL APPROPRIATIONS ACT II *(M. Stephens)*
Read for the first time . . . 1016
Amendments . . . 1023
Read the second time . . . 1017, 1023
Circled . . . 1017
Read the third time . . . 1023
Transmitted to the House . . . 1024

H.B. 4 — STATEWIDE IMPLEMENTATION OF FOSTER CARE CITIZEN REVIEW BOARDS *(N. Stephens)*
Read for the first time and referred to the President of the Senate . . . 226
Assigned to standing committee . . . 308
Placed on calendar . . . 399, 814
Read the second time . . . 472
Tabled . . . 472
Returned to the Secretary of the Senate . . . 780
Amendments . . . 826
Read the third time . . . 826
Transmitted to the House . . . 827
Signed by the President and returned to the House . . . 884

H.B. 6 — PRIVATE INVESTIGATOR REGULATION *(S. Koehn)*
Read for the first time and referred to the President of the Senate . . . 226
Assigned to standing committee . . . 253
Placed on calendar . . . 338
Read the second time . . . 371
Read the third time . . . 386
Signed by the President and returned to the House . . . 386

H.B. 7 — COMPUTERS FOR PUBLIC SCHOOLS PILOT PROGRAM *(S. Allen)*
Read for the first time and referred to the President of the Senate . . . 237
Assigned to standing committee . . . 252
Placed on calendar . . . 294
Amendments . . . 293, 841
Read the second time . . . 369
Tabled . . . 369
Returned to the Secretary of the Senate . . . 780
Read the third time . . . 820
Circled . . . 820
Uncircled . . . 840
Transmitted to the House . . . 841
Signed by the President and returned to the House . . . 889

H.B. 8 — STATE TREASURER AMENDMENTS *(J. Murray)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 252
Read the second time 446
Read the third time 465
Signed by the President and returned to the House 466
Action taken by the Governor 888

H.B. 9 — APPROPRIATION FOR ADDITIONAL HIGHWAY PATROLMEN *(G. Adair)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 253
Placed on calendar 293, 555, 814
Amendments 292, 555, 822, 824
Tabled 368, 556
Read the second time 368
Read the third time 555
Returned to the Secretary of the Senate 780
Before the Senate 822
Transmitted to the House 823, 825
Reconsideration 824
Signed by the President and returned to the House 884

H.B. 10 — DRIVING UNDER THE INFLUENCE — CONDITIONAL LICENSING *(N. Stephens)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 309
Placed on calendar 338
Read the second time 373
Read the third time 468
Circled 373, 468
Uncircled 451, 534
Signed by the President and returned to the House 534

Sub. H.B. 11 — JUVENILE COURT HEARINGS AND RECORDS *(P. Arent)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Returned to the Secretary of the Senate 794
Placed on calendar 1000
Read the second time 1032
Read the third time 1032
Signed by the President and returned to the House 1032

Sub. H.B. 14 — MOTOR VEHICLE SAFETY INSPECTION *(W. Harper)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 354
Placed on calendar 983
Amendments 764, 797
Returned to the Secretary of the Senate 764, 797
Read the second time 999
Read the third time 999
Transmitted to the House 999
Signed by the President and returned to the House 1029

H.B. 15 — WORKFORCE SERVICES AMENDMENTS *(O. Carnahan)*
Read for the first time and referred to the President of the Senate 182
Assigned to standing committee 204
Placed on calendar 276
Read the second time 366
Read the third time 382
Signed by the President and returned to the House 383

H.B. 16 — FUNDING CLASSROOM SUPPLIES *(R. Bigelow)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 238
Placed on calendar 275, 814
Tabled 366
Read the second time 365
Returned to the Secretary of the Senate 780
Read the third time 832
Transmitted to the House 832
Amendments 832
Signed by the President and returned to the House 884

H.B. 17 — AGGRAVATED KIDNAPING AMENDMENTS *(P. Buckner)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Placed on calendar 702
Read the second time 702
Read the third time 803
Signed by the President and returned to the House 803

H.B. 18 — COMPUTERS FOR HIGHWAY PATROL *(G. Adair)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 354
Placed on calendar 440, 814
Read the second time 478
Tabled 479
Returned to the Secretary of the Senate 780
Read the third time 821
Circled 821
Uncircled 838
Amendments 838
Transmitted to the House 839
Signed by the President and returned to the House 884

H.B. 19 — DUTIES OF WATER COMMISSIONERS *(T. Hatch)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 353
Placed on calendar 397
Read the second time 397
Read the third time 464
Signed by the President and returned to the House 465
Action taken by the Governor 888

Sub. H.B. 21 — SELECTIVE SERVICE FILING PREREQUISITE TO RECEIVING POSTSECONDARY FINANCIAL AID *(B. Holladay)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 426
Placed on calendar 512
Read the second time 512
Read the third time 590
Circled 590
Uncircled 670
Signed by the President and returned to the House 671

H.B. 23 -- COUNTY IMPROVEMENT DISTRICT CONSTRUCTION CONTRACTS *(R. Short)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 252
Read the third time 416
Circled 416
Uncircled 427
Signed by the President and returned to the House 427
Action taken by the Governor 888

H.B. 24 -- PENALTY FOR ABANDONED OR UNATTENDED CAMPFIRE *(D. Hogue)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 570
Placed on calendar 653
Read the second time 781
Read the third time 807
Circled 807
Uncircled 835
Signed by the President and returned to the House 835

Sub. H.B. 25 -- PENALTY FOR INTERFERENCE WITH SERVICE OF PROCESS *(J. Arrington*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 654
Read the second time 654
Read the third time 734
Signed by the President and returned to the House 734

H.B. 26 -- TRADE OR BUSINESS NAMES *(R. Bigelow)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 237
Placed on calendar 292
Read the second time 367
Read the third time 383
Signed by the President and returned to the House 383

H.B. 28 -- APPROPRIATION FOR DAVIS COUNTY CONFERENCE AND COMMUNITY CENTER *(B. Chard)*
Read for the first time and referred to the President of the Senate 714
Assigned to standing committee 728
Returned to the Secretary of the Senate 796
Placed on calendar 818
Amendments 860
Read the second time 860
Read the third time 860
Transmitted to the House 860
Signed by the President and returned to the House 889

H.B. 30 -- PUBLIC SCHOOL HAZARDOUS BUS ROUTES APPROPRIATION *(W. Harper)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 426
Placed on calendar 512
Read the second time 580
Tabled 580
Returned to the Secretary of the Senate 780
Enacting Clause Stricken 1067

Sub. H.B. 31 — SALE OF TOBACCO PRODUCTS *(C. Saunders)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 645
Returned to the Secretary of the Senate 792
Placed on calendar 999
Read the second time 1020
Read the third time 1020
Signed by the President and returned to the House.....1020

Sub. H.B. 32 — DISCLOSURE OF TOBACCO INGREDIENTS *(J. Tanner)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 544
Returned to the Secretary of the Senate 753
Placed on calendar 983
Read the second time 1002
Read the third time 1002
Signed by the President and returned to the House.....1002

H.B. 33 — COMMUNITY RESPONSIVENESS REQUIREMENTS OF UTAH DEPARTMENT OF TRANSPORTATION
(R. Becker)
Read for the first time and referred to the President of the Senate 426
Assigned to standing committee 507
Returned to the Secretary of the Senate 764, 797
Enacting Clause Stricken 1067

H.B. 34 — DINOSAUR DIAMOND PREHISTORIC HIGHWAY DESIGNATION *(J. Seitz)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 354
Placed on calendar 397
Amendments 470
Read the second time 469
Read the third time 494
Transmitted to the House 495
Signed by the President and returned to the House.....525

H.B. 35 — MINIMUM FINE FOR POSSESSION OF TOBACCO PRODUCTS BY UNDERAGED PERSONS *(R. Siddoway)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 571
Placed on calendar 689, 785
Read the second time 799
Read the third time 812
Signed by the President and returned to the House.....812

Sub. H.B. 36 — JUROR REIMBURSEMENT *(D. Zolman)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 654, 817
Amendments 850, 878
Read the second time 849
Read the third time 849
Transmitted to the House 850, 879
Reconsideration 878
Signed by the President and returned to the House.....889

H.B. 37 — PURCHASE OF TELECOMMUNICATIONS SERVICE *(B. Evans)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 252
Placed on calendar 294
Amendments 385
Read the second time 369
Read the third time 385
Returned to the House 385
Signed by the President and returned to the House 412

H.B. 39 — CRIMINAL INTENT *(J. Arrington)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 288
Placed on calendar 492
Read the second time 578
Read the third time 595
Signed by the President and returned to the House 596

H.B. 40 — JUDICIAL CONDUCT COMMISSION AMENDMENTS *(G. Cox)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Placed on calendar 654, 785
Amendments 653, 810
Read the second time 786
Read the third time 810
Transmitted to the House 811
Signed by the President and returned to the House 884

H.B. 42 — UNEMPLOYMENT COMPENSATION FRAUD AMENDMENTS *(N. Hendrickson)*
Read for the first time and referred to the President of the Senate 241
Assigned to standing committee 288
Placed on calendar 529, 1000
Read the second time 1038
Read the third time 1038
Circled 1038
Uncircled 1042
Signed by the President and returned to the House 1043

H.B. 44 — TELEMARKETING REQUIREMENTS *(L. Nelson)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 288
Placed on calendar 511
Amendments 511
Read the second time 579
Read the third time 596
Transmitted to the House 597
Signed by the President and returned to the House 644

Sub. H.B. 45 — WILDLIFE LICENSE FEES *(M. Styler)*
Read for the first time and referred to the President of the Senate 241
Assigned to standing committee 288
Substituted 440
Placed on calendar 441, 494
Read the second time 479
Failed 479
Other 484
Uncircled 494, 567
Amendments 594
Read the third time 594
Transmitted to the House 479, 595
Signed by the President and returned to the House 644

Sub. H.B. 46 — JOINDER OF MISDEMEANOR AND FELONY OFFENSES *(S. Barth)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 308
Placed on calendar 654
Read the second time 654
Read the third time 734
Signed by the President and returned to the House 735

H.B. 47 — APPROPRIATION FOR ENGLISH AS SECOND LANGUAGE ADULT EDUCATION CLASSES *(T. Rowan)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 308
Placed on calendar 379
Read the second time 452
Tabled 453
Returned to the Secretary of the Senate 780
Enacting Clause Stricken 1067

H.B. 49 — EMERGENCY SERVICES AMENDMENTS *(B. Holladay)*
Read for the first time and referred to the President of the Senate 256
Assigned to standing committee 288
Placed on calendar 378
Read the second time 378
Read the third time 442
Transmitted to the House 442
Action taken by the Governor 935

Sub. H.B. 54 — MUNICIPAL AMENDMENTS *(D. Zolman)*
Read for the first time and referred to the President of the Senate 473
Assigned to standing committee 545
Placed on calendar 714, 785
Amendments 814
Read the second time 814
Read the third time 895
Transmitted to the House 895

H.B. 55 — TOWN OPTION SALES AND USE TAX *(P. Knudson)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 411
Placed on calendar 669
Amendments 668
Read the second time 782
Read the third time 807
Transmitted to the House 808
Signed by the President and returned to the House 829

H.B. 57 — ACUPUNCTURE PRACTICE AMENDMENTS *(A. Bradshaw)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 252
Placed on calendar 339
Read the second time 373
Read the third time 386
Refuse to Recede 412
Amendments 338, 464, 487
Other 437
Transmitted to the House 387, 464, 487
Joint Conference Committee Report 464, 487
Signed by the President and returned to the House 510
Action taken by the Governor 935

H.B. 58 — OIL AND GAS SEVERANCE TAX AMENDMENTS *(B. Evans)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 410
Placed on calendar 491
Read the second time 575
Circled 575
Uncircled 581
Read the third time 597
Signed by the President and returned to the House 598

Sub. H.B. 59 — ADOPTION AMENDMENTS *(N. Stephens)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 394
Placed on calendar 462
Amendments 462, 561
Read the second time 561
Read the third time 591
Circled 591
Uncircled 605
Transmitted to the House 605
Signed by the President and returned to the House 644

H.B. 60 — COMPENSATION FOR PUBLIC SAFETY DISPATCHERS *(D. Bowman)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 253
Placed on calendar 338, 921
Amendments 337
Read the second time 373
Tabled 449
Returned to the Secretary of the Senate 780
Read the third time 923
Circled 373, 922
Uncircled 448, 923
Transmitted to the House 924
Signed by the President and returned to the House 957

H.B. 61 — FUNDING FOR SENIOR CITIZEN CENTERS *(P. Larson)*
Read for the first time and referred to the President of the Senate 426
Assigned to standing committee 507
Placed on calendar 550, 818
Amendments 858
Read the second time 858
Read the third time 858
Transmitted to the House 858
Signed by the President and returned to the House 889

H.B. 63 — REGULATION OF MOTORIZED SCOOTERS *(L. Nelson)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 427
Placed on calendar 490
Read the second time 566
Read the third time 593
Signed by the President and returned to the House 593

H.B. 64 — CHILD ABUSE OFFENSE AMENDMENTS *(G. Cox)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 308
Placed on calendar 702
Read the second time 702
Read the third time 804
Signed by the President and returned to the House 804

Sub. H.B. 65 — SALES TAX EXEMPTION FOR PASSENGER TRANSPORTATION *(B. Allen)*
Read for the first time and referred to the President of the Senate 644
Assigned to standing committee 701
Returned to the Secretary of the Senate 792
Placed on calendar 818
Read the second time 856
Read the third time 856
Signed by the President and returned to the House 857
Transmitted to the House 880

H.B. 68 — APPROPRIATION FOR USU PASTURE AND FORAGE INITIATIVE *(E. Anderson)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 335
Read the second time 470
Tabled 470
Returned to the Secretary of the Senate 780
Placed on calendar 397, 814
Amendments 820
Read the third time 820
Transmitted to the House 821
Signed by the President and returned to the House 884

H.B. 70 — SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS *(T. Hatch)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 506
Placed on calendar 688, 814
Read the second time 782
Amendments 808
Read the third time 808
Transmitted to the House 809
Signed by the President and returned to the House 829

H.B. 71 — ALCOHOL AND DRUG TESTING FEE *(D. Bush)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 523
Placed on calendar 608, 999
Read the second time 1020
Read the third time 1020
Signed by the President and returned to the House 1021

H.B. 72 — UNLAWFUL SEXUAL ACTIVITY WITH A MINOR *(G. Curtis)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 335
Placed on calendar 442
Amendments 738
Read the second time 480
Read the third time 591
Circled 480, 715
Uncircled 562, 737
Recalled 710
Transmitted to the House 738
Signed by the President and returned to the House 592, 761

2nd Sub. H.B. 73 — DATES FOR BOND ELECTIONS *(G. Way)*
Read for the first time and referred to the President of the Senate 241
Assigned to standing committee 289
Substituted 611
Placed on calendar 611
Placed on calendar 801
Read the second time 819
Circled 819
Uncircled 880
Read the third time 897
Transmitted to the House 898
Signed by the President and returned to the House 933

H.B. 74 — AGRICULTURAL PROTECTION AREAS *(E. Anderson)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 394
Placed on calendar 441
Read the second time 479
Read the third time 498
Signed by the President and returned to the House 499
Other 507

H.B. 75 — PROHIBITING FUSION CANDIDATES FOR POLITICAL OFFICE *(J. Murray)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 309
Placed on calendar 401
Read the second time 475
Read the third time 496
Circled 496
Uncircled 496
Signed by the President and returned to the House 497
Action taken by the Governor 935

Sub. H.B. 76 — UNCLAIMED PROPERTY AMENDMENTS *(J. Valentine)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 575, 818
Returned to the Secretary of the Senate 780
Read the second time 854
Read the third time 854
Signed by the President and returned to the House 854

Sub. H.B. 77 — FILLING MIDTERM VACANCIES IN THE LEGISLATURE *(D. Ure)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 524
Placed on calendar 575
Amendments 816
Substituted 574
Placed on calendar 801
Read the second time 816
Read the third time 896
Circled 896, 898
Uncircled 898, 929
Transmitted to the House 929
Signed by the President and returned to the House 957

2nd Sub. H.B. 78 — TESTING PERIOD FOR HEARING AIDS *(L. Pace)*
Read for the first time and referred to the President of the Senate 256
Assigned to standing committee 308
Substituted 762
Returned to the Secretary of the Senate 762
Placed on calendar 983
Read the second time 1001
Read the third time 1001
Transmitted to the House 1002
Signed by the President and returned to the House 1029, 1059

H.B. 80 — MEETINGS OF INTERIM COMMITTEES *(L. Frandsen)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 524
Returned to the Secretary of the Senate 794
Placed on calendar 1000
Amendments 1029
Read the second time 1029
Read the third time 1029
Transmitted to the House 1030
Signed by the President and returned to the House 1059

H.B. 81 — MOTIONS TO VACATE EX PARTE PROTECTIVE ORDERS *(P. Larson)*
Read for the first time and referred to the President of the Senate 438
Assigned to standing committee 524
Placed on calendar 702, 818
Read the second time 859
Read the third time 859
Signed by the President and returned to the House 860

H.B. 82 — ANNUAL SALARY ADJUSTMENT FOR DEAF AND BLIND SCHOOLS EMPLOYEES *(D. Gladwell)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 426
Placed on calendar 512, 814
Amendments 512
Read the second time 583
Tabled 583
Returned to the Secretary of the Senate 780
Read the third time 829
Circled 829
Uncircled 833
Transmitted to the House 834
Signed by the President and returned to the House 864

H.B. 83 — CHILD CARE TASK FORCE *(S. Allen)*
Read for the first time and referred to the President of the Senate 526
Assigned to standing committee 571
Placed on calendar 690, 848
Read the second time 866
Read the third time 866
Signed by the President and returned to the House 866

H.B. 84 — INSPECTION OF VITAL RECORDS *(D. Zolman)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 427
Placed on calendar 528
Read the second time 528
Read the third time 629
Signed by the President and returned to the House 630

Sub. H.B. 86 — HEALTH INSURANCE - PRIMARY CARE PROVIDER *(J. Buffmire)*
Read for the first time and referred to the President of the Senate 336
Assigned to standing committee 410
Placed on calendar 460
Read the second time 559
Read the third time 590
Signed by the President and returned to the House 591

H.B. 87 — APPROPRIATION FOR CAPITOL HILL PROJECTS *(R. Becker)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 646
Returned to the Secretary of the Senate 796
Placed on calendar 818
Amendments 857
Read the second time 857
Read the third time 857
Transmitted to the House 858
Signed by the President and returned to the House 884

H.B. 88 — RECORDING OF DOCUMENTS *(T. Hatch)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Placed on calendar 515
Read the second time 583
Read the third time 599
Signed by the President and returned to the House 599

H.B. 89 — RESTRICTIONS ON NAMES OF BUSINESS ENTITIES *(K. Bryson)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 410
Placed on calendar 511
Read the second time 579
Read the third time 597
Signed by the President and returned to the House 597

Sub. H.B. 90 — MAIL BOX DAMAGE AND MAIL THEFT *(B. Goodfellow)*
Read for the first time and referred to the President of the Senate 456
Assigned to standing committee 545
Placed on calendar 650
Read the second time 784
Read the third time 809
Signed by the President and returned to the House 809

H.B. 91 — REGULATION OF SIGNS IN COMMUNITIES *(B. Johnson)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 354
Placed on calendar 463
Read the second time 564
Read the third time 592
Circled 592
Uncircled 602
Signed by the President and returned to the House 602

H.B. 92 — SEXUAL OFFENSES WITHOUT CONSENT OF VICTIM *(K. Bryson)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 575, 1000
Read the second time 1032
Read the third time 1032
Signed by the President and returned to the House 1033

H.B. 94 — LONGEVITY AMENDMENTS FOR STATE EMPLOYEES *(D. Bowman)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 427
Tabled 584
Read the second time 584
Returned to the Secretary of the Senate 780
Placed on calendar 515, 921
Read the third time 922
Circled 922
Uncircled 923
Signed by the President and returned to the House 923

Sub. H.B. 95 — LOCAL GOVERNMENT SUBDIVISION ORDINANCES *(M. Stephens)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 507
Placed on calendar 691
Read the second time 691
Read the third time 770
Signed by the President and returned to the House 770

H.B. 96 — PHARMACY PRACTICE ACT AMENDMENTS *(P. Arent)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 354
Placed on calendar 415
Read the second time 415
Read the third time 493
Signed by the President and returned to the House 494
Action taken by the Governor 935

Sub. H.B. 98 — AUTOMATIC EXTERNAL DEFIBRILLATOR *(J. Valentine)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 571
Placed on calendar 689, 902
Returned to the Secretary of the Senate 780
Read the second time 924
Read the third time 924
Signed by the President and returned to the House 924

H.B. 99 — SENTENCING CREDIT FOR GOOD BEHAVIOR *(K. Bryson)*
Read for the first time and referred to the President of the Senate 438
Assigned to standing committee 524
Placed on calendar 575, 983
Read the second time 1000
Read the third time 1000
Signed by the President and returned to the House 1001

Sub. H.B. 100 — UTAH SUMMER GAMES APPROPRIATION *(D. Bowman)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Placed on calendar 461, 814
Amendments 837
Read the second time 562
Read the third time 837
Transmitted to the House 838
Tabled 563
Signed by the President and returned to the House 884
Returned to the Secretary of the Senate 780

Sub. H.B. 101 — POSTING ON MOTOR AND SPECIAL FUEL PUMPS *(G. Way)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 603
Placed on calendar 703, 983
Amendments 703
Read the second time 999
Read the third time 999
Circled 999, 1000
Uncircled 1000, 1007
Transmitted to the House 1008
Signed by the President and returned to the House 1029, 1059

H.B. 103 — ETHIC LAW AMENDMENTS *(M. Stephens)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 691
Read the second time 691
Read the third time 720
Signed by the President and returned to the House 770

Sub. H.B. 104 — CONSUMER HEALTH CARE STUDY *(T. Beck)*
Read for the first time and referred to the President of the Senate 510
Assigned to standing committee 544
Placed on calendar 608, 1056
Read the second time 1056
Read the third time 1056
Signed by the President and returned to the House 1056

Sub. H.B. 105 — PRESCRIPTION COVERAGE *(S. Allen)*
Read for the first time and referred to the President of the Senate 731
Enacting Clause Stricken 1067

Sub. H.B. 106 — TRUANCY PREVENTION APPROPRIATION *(J. Alexander)*
Read for the first time and referred to the President of the Senate 819
Placed on calendar 840
Amendments 862
Read the second time 862
Read the third time 862
Transmitted to the House 863
Signed by the President and returned to the House 889

Sub. H.B. 107 — COMPENSATORY SERVICE *(B. King)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 571
Placed on calendar 702
Read the second time 702
Read the third time 803
Signed by the President and returned to the House 804

Sub. H.B. 110 — SALES TAX EXEMPTION FOR SEASONAL DESTINATION AMUSEMENT PARKS *(M. Dillree)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 645
Returned to the Secretary of the Senate 792
Placed on calendar 818
Read the second time 843
Read the third time 843
Circled 843
Uncircled 840, 866
Substituted 867
Transmitted to the House 867
Signed by the President and returned to the House 889

Sub. H.B. 111 — AGING SERVICES AMENDMENTS *(J. Haymond)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 645
Placed on calendar 712
Placed on calendar 801
Read the second time 819
Read the third time 896
Circled 896
Uncircled 1008
Amendments 1008
Transmitted to the House 1009
Signed by the President and returned to the House 1029, 1059

H.B. 112 — UNDERGROUND STORAGE TANK ASSURANCE AMENDMENTS *(B. Wright)*
Read for the first time and referred to the President of the Senate 438
Assigned to standing committee 506
Placed on calendar 548, 902
Read the second time 925
Read the third time 925
Signed by the President and returned to the House 925

H.B. 113 — UNDERGROUND STORAGE TANK PROGRAM AMENDMENTS *(B. Wright)*
Read for the first time and referred to the President of the Senate 438
Assigned to standing committee 506
Placed on calendar 548, 902
Read the second time 925
Read the third time 925
Signed by the President and returned to the House 926

Sub. H.B. 114 — SNOW COLLEGE SOUTH *(B. Johnson)*
Read for the first time and referred to the President of the Senate 761
Placed on calendar 902
Read the second time 912
Read the third time 939
Signed by the President and returned to the House 939
Other 902

4th Sub. H.B. 115 — TELECOMMUNICATIONS AMENDMENTS *(M. Stephens)*
Read for the first time and referred to the President of the Senate 846
Placed on calendar 922
Read the second time 944
Read the third time 944
Circled 944
Uncircled 997
Substituted 997
Amendments 997
Transmitted to the House 998
Signed by the President and returned to the House 1003

4th Sub. H.B. 115 — TELECOMMUNICATIONS AMENDMENTS *(M. Stephens)*
Transmitted to the House 998
Signed by the President and returned to the House 1003

Sub. H.B. 117 — INFORMATION TECHNOLOGY SERVICES STUDY APPROPRIATION *(B. Evans)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 524
Returned to the Secretary of the Senate 796
Enacting Clause Stricken 1067

H.B. 119 — PROVISIONS FOR HEALTH CARE PROVIDERS *(J. Buffmire)*
Read for the first time and referred to the President of the Senate 456
Assigned to standing committee 506
Placed on calendar 652
Read the second time 652
Read the third time 733
Signed by the President and returned to the House 733

2nd Sub. H.B. 120 — DEPARTMENT OF HUMAN SERVICES OFFICE OF LICENSING REVISIONS *(J. Haymond)*
Read for the first time and referred to the President of the Senate 766
Placed on calendar 946
Placed on calendar 995
Amendments 995
Read the second time 963
Read the third time 963
Transmitted to the House 996
Recalled 977
Signed by the President and returned to the House 963, 1003

Sub. H.B. 121 — PROGRAM FOR AT-RISK YOUTH AND THEIR FAMILIES *(L. Pace)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 701
Returned to the Secretary of the Senate 791
Placed on calendar 817
Amendments 849
Read the second time 849
Read the third time 849
Transmitted to the House 849
Signed by the President and returned to the House 884

H.B. 122 — PROPERTY TAX - HOMEOWNER'S CREDIT *(D. Jones)*
Read for the first time and referred to the President of the Senate 731
Enacting Clause Stricken 1067

H.B. 123 — NOT A DROP AMENDMENTS *(D. Bush)*
Read for the first time and referred to the President of the Senate 473
Assigned to standing committee 524
Placed on calendar 573
Read the second time 573
Read the third time 673
Signed by the President and returned to the House 673

H.B. 124 — BAIL BOND AGENT LICENSURE ACT *(S. Koehn)*
Read for the first time and referred to the President of the Senate 668
Assigned to standing committee 701
Returned to the Secretary of the Senate 792
Placed on calendar 1000
Read the second time 1036
Read the third time 1036
Signed by the President and returned to the House 1037

H.B. 128 — DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT BIDDING PROCESS *(R. Short)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 602
Placed on calendar 762
Read the second time 762
Read the third time 892
Signed by the President and returned to the House 893

H.B. 129 — FORT DOUGLAS MILITARY MUSEUM *(W. Harper)*
Read for the first time and referred to the President of the Senate 607
Assigned to standing committee 646
Returned to the Secretary of the Senate 764, 797
Placed on calendar 817
Amendments 851
Read the second time 851
Read the third time 851
Transmitted to the House 852
Signed by the President and returned to the House 884

H.B. 130 — CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS *(A. Tyler)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 571
Placed on calendar 689
Amendments 784
Read the second time 784
Read the third time 809
Transmitted to the House 810
Signed by the President and returned to the House 829

H.B. 131 — ENFORCEMENT AUTHORITY FOR DRUG LAB AND PRECURSOR ACTS *(A. Tyler)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 603
Placed on calendar 703, 817
Amendments 846, 847
Read the second time 846, 847
Read the third time 846, 847
Transmitted to the House 847, 848
Recalled 829
Signed by the President and returned to the House 884

H.B. 132 — MOTOR VEHICLE INSURANCE PREMIUM RATES *(T. Beck)*
Read for the first time and referred to the President of the Senate 747
Placed on calendar 983
Read the second time 1012
Read the third time 1012
Signed by the President and returned to the House 1012

H.B. 133 — EFFECTIVE LAW ENFORCEMENT *(J. Swallow)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 646
Returned to the Secretary of the Senate 764, 797
Placed on calendar 785
Read the second time 813
Read the third time 894
Signed by the President and returned to the House 895

H.B. 134 — MINERAL LEASE AMENDMENTS *(J. Seitz)*
Read for the first time and referred to the President of the Senate 731
Placed on calendar 785
Amendments 880
Read the second time 880
Read the third time 897
Circled 897
Uncircled 898
Transmitted to the House 898
Signed by the President and returned to the House 909

Sub. H.B. 135 — HIGHER EDUCATION TUITION ASSISTANCE PROGRAM *(K. Johnson)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Returned to the Secretary of the Senate 789
Placed on calendar 817
Amendments 788, 848
Read the second time 848
Read the third time 848
Transmitted to the House 849
Signed by the President and returned to the House 884

H.B. 136 — GRANDPARENTS VISITATION RIGHTS *(J. Buffmire)*
Read for the first time and referred to the President of the Senate 778
Placed on calendar 902
Read the second time 929
Read the third time 939
Signed by the President and returned to the House 940

H.B. 137 — CHILDREN'S HEALTH INSURANCE PROGRAM *(P. Knudson)*
Read for the first time and referred to the President of the Senate 788
Placed on calendar 886
Amendments 904, 906
Read the second time 904
Read the third time 937
Other 938
Transmitted to the House 938
Signed by the President and returned to the House 957

H.B. 139 — SURVEYS IN PUBLIC SCHOOLS *(D. Hogue)*
Read for the first time and referred to the President of the Senate 864
Enacting Clause Stricken 1067

H.B. 143 — CHARTER SCHOOLS IN THE PUBLIC EDUCATION SYSTEM *(E. Olsen)*
Read the second time 814
Circled 814

H.B. 144 — CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS *(D. Iverson)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 728
Returned to the Secretary of the Senate 796
Placed on calendar 922
Read the second time 950
Read the third time 950
Signed by the President and returned to the House 950

Sub. H.B. 145 — SCHOOLS FOR THE 21ST CENTURY *(B. Allen)*
Read the first time 863
Placed on calendar 863
Read the second time 865
Read the third time 865
Signed by the President and returned to the House 866, 915

H.B. 146 — HABITUAL VIOLENT OFFENDER DEFINITIONS *(N. Hendrickson)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 571
Returned to the Secretary of the Senate 795
Placed on calendar 1000
Read the second time 1043
Read the third time 1043
Signed by the President and returned to the House 1043

Sub. H.B. 147 — LIABILITY FOR MINOR WHO DRIVES *(J. Swallow)*
Read for the first time and referred to the President of the Senate 731
Placed on calendar 886
Read the second time 901
Read the third time 936
Signed by the President and returned to the House 936

H.B. 148 — COHABITANT ABUSE ACT AMENDMENTS *(P. Larson)*
Read for the first time and referred to the President of the Senate 510
Assigned to standing committee 544
Placed on calendar 608, 902
Read the second time 943
Read the third time 943
Signed by the President and returned to the House 943

H.B. 150 — COUNTY OPTION SALES TAX FOR LONG TERM CARE CENTERS *(J. Seitz)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 646
Placed on calendar 713, 886
Read the second time 900
Read the third time 935
Circled 935
Uncircled 960
Signed by the President and returned to the House 960

H.B. 153 — TIRE RECYCLING AMENDMENTS *(D. Ure)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 701
Returned to the Secretary of the Senate 753
Enacting Clause Stricken 1067

H.B. 154 — TASK FORCE ON PRIVATIZATION OF STATE ADOPTION SERVICES *(N. Stephens)*
Read for the first time and referred to the President of the Senate 788
Placed on calendar 840
Returned to the Secretary of the Senate 848
Enacting Clause Stricken 1067

H.B. 156 — EXECUTIVE RETIREMENT OPTION *(C. Fox-Finlinson)*
Read for the first time and referred to the President of the Senate 803
Placed on calendar 922
Read the second time 944
Read the third time 944
Signed by the President and returned to the House 945

H.B. 157 — JUDICIAL NOMINATING COMMISSION AMENDMENTS *(C. Fox-Finlinson)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Returned to the Secretary of the Senate 794
Placed on calendar 946, 1031
Amendments 1033, 1036
Read the second time 1033
Read the third time 1033
Circled 1034
Uncircled 1036
Transmitted to the House 1036
Signed by the President and returned to the House 1059
Returned to Secretary of the Senate 946

H.B. 158 — VOTER REGISTRATION AMENDMENTS *(J. Swallow)*
Read for the first time and referred to the President of the Senate 426
Assigned to standing committee 524
Placed on calendar 691
Read the second time 691
Read the third time 721
Signed by the President and returned to the House 771

H.B. 159 — WORKERS' COMPENSATION EXEMPTION FOR INDEPENDENT INSURANCE AGENTS *(J. Valentine)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 603
Returned to the Secretary of the Senate 762
Placed on calendar 902
Read the second time 924
Read the third time 924
Signed by the President and returned to the House 925

H.B. 162 — UTAH STATE MUSEUM OF NATURAL HISTORY AMENDMENTS *(B. Evans)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 603
Read the second time 855
Read the third time 855
Placed on calendar 688, 818, 934
Amendments 688, 855, 941
Circled 934
Uncircled 941
Transmitted to the House 855, 942
Recalled 923
Signed by the President and returned to the House 889, 970

H.B. 165 — EDUCATIONAL PROFESSIONAL PRACTICES AMENDMENTS *(R. Siddoway)*
Read for the first time and referred to the President of the Senate 668
Assigned to standing committee 701
Returned to the Secretary of the Senate 752
Placed on calendar 983
Read the second time 1000
Read the third time 1000
Signed by the President and returned to the House 1000

5th Sub. H.B. 167 — AMENDMENTS RELATED TO THE WORKERS' COMPENSATION *(G. Adair)*
Read for the first time and referred to the President of the Senate 830
Placed on calendar 946
Read the second time 951, 959
Read the third time 951, 959
Circled 951
Signed by the President and returned to the House 959

H.B. 169 — PUBLIC SAFETY AMENDMENTS *(B. Chard)*
Read for the first time and referred to the President of the Senate 803
Placed on calendar 1000
Read the second time 1051
Read the third time 1051
Signed by the President and returned to the House 1051

H.B. 170 — HABITUAL YOUTH OFFENDER AMENDMENTS *(B. Chard)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Returned to the Secretary of the Senate 794
Placed on calendar 886
Read the second time 901
Read the third time 936
Signed by the President and returned to the House 937

H.B. 171 — MOBILE HOME AND MANUFACTURED HOME AMENDMENTS *(C. Buttars)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 701
Returned to the Secretary of the Senate 792
Placed on calendar 1056
Read the second time 1056
Read the third time 1056
Signed by the President and returned to the House 1057

H.B. 172 — EXECUTIVE COMPENSATION *(C. Fox-Finlinson)*
Read the first time 870
Placed on calendar 870
Read the second time 877
Read the third time 877
Signed by the President and returned to the House 878

Sub. H.B. 173 — COUNSELING AND SUPPORT OF ADOPTIVE FAMILIES AND CHILDREN *(N. Stephens)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 458
Placed on calendar 550
Enacting Clause Stricken 1067

H.B. 174 — WINDOW TINTING AMENDMENTS *(D. Bush)*
Read for the first time and referred to the President of the Senate 222
Assigned to standing committee 238
Placed on calendar 293
Read the second time 368
Read the third time 384
Signed by the President and returned to the House. 384

H.B. 175 — TAX INCENTIVES FOR ADOPTION AND GUARDIANSHIP *(J. Haymond)*
Read for the first time and referred to the President of the Senate 336
Assigned to standing committee 394
Placed on calendar 613
Enacting Clause Stricken 1067

H.B. 176 — EMERGENCY INJECTION FOR ANAPHYLACTIC REACTION *(M. Dayton)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 335
Placed on calendar 378
Read the second time 452
Read the third time 467
Signed by the President and returned to the House. 467
Action taken by the Governor 888

H.B. 177 — COLLECTION OF UNIFORM MOTOR VEHICLE FEES AMENDMENT *(D. Bush)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 458
Returned to the Secretary of the Senate 784
Placed on calendar 669, 975
Read the second time 983
Read the third time 983
Circled 983
Uncircled 986
Signed by the President and returned to the House. 986

H.B. 178 — TASK FORCE ON WHISTLEBLOWER PROTECTIONS *(A. Bradshaw)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 714
Enacting Clause Stricken 1067

H.B. 179 — TRANSPORTATION OF STUDENTS BY SCHOOL DISTRICTS *(K. Johnson)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 238
Placed on calendar 275
Read the second time 366
Read the third time 382
Signed by the President and returned to the House. 382

H.B. 180 — EXTENSION OF GAS SERVICE TERRITORIES *(T. Hatch)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 354
Placed on calendar 511
Read the second time 580
Read the third time 597
Circled 597
Uncircled 637
Signed by the President and returned to the House. 637

H.B. 181 -- ELECTRONIC POSTING OF NOTICES *(B. Goodfellow)*
Read for the first time and referred to the President of the Senate 193
Assigned to standing committee 223
Placed on calendar 654
Read the second time 654
Read the third time 735
Signed by the President and returned to the House 735

H.B. 182 -- CLASS SIZE REDUCTION *(L. Frandsen)*
Read for the first time and referred to the President of the Senate 426
Assigned to standing committee 458
Placed on calendar 590, 818
Amendments 818
Returned to the Secretary of the Senate 818
Recalled 866
Read the second time 818, 879
Read the third time 879
Transmitted to the House 879
Signed by the President and returned to the House 889

H.B. 183 -- QUICK COURT AMENDMENTS *(S. Allen)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 252
Placed on calendar 702
Read the second time 702
Read the third time 804
Signed by the President and returned to the House 805

H.B. 184 -- EDUCATIONAL TECHNOLOGY INITIATIVE AMENDMENTS *(A. Tyler)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 252
Placed on calendar 275
Read the second time 275
Read the third time 340
Signed by the President and returned to the House 341

Sub. H.B. 186 -- PRIVACY TASK FORCE *(B. Chard)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 507
Returned to the Secretary of the Senate 796
Enacting Clause Stricken 1067

H.B. 187 -- PUBLIC SERVICE COMMISSION REPORTING AMENDMENTS *(B. Evans)*
Read for the first time and referred to the President of the Senate 177
Assigned to standing committee 204
Placed on calendar 241
Read the second time 364
Read the third time 380
Signed by the President and returned to the House 381
Action taken by the Governor 888

3rd Sub. H.B. 190 — FELON VOTING RESTRICTIONS *(C. Saunders)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 411
Placed on calendar 575, 886
Substituted 911
Read the second time 902
Circled 902
Uncircled 911
Circled 912
Read the second time 921
Read the third time 921
Uncircled 921
Transmitted to the House 921
Recalled 1033
Substituted 1038
Transmitted to the House 1039
Signed by the President and returned to the House 1059

H.B. 191 — CORRECTIONAL OFFICER AMENDMENT *(B. Chard)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 252
Placed on calendar 380
Read the second time 468
Read the third time 494
Transmitted to the House 504
Action taken by the Governor 935

H.B. 192 — DIVISION OF YOUTH CORRECTIONS SPECIAL FUNCTION OFFICERS *(B. Chard)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 252
Placed on calendar 380, 814
Read the second time 469
Tabled 469
Returned to the Secretary of the Senate 780
Read the third time 827
Circled 827
Uncircled 828
Signed by the President and returned to the House 828

H.B. 193 — ELECTION LAW - SUBSTANTIVE REVISIONS *(L. Nelson)*
Read for the first time and referred to the President of the Senate 396
Assigned to standing committee 427
Placed on calendar 515
Read the second time 584
Read the third time 600
Signed by the President and returned to the House 600

Sub. H.B. 194 — AMENDMENTS TO COUNTY IMPROVEMENT DISTRICTS FOR WATER SERVICES *(B. Allen)*
Read for the first time and referred to the President of the Senate 396
Assigned to standing committee 458, 507
Placed on calendar 691, 886
Amendments 690, 902, 940
Read the second time 902
Read the third time 937
Uncircled 940
Transmitted to the House 941
Signed by the President and returned to the House 970

H.B. 195 -- SPECIAL DISTRICTS AMENDMENTS *(D. Ure)*
Read for the first time and referred to the President of the Senate 182
Assigned to standing committee 204
Read the second time 358
Read the third time 416
Circled 416
Uncircled 418
Signed by the President and returned to the House 418
Action taken by the Governor 888

H.B. 196 — RETIREMENT OFFICE AMENDMENTS *(S. Koehn)*
Read for the first time and referred to the President of the Senate 193
Assigned to standing committee 223
Amendments 988
Read the second time 447
Read the third time 466
Circled 466
Uncircled 986
Transmitted to the House 988
Signed by the President and returned to the House 1003

H.B. 198 — PUBLIC SAFETY - NONCONTRIBUTORY RETIREMENT SYSTEM OPTION *(S. Koehn)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 524
Placed on calendar 714
Read the second time 714
Read the third time 807
Signed by the President and returned to the House 807

Sub. H.B. 199 — APPROPRIATION TO SPECIES PROTECTION ACCOUNT *(T. Hatch)*
Read for the first time and referred to the President of the Senate 712
Assigned to standing committee 728
Amendments 791
Returned to the Secretary of the Senate 792
Placed on calendar 817
Amendments 852
Read the second time 852
Read the third time 852
Transmitted to the House 853
Signed by the President and returned to the House 884

H.B. 200 — INCOME TAX - ELECTION CAMPAIGN FUND DESIGNATIONS *(R. Short)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 238
Placed on calendar 317, 814
Tabled 371
Read the second time 370
Returned to the Secretary of the Senate 780
Read the third time 826
Signed by the President and returned to the House 826

H.B. 201 — PROPERTY TAX - CIRCUIT BREAKER AMENDMENTS *(W. Harper)*
Read for the first time and referred to the President of the Senate 177
Assigned to standing committee 204
Read the second time 364
Read the third time 381
Signed by the President and returned to the House 381
Action taken by the Governor 888

H.B. 202 — TRANSPORTATION CODE RECODIFICATION *(M. Dillree)*
Read for the first time and referred to the President of the Senate 197
Assigned to standing committee 223
Placed on calendar 257
Read the second time 365
Read the third time 381
Signed by the President and returned to the House 382

H.B. 203 — TRUTH IN TAXATION HEARINGS *(R. Short)*
Read for the first time and referred to the President of the Senate 193
Assigned to standing committee 223
Placed on calendar 276
Read the second time 276
Read the third time 341
Signed by the President and returned to the House 342

Sub. H.B. 205 — INSURANCE COVERAGE FOR METABOLIC DISEASE *(T. Beck)*
Read for the first time and referred to the President of the Senate 193
Assigned to standing committee 288
Placed on calendar 339
Read the second time 374
Read the third time 387
Signed by the President and returned to the House 387

Sub. H.B. 206 — ECO-TERRORISM PROHIBITION AND PENALTIES *(D. Iverson)*
Read for the first time and referred to the President of the Senate 377
Assigned to standing committee 427
Placed on calendar 492
Amendments 491, 582
Read the second time 578
Read the third time 598
Circled 578
Uncircled 581
Transmitted to the House 598
Signed by the President and returned to the House 644

H.B. 207 — ENVIRONMENTAL CRIMES AMENDMENTS *(B. Wright)*
Read for the first time and referred to the President of the Senate 396
Assigned to standing committee 427
Placed on calendar 528, 785
Read the second time 815
Read the third time 895
Signed by the President and returned to the House 896

H.B. 208 — UNEMPLOYMENT INSURANCE AMENDMENTS *(J. Alexander)*
Read for the first time and referred to the President of the Senate 473
Assigned to standing committee 523
Placed on calendar 687
Read the second time 785
Read the third time 810
Signed by the President and returned to the House 810

H.B. 209 — APPROPRIATION FOR OLENE WALKER HOUSING TRUST FUND *(G. Adair)*
Read for the first time and referred to the President of the Senate 256
Assigned to standing committee 288
Placed on calendar 317
Read the second time 371
Tabled 371
Returned to the Secretary of the Senate 780
Enacting Clause Stricken 1067

H.B. 210 -- AFFORDABLE HOUSING AMENDMENTS *(W. Harper)*
Read for the first time and referred to the President of the Senate 256
Assigned to standing committee 288
Read the second time 476
Tabled 476
Placed on calendar 415, 814
Returned to the Secretary of the Senate 780
Amendments 836, 837
Read the third time 836
Transmitted to the House 837
Signed by the President and returned to the House 889

H.B. 211 — SPECIAL SESSION PUBLIC HEARING REQUIREMENTS *(E. Olsen)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 524
Placed on calendar 654, 785
Read the second time 798
Read the third time 811
Failed 811

H.B. 212 — NAVAJO REVITALIZATION FUND BOARD *(K. Johnson)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Placed on calendar 515
Read the second time 585
Read the third time 633
Circled 585
Uncircled 613
Signed by the President and returned to the House 633

H.B. 213 — NATIVE AMERICAN COORDINATING BOARD MEMBERSHIP *(B. Evans)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 252
Placed on calendar 292
Read the second time 367
Read the third time 383
Signed by the President and returned to the House 384

H.B. 214 — MOTOR VEHICLE IDENTIFICATION *(J. Tanner)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 238
Placed on calendar 293
Read the second time 368
Read the third time 384
Signed by the President and returned to the House 385

H.B. 215 — ENFORCEMENT OF COURT'S RESTITUTION ORDER *(J. Swallow)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 335
Placed on calendar 492
Read the second time 492
Read the third time 551
Signed by the President and returned to the House 552

Sub. H.B. 216 -- SALES TAX EXEMPTION FOR MUNICIPALITY-SPONSORED EVENTS *(D. Ure)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 309
Returned to the Secretary of the Senate 796
Enacting Clause Stricken 1067

H.B. 217 — EDGE OF THE CEDARS STATE PARK ACCESS ROAD *(K. Johnson)*
Read for the first time and referred to the President of the Senate 241
Assigned to standing committee 288
Placed on calendar 340
Read the second time 375
Circled 375
Uncircled 448
Read the third time 466
Signed by the President and returned to the House 466
Action taken by the Governor 888

2nd Sub. H.B. 219 — RESIDENCE LIEN RECOVERY FUND AMENDMENTS *(M. Dillree)*
Read for the first time and referred to the President of the Senate 256
Assigned to standing committee 289
Placed on calendar 463
Substituted 463
Read the first time 463
Read the second time 565
Read the third time 593
Transmitted to the House 593
Signed by the President and returned to the House 628

H.B. 220 — DISPLAY OF LICENSE PLATES ON TRUCKS AND TRAILERS *(G. Adair)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 253
Placed on calendar 293
Read the second time 293
Read the third time 359
Signed by the President and returned to the House 359

H.B. 221 — UNDERGROUND STORAGE TANKS - REAUTHORIZATION *(B. Wright)*
Read for the first time and referred to the President of the Senate 241
Assigned to standing committee 288
Placed on calendar 339
Read the second time 374
Read the third time 387
Signed by the President and returned to the House 388

H.B. 222 — BOILER INSPECTION AMENDMENTS *(G. Adair)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 252
Placed on calendar 292
Read the second time 292
Read the third time 358
Signed by the President and returned to the House 358

H.B. 223 — OFFENDER EXPENSES AMENDMENTS *(P. Buckner)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 252
Placed on calendar 529
Read the second time 529
Read the third time 631
Signed by the President and returned to the House 631

H.B. 224 -- HEALTH CARE ASSISTANT REGISTRATION ACT *(J. Haymond)*
Read for the first time and referred to the President of the Senate 241
Assigned to standing committee 288
Placed on calendar 339, 392
Read the second time 339, 469
Read the third time 498
Circled A69, 498
Uncircled A77, 534
Signed by the President and returned to the House 535
Action taken by the Governor 935

H.B. 225 -- JURISDICTION IN UTAH COURTS *(P. Arent)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 288
Placed on calendar 529
Read the second time 529
Read the third time 631
Signed by the President and returned to the House 632

H.B. 226 -- OUTSIDE EMPLOYMENT FOR MENTAL HEALTH ADVISOR *(M. Dayton)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 252
Placed on calendar 339
Read the second time 339
Read the third time 401
Signed by the President and returned to the House 401
Action taken by the Governor 888

Sub. H.B. 227 -- SPECIAL DISTRICT ELECTIONS *(J. Swallow)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Placed on calendar 463, 520, 725
Amendments 463, 526, 615, 634
Read the second time 585
Read the third time 634, 760
Circled 585, 635, 637, 725
Uncircled 615, 637, 642
Transmitted to the House 643, 760
Recalled 722
Signed by the President and returned to the House 685, 778

H.B. 229 -- MEMBERSHIP ON UTAH SPORTS AUTHORITY *(J. Tanner)*
Read for the first time and referred to the President of the Senate 226
Assigned to standing committee 335
Placed on calendar 415
Read the second time 476
Read the third time 497

Sub. H.B. 232 -- STATUTE OF LIMITATIONS *(P. Buckner)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 335
Placed on calendar 529
Read the second time 529
Read the third time 632
Signed by the President and returned to the House 632

H.B. 233 — ANTIDISCRIMINATION ADVISORY COUNCIL *(G. Adair)*
Read for the first time and referred to the President of the Senate 256
Assigned to standing committee 354
Placed on calendar 399
Read the second time 475
Read the third time 495
Signed by the President and returned to the House 496

H.B. 234 — SCHOOL CONSTRUCTION LIMIT AMENDMENT *(J. Haymond)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 571
Placed on calendar 691, 922
Read the second time 951
Read the third time 951
Reconsideration 989
Failed 951
Signed by the President and returned to the House 990

H.B. 235 — CONSUMER CREDIT CODE AMENDMENTS *(K. Garn)*
Read for the first time and referred to the President of the Senate 644
Assigned to standing committee 701
Returned to the Secretary of the Senate 792
Placed on calendar 946
Read the second time 952
Read the third time 952
Circled 952
Uncircled 990
Recalled 1001
Reconsideration 1006
Amendments 1007
Transmitted to the House 1007
Signed by the President and returned to the House 1029, 1059

H.B. 236 — FUNDING FOR CLEANUP OF UDOT DUMPSITE *(D. Zolman)*
Read for the first time and referred to the President of the Senate 438
Assigned to standing committee 506
Placed on calendar 652
Enacting Clause Stricken 1067

H.B. 237 — GROWTH IMPACT HIGHWAY AMENDMENTS *(T. Hatch)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 427
Placed on calendar 490
Read the second time 566
Read the third time 599
Circled 566, 599
Uncircled 582, 604
Signed by the President and returned to the House 604

H.B. 238 — TRANSIT DISTRICT AUTHORITY *(R. Bigelow)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 309
Placed on calendar 401
Read the second time 475
Read the third time 497
Signed by the President and returned to the House 497

2nd Sub. H.B. 239 — CHILD WELFARE AMENDMENTS *(J. Haymond)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 645
Amendments 790
Placed on calendar 818
Returned to the Secretary of the Senate 791, 856
Circled 854
Uncircled 856
Placed on calendar 975
Read the second time 854, 977
Read the third time 854, 977
Amendments 978
Transmitted to the House 979
Signed by the President and returned to the House 1029

H.B. 240 — UTAH FOUNDATION FOR EDUCATIONAL EXCELLENCE REPEALER *(T. Rowan)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 410
Returned to the Secretary of the Senate 793
Enacting Clause Stricken 1068

Sub. H.B. 241 — HIGHER EDUCATION SAVINGS INCENTIVE PROGRAMS *(K. Johnson)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 410
Placed on calendar 461
Read the second time 461
Read the third time 529
Signed by the President and returned to the House 530

H.B. 242 — REVOCATION OF CONCEALED FIREARM PERMIT AMENDMENTS *(S. Barth)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 527
Read the second time 585
Circled 585
Uncircled 727
Enacting Clause Stricken 1068

H.B. 243 — RECOGNITION OF NON-COURT ORDERED GUARDIANSHIPS *(S. Allen)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 458
Placed on calendar 654
Read the second time 654
Read the third time 735
Signed by the President and returned to the House 736

H.B. 244 — DUI PENALTIES AMENDMENT *(P. Buckner)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Placed on calendar 490
Read the second time 567
Read the third time 594
Signed by the President and returned to the House 594

H.B. 245 — UTAH BOTANICAL CENTER APPROPRIATION *(M. Dillree)*
Read for the first time and referred to the President of the Senate 377
Assigned to standing committee 410
Placed on calendar 461, 814
Tabled 560
Read the second time 560
Returned to the Secretary of the Senate 780
Read the third time 831
Amendments 831, 832
Reconsideration 832
Transmitted to the House 832, 833
Signed by the President and returned to the House 884

H.B. 247 — REVENUES FOR THE STATE SCHOOL FUND *(D. Iverson)*
Read for the first time and referred to the President of the Senate 268, 645
Assigned to standing committee 308
Placed on calendar 379, 418, 657
Read the second time 379, 477, 657
Signed by the President and returned to the House 498
Read the third time 498
Recalled 562
Tabled 657
Returned to the Secretary of the Senate 780
Enacting Clause Stricken 1068

H.B. 248 — APPROPRIATION FOR SUBMARINE MEMORIAL *(D. Zolman)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 335
Placed on calendar 397
Read the second time 471
Tabled 471
Returned to the Secretary of the Senate 780
Enacting Clause Stricken 1068

H.B. 249 — CLARIFICATION ON PROBATION LIMITATIONS *(G. Curtis)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 335
Placed on calendar 442
Read the second time 442
Read the third time 515
Signed by the President and returned to the House 515
Action taken by the Governor 935

H.B. 250 — COLLECTION OF DEFAULTED STUDENT LOANS *(O. Carnahan)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Placed on calendar 886
Read the second time 903
Read the third time 903
Signed by the President and returned to the House 903
Returned to the Secretary of the Senate 789

H.B. 251 — DISABILITY CENTER TRUST FUND AMENDMENTS *(G. Davis)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 410
Placed on calendar 461
Read the second time 563
Read the third time 592
Circled 592
Uncircled 596
Signed by the President and returned to the House 596

H.B. 252 — WATER QUALITY ACT AMENDMENTS *(D. Ure)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 288
Placed on calendar 378
Read the second time 378
Read the third time 442
Signed by the President and returned to the House 443

H.B. 253 — VEHICLE SAFETY INSPECTION CERTIFICATE AMENDMENTS *(G. Cox)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 335
Placed on calendar 378
Read the second time 451
Read the third time 467
Signed by the President and returned to the House 467
Action taken by the Governor 935

H.B. 256 — RURAL ENTERPRISE ZONES *(B. Evans)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 523
Placed on calendar 649
Read the second time 649
Read the third time 731
Signed by the President and returned to the House 732

Sub. H.B. 258 — GAMBLING AMENDMENTS *(B. Chard)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 335
Placed on calendar 492
Read the second time 579
Circled 579
Uncircled 586
Substituted 586
Read the third time 601
Transmitted to the House 602
Signed by the President and returned to the House 628

H.B. 259 — SALE OF VEHICLE *(B. Allen)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 353
Placed on calendar 573
Read the second time 573
Read the third time 671
Signed by the President and returned to the House 672

H.B. 260 — PUBLIC EDUCATION SERVICES APPROPRIATION *(J. Gowans)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 394
Read the second time 477
Tabled 478
Returned to the Secretary of the Senate 780
Placed on calendar 416, 814
Amendments 835
Read the third time 835
Transmitted to the House 836
Signed by the President and returned to the House 884

H.B. 261 — MUNICIPAL GOVERNMENT CIVIL SERVICE SELECTION PROCEDURES *(R. Killpack)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 335
Placed on calendar 401
Read the second time 401
Read the third time 465
Signed by the President and returned to the House 465
Action taken by the Governor 888

H.B. 264 — ADOPTION ACT AMENDMENTS *(R. Killpack)*
Read for the first time and referred to the President of the Senate 274
Assigned to standing committee 394
Placed on calendar 461
Read the second time 563
Read the third time 592
Signed by the President and returned to the House 592

Sub. H.B. 265 — TITLE INSURANCE AMENDMENTS *(T. Hatch)*
Read for the first time and referred to the President of the Senate 778
Placed on calendar 922
Read the second time 951, 961, 974
Read the third time 951, 961, 974
Circled 951, 961
Signed by the President and returned to the House 974

H.B. 267 — SEX ABUSE OF A CHILD *(J. Murray)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 410
Placed on calendar 461, 814
Amendments 461
Tabled 564
Read the second time 564
Returned to the Secretary of the Senate 780
Read the third time 827
Transmitted to the House 828
Signed by the President and returned to the House 884

H.B. 270 — CHILD SUPPORT FOR ADULT CHILDREN *(J. Swallow)*
Read for the first time and referred to the President of the Senate 547
Assigned to standing committee 603
Placed on calendar 690, 785
Read the second time 812
Read the third time 893
Signed by the President and returned to the House 894

H.B. 272 — INMATE PRODUCTIVITY AND WORK SKILLS *(G. Adair)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 527
Amendments 527
Read the second time 585
Read the third time 600
Transmitted to the House 600
Signed by the President and returned to the House 644

H.B. 273 — WATER EXCHANGE APPLICATIONS *(D. Ure)*
Read for the first time and referred to the President of the Senate 291
Referred to the President of the Senate 329
Assigned to standing committee 354
Placed on calendar 801
Returned to the House 314
Returned to the Secretary of the Senate 765, 793, 817
Enacting Clause Stricken 1068

H.B. 274 — INFORMATION TECHNOLOGY STRUCTURE AMENDMENTS *(B. Evans)*
Read for the first time and referred to the President of the Senate 426
Assigned to standing committee 544
Placed on calendar 689
Read the second time 689
Read the third time 768
Signed by the President and returned to the House 769

H.B. 275 — ANNEXATION OF AGRICULTURE PROTECTION AREAS *(D. Ure)*
Read for the first time and referred to the President of the Senate 396
Assigned to standing committee 458
Returned to the Secretary of the Senate 796
Enacting Clause Stricken 1068

Sub. H.B. 276 — CONSERVATION DISTRICT TECHNICAL ASSISTANCE APPROPRIATION *(B. Johnson)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 394
Circled 565
Read the second time 565
Uncircled 578
Tabled 578
Returned to the Secretary of the Senate 780
Placed on calendar 463, 814
Amendments 821
Read the third time 821
Transmitted to the House 822
Signed by the President and returned to the House 884

H.B. 277 — LIMITED LIABILITY COMPANY AMENDMENTS *(S. Allen)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 410
Placed on calendar 573
Read the second time 573
Read the third time 672
Signed by the President and returned to the House 672

H.B. 278 — VEHICLE REGISTRATION REQUIREMENTS *(C. Saunders)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Placed on calendar 527, 592
Amendments 527
Read the second time 586
Read the third time 592
Tabled 586, 592
Returned to the Secretary of the Senate 780
Enacting Clause Stricken 1068

H.B. 279 — AMENDMENTS TO OLENE WALKER HOUSING TRUST FUND *(G. Adair)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 603
Returned to the Secretary of the Senate 762
Placed on calendar 983
Read the second time 998
Read the third time 998
Failed 998
Recalled 1009
Circled 1030
Reconsideration 1030
Amendments 1035
Uncircled 1035
Transmitted to the House 1036
Signed by the President and returned to the House 1059

H.B. 280 — WORKERS' COMPENSATION INSURANCE AMENDMENTS *(B. Wright)*
Read for the first time and referred to the President of the Senate 377
Assigned to standing committee 410
Placed on calendar 491
Amendments 490
Read the second time 575
Read the third time 595
Transmitted to the House 595
Signed by the President and returned to the House 644

H.B. 281 — PROOF OF APPROPRIATION REQUIREMENTS *(M. Styler)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 394
Placed on calendar 441
Read the second time 480
Read the third time 499
Signed by the President and returned to the House 499
Action taken by the Governor 935

H.B. 282 — AVOIDING CONFLICTS OF INTEREST FOR MEMBERS OF SCHOOL BOARDS *(L. Frandsen)*
Read for the first time and referred to the President of the Senate 373
Assigned to standing committee 544
Placed on calendar 689
Read the second time 689
Read the third time 769
Signed by the President and returned to the House 769

H.B. 283 — ICE CREAM AND MILK DISPENSER REQUIREMENTS *(G. Davis)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 458
Placed on calendar 528
Read the second time 528
Read the third time 630
Signed by the President and returned to the House 630

Sub. H.B. 284 — APPROPRIATION FOR BRIDGERLAND ICE ARENA *(C. Buttars)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 545
Returned to the Secretary of the Senate 796
Placed on calendar 818
Amendments 858
Read the second time 858
Read the third time 858
Transmitted to the House 859
Signed by the President and returned to the House 889

Sub. H.B. 285 — APPROPRIATION FOR LAND USE PLANS *(D. Iverson)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 545
Returned to the Secretary of the Senate 796
Placed on calendar 817
Amendments 843
Read the second time 843
Read the third time 843
Transmitted to the House 845
Refuse to Recede 890
Joint Conference Committee assignment 928
Joint Conference Committee Report 967
Read for the first time 967
Read the second time 967
Read the third time 967
Transmitted to the House 968
Signed by the President and returned to the House 995

H.B. 286 — GUN EDUCATION FOR ELEMENTARY SCHOOLS *(B. Holladay)*
Read for the first time and referred to the President of the Senate 456
Assigned to standing committee 544
Placed on calendar 1000
Read the second time 1051
Read the third time 1051
Signed by the President and returned to the House 1052
Returned to the Secretary of the Senate 752

2nd Sub. H.B. 287 — TAX INCREMENT FINANCING FOR AFFORDABLE HOUSING *(G. Davis)*
Read for the first time and referred to the President of the Senate 731
Placed on calendar 1053
Read the second time 1055
Read the third time 1055
Signed by the President and returned to the House 1055

H.B. 290 — ENGINEER LICENSE AMENDMENTS *(M. Dillree)*
Read for the first time and referred to the President of the Senate 438
Assigned to standing committee 506
Placed on calendar 573
Read the second time 573
Read the third time 671
Signed by the President and returned to the House 671

H.B. 291 — HIGHER EDUCATION TUITION WAIVERS *(J. Hickman)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 523
Returned to the Secretary of the Senate 752
Enacting Clause Stricken 1068

H.B. 292 — UTAH NATIONAL GUARD TUITION ASSISTANCE *(B. Johnson)*
Read for the first time and referred to the President of the Senate 396
Assigned to standing committee 458
Placed on calendar 688, 817
Amendments 850
Read the second time 850
Read the third time 850
Other 851
Transmitted to the House 851
Signed by the President and returned to the House 889

H.B. 294 — APPROPRIATION FOR ROY MUSEUM *(G. Adair)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 410
Placed on calendar 461
Amendments 460
Read the second time 560
Tabled 561
Returned to the Secretary of the Senate 780
Enacting Clause Stricken 1068

H.B. 295 — METROPOLITAN PUBLIC SAFETY TASK FORCE *(P. Buckner)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 507
Returned to the Secretary of the Senate 796
Enacting Clause Stricken 1068

H.B. 296 — MINING RECLAMATION AMENDMENTS AND APPROPRIATION *(J. Gowans)*
Read for the first time and referred to the President of the Senate 377
Assigned to standing committee 427
Tabled 577
Read the second time 577
Returned to the Secretary of the Senate 780
Placed on calendar 491, 814
Amendments 825
Read the third time 825
Transmitted to the House 826
Signed by the President and returned to the House 884

H.B. 297 — COUNTY EMPLOYEES RUNNING FOR COUNTY OFFICE *(G. Cox)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 545
Placed on calendar 714, 801
Read the second time 819
Read the third time 896
Signed by the President and returned to the House 897

H.B. 300 — EDUCATOR BACKGROUND CHECK AMENDMENTS *(J. Alexander)*
Read for the first time and referred to the President of the Senate 668
Assigned to standing committee 701
Amendments 789
Returned to the Secretary of the Senate 789
Placed on calendar 960
Read the second time 974
Read the third time 974
Transmitted to the House 975
Signed by the President and returned to the House 995

Sub. H.B. 301 — MINIMUM AGE FOR MARRIAGE *(C. Saunders)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 603
Placed on calendar 690, 1000
Read the second time 1043
Read the third time 1043
Failed 1044
Recalled 1057
Transmitted to the House 1064
Reconsideration 1063

H.B. 302 — CONVEYANCE OF WATER RIGHTS *(M. Styler)*
Read for the first time and referred to the President of the Senate 414
Assigned to standing committee 458
Placed on calendar 529, 629
Amendments 641
Read the second time 529, 641
Read the third time 675
Transmitted to the House 676
Signed by the President and returned to the House 699

H.B. 304 — INITIATIVE PROCESS AMENDMENTS *(K. Garn)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 603
Returned to the Secretary of the Senate 626, 796
Placed on calendar 902
Read the second time 917, 961
Circled 917
Uncircled 922
Other 922
Failed 922
Read the third time 961
Signed by the President and returned to the House 962

H.B. 306 — CAPITOL SENTENCING AMENDMENTS *(D. Ure)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 645
Placed on calendar 702, 785
Read the second time 813
Read the third time 894
Signed by the President and returned to the House 894

H.B. 307 — REGULATION OF IMPOUNDED VEHICLES *(C. Saunders)*
Read for the first time and referred to the President of the Senate 456
Assigned to standing committee 524
Placed on calendar 573, 785
Amendments 573
Read the second time 815
Read the third time 896
Transmitted to the House 896

2nd Sub. H.B. 308 — PEACE OFFICER AMENDMENTS *(B. Chard)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 701
Returned to the Secretary of the Senate 764, 797
Placed on calendar 1000
Amendments 1044
Read the second time 1044
Read the third time 1044
Transmitted to the House 1045
Signed by the President and returned to the House. 1059

H.B. 309 — CONTROLLED SUBSTANCES ACT AMENDMENTS *(P. Arent)*
Read for the first time and referred to the President of the Senate 456
Assigned to standing committee 544
Placed on calendar 652
Read the second time 652
Read the third time 733
Signed by the President and returned to the House. 734

H.B. 310 — WRONGFUL APPROPRIATION *(B. Holladay)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 544
Placed on calendar 713, 960
Read the second time 983
Read the third time 983
Signed by the President and returned to the House. 983

H.B. 311 — CONTROLLED SUBSTANCES PENALTY AMENDMENTS *(B. Chard)*
Read for the first time and referred to the President of the Senate 510
Assigned to standing committee 544
Placed on calendar 689
Read the second time 689
Read the third time 769
Signed by the President and returned to the House. 771

H.B. 313 — CHIROPRACTIC PHYSICIAN PRACTICE ACT AMENDMENTS *(J. Haymond)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 603
Placed on calendar 689, 785
Read the second time 799, 943
Circled 799, 881
Uncircled 881, 898
Tabled 899
Read the third time 943
Recalled 949
Transmitted to the House 899, 944, 958
Amendments 689, 881, 943, 958
Reconsideration 915, 958
Signed by the President and returned to the House. 982

H.B. 314 -- FUNDING FOR CAPITAL IMPROVEMENT PROJECTS *(G. Adair)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 646
Returned to the Secretary of the Senate 796
Enacting Clause Stricken 1068

H.B. 316 — SUNSET AERONAUTICS COMMITTEE *(B. Allen)*
Read for the first time and referred to the President of the Senate 489
Assigned to standing committee 544
Placed on calendar 649
Read the second time 649
Read the third time 732
Signed by the President and returned to the House 732

H.B. 317 — EXPERT DISCOVERY AMENDMENTS *(S. Barth)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 645
Returned to the Secretary of the Senate 795
Enacting Clause Stricken 1068

Sub. H.B. 319 — PUBLIC SAFETY RETIREMENT AMENDMENTS *(O. Carnahan)*
Read for the first time and referred to the President of the Senate 747
Placed on calendar 1053
Amendments 1054
Read the second time 1053
Read the third time 1053
Transmitted to the House 1054
Signed by the President and returned to the House 1059

Sub. H.B. 320 — TRUANCY AMENDMENTS *(D. Bourdeaux)*
Read for the first time 885
Placed on calendar 885
Read the second time 885
Circled 886
Referred to Secretary of the Senate for interim study 947
Enacting Clause Stricken 947

H.B. 321 — STALKING AMENDMENTS *(J. Haymond)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 645
Placed on calendar 702
Enacting Clause Stricken 1068

H.B. 322 — FISCAL NOTE ON LEGISLATION *(M, Stephens)*
Read for the first time and referred to the President of the Senate 644
Assigned to standing committee 728
Returned to the Secretary of the Senate 792
Placed on calendar 818
Read the second time 854
Read the third time 854
Circled 854
Uncircled 855
Signed by the President and returned to the House 856

H.B. 323 — AMENDMENTS RELATED TO LIMITED LIABILITY COMPANIES *(J. Valentine)*
Read for the first time and referred to the President of the Senate 426
Assigned to standing committee 506
Placed on calendar 573
Read the second time 573
Read the third time 672
Signed by the President and returned to the House 673

H.B. 325 — ASSUMED NAMES FOR BUSINESSES *(B. Evans)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Placed on calendar 946
Read the second time 958
Read the third time 958
Signed by the President and returned to the House 959
Returned to the Secretary of the Senate 792

H.B. 328 — PUBLIC OFFICE MISCONDUCT AMENDMENTS *(S. Koehn)*
Read for the first time and referred to the President of the Senate 526
Assigned to standing committee 571
Placed on calendar 702
Amendments 702
Enacting Clause Stricken 1068

H.B. 330 — CAPITOL PRESERVATION BOARD *(M. Brown)*
Read for the first time and referred to the President of the Senate 668
Assigned to standing committee 701
Returned to the Secretary of the Senate 796
Placed on calendar 902
Read the second time 928
Circled 928
Uncircled 1015
Read the third time 1015
Amendments 1015
Transmitted to the House 1016
Signed by the President and returned to the House 1059

H.B. 333 — WILDLIFE CODE AMENDMENTS *(M. Styler)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 701
Returned to the Secretary of the Senate 763
Placed on calendar 946
Amendments 763, 954
Read the second time 954
Read the third time 954
Circled 954
Uncircled 963
Transmitted to the House 964
Signed by the President and returned to the House 982

H.B. 336 — APPROPRIATION FOR TRAILS AND CROSSINGS *(A. Tyler)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 701
Returned to the Secretary of the Senate 763
Placed on calendar 818
Amendments 853
Read the second time 853
Read the third time 853
Transmitted to the House 854
Signed by the President and returned to the House 884

H.B. 337 — REGULATION OF CORK-FINISHED WINE TASTING *(J. Hickman)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 645
Returned to the Secretary of the Senate 753
Placed on calendar 946
Read the second time 952
Read the third time 952
Signed by the President and returned to the House 952

H.B. 338 — BIDDING PROCESS ON STATE BUILDINGS *(G. Adair)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 603
Placed on calendar 762
Read the second time 762
Read the third time 893
Signed by the President and returned to the House 893

Sub. H.B. 339 — HILL AIR FORCE BASE ADDITION *(G. Adair)*
Read for the first time and referred to the President of the Senate 510
Assigned to standing committee 603
Placed on calendar 703
Enacting Clause Stricken 1068

H.B. 342 — PILOT PROJECT OF INTERNET VOTING *(B. Chard)*
Read for the first time and referred to the President of the Senate 589
Assigned to standing committee 646
Placed on calendar 714, 922
Read the second time 947
Read the third time 947
Signed by the President and returned to the House 948

Sub. H.B. 343 — NUISANCE CODE AMENDMENTS - SHOOTING RANGES *(B. Wright)*
Read for the first time and referred to the President of the Senate 766
Placed on calendar 960
Read the second time 972
Read the third time 972
Signed by the President and returned to the House 973

H.B. 344 — DUI PROBATION OR PAROLE *(K. Bryson)*
Read for the first time and referred to the President of the Senate 456
Assigned to standing committee 524
Placed on calendar 573
Enacting Clause Stricken 1068

H.B. 345 — NOTARIES PUBLIC REVISION *(K. Bryson)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 728
Placed on calendar 1053
Read the second time 1055
Read the third time 1055
Signed by the President and returned to the House 1056
Returned to the Secretary of the Senate 796

H.B. 346 — CHILD CARE LICENSING REGULATION *(D. Jones)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 571
Placed on calendar 712
Read the second time 712
Read the third time 806
Signed by the President and returned to the House 806

H.B. 347 — COMMUNITY ECONOMIC DEVELOPMENT PROJECT FUND *(W. Harper)*
Read for the first time and referred to the President of the Senate 644
Assigned to standing committee 728
Returned to the Secretary of the Senate 796
Placed on calendar 818
Read the second time 861
Read the third time 861
Transmitted to the House 862
Amendments 862
Signed by the President and returned to the House 884

H.B. 349 — REPORTING BY FINANCIAL INSTITUTIONS - ENFORCEMENT *(P. Arent)*
Read for the first time and referred to the President of the Senate 510
Assigned to standing committee 544
Placed on calendar 649
Read the second time 649
Read the third time 732
Signed by the President and returned to the House 733

Sub. H.B. 350 — CREATING OR CONSOLIDATING COUNTIES *(L. Frandsen)*
Read for the first time and referred to the President of the Senate 788
Enacting Clause Stricken 1068

H.B. 351 — NURSE PRACTICE ACT AMENDMENTS *(C. Fox-Finlinson)*
Read for the first time and referred to the President of the Senate 788
Placed on calendar 902
Read the second time 930, 942
Read the third time 942
Circled 930
Uncircled 942
Signed by the President and returned to the House 943

H.B. 353 — MEDICAL ASSISTANCE RECOVERY AMENDMENTS *(G. Cox)*
Read for the first time and referred to the President of the Senate 747
Placed on calendar 983
Read the second time 1011
Read the third time 1011
Signed by the President and returned to the House 1012

H.B. 356 — ENDOWMENT CARE CEMETERY AMENDMENTS *(J. Hickman)*
Read for the first time and referred to the President of the Senate 751
Enacting Clause Stricken 1068

Sub. H.B. 357 — TRANSIENT ROOM TAX AMENDMENTS *(K. Johnson)*
Read for the first time and referred to the President of the Senate 607
Assigned to standing committee 646
Placed on calendar 713, 983
Read the second time 998
Read the third time 998
Signed by the President and returned to the House 998

2nd Sub. H.B. 360 — AMENDMENTS TO TOURISM, RECREATION, CULTURAL, AND CONVENTION TAX *(C. Fox-Finlinson)*
Placed on calendar 922
Read the second time 947
Read the third time 947
Signed by the President and returned to the House 947

2nd Sub. H.B. 362 — SEX OFFENDER PUBLIC RECORDS *(B. Allen)*
Read for the first time and referred to the President of the Senate 830
Placed on calendar 946
Read the second time 959
Read the third time 982
Signed by the President and returned to the House 982

H.B. 364 — HIGHER EDUCATION PHYSICAL FACILITIES *(K. Johnson)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 701
Placed on calendar 752
Read the second time 752
Read the third time 892
Signed by the President and returned to the House 892

H.B. 370 — PROPERTY TAX - INTANGIBLES EXEMPTION *(J. Valentine)*
Read for the first time and referred to the President of the Senate 766
Placed on calendar 902
Read the second time 929
Read the third time 941
Signed by the President and returned to the House 941

H.B. 371 — TAXING AUTHORITY AMENDMENTS *(J. Valentine)*
Read for the first time and referred to the President of the Senate 819
Placed on calendar 922
Read the second time 945
Read the third time 945
Signed by the President and returned to the House 945

H.B. 372 — PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES *(D. Hogue)*
Read the first time 981
Placed on calendar 1053
Read the second time 1054
Read the third time 1054
Signed by the President and returned to the House 1055

H.B. 374 — FRIVOLOUS LAWSUITS AMENDMENTS *(D. Gladwell)*
Read for the first time and referred to the President of the Senate 778
Placed on calendar 960
Amendments 977
Read the second time 976
Read the third time 976
Circled 976
Uncircled 977
Transmitted to the House 977
Signed by the President and returned to the House 995

2nd Sub. H.B. 375 — AMUSEMENT PARK RIDER RESPONSIBILITY *(M. Dillree)*
Read for the first time and referred to the President of the Senate 751
Placed on calendar 831
Read the second time 842
Read the third time 842
Signed by the President and returned to the House 842

H.B. 376 — BAIL REFORM *(G. Curtis)*
Read for the first time and referred to the President of the Senate 819
Placed on calendar 983
Read the second time 1011
Read the third time 1011
Signed by the President and returned to the House 1011

H.B. 377 -- CONTRIBUTING TO DELINQUENCY OF A MINOR *(S. Barth)*
Read for the first time and referred to the President of the Senate 747
Enacting Clause Stricken 1068

H.B. 378 -- AMENDMENTS REGARDING RESTITUTION *(N. Hendrickson)*
Read for the first time and referred to the President of the Senate 570
Assigned to standing committee 645
Placed on calendar 712
Read the second time 712
Read the third time 806
Signed by the President and returned to the House 806

2nd Sub. H.B. 380 -- SALES TAX EXEMPTION FOR POLLUTION CONTROL *(J. Valentine)*
Read for the first time and referred to the President of the Senate 712
Assigned to standing committee 728
Substituted 792
Returned to the Secretary of the Senate 792
Enacting Clause Stricken 1068

H.B. 385 -- REGISTRATION OF PERSONAL INTRODUCTION SERVICES *(A. Bradshaw)*
Read for the first time and referred to the President of the Senate 803
Placed on calendar 922
Amendments 949
Read the second time 949
Read the third time 949
Transmitted to the House 950
Signed by the President and returned to the House 970

H.B. 386 -- STABILIZING SCHOOL DISTRICT BOUNDARIES *(R. Bigelow)*
Read for the first time and referred to the President of the Senate 731
Placed on calendar 960
Read the second time 974
Read the third time 974
Circled 974
Uncircled 991
Signed by the President and returned to the House 991
Other 1007

H.B. 388 -- PRIVATE PROPERTY OMBUDSMAN *(E. Olsen)*
Read for the first time and referred to the President of the Senate 788
Placed on calendar 946
Amendments 966
Read the second time 965
Read the third time 965
Transmitted to the House 967
Signed by the President and returned to the House 982

H.B. 390 -- PARENTAL CONSENT TO BODY PIERCING *(D. Ure)*
Read for the first time and referred to the President of the Senate 747
Placed on calendar 1000
Amendments 1041
Read the second time 1041
Read the third time 1041
Transmitted to the House 1042
Signed by the President and returned to the House 1059

H.B. 392 — TRAINING IN AMERICAN SIGN LANGUAGE *(D. Hogue)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Returned to the Secretary of the Senate 789
Placed on calendar 1000
Read the second time 1052
Read the third time 1052
Signed by the President and returned to the House 1053

H.B. 394 — STATE SUPERVISION OF JUVENILE *(G. Curtis)*
Read the first time and referred to the President of the Senate 644
Assigned to standing committee 701
Returned to the Secretary of the Senate 791
Placed on calendar 983
Read the second time 1018
Read the third time 1018
Signed by the President and returned to the House 1019

H.B. 395 — TAX ASSESSMENTS, PROCEEDINGS, AND CREDIT OR REFUND CLAIMS *(W. Harper)*
Read for the first time and referred to the President of the Senate 778
Placed on calendar 1000
Read the second time 1053
Read the third time 1053
Signed by the President and returned to the House 1053

H.B. 399 — ENVIRONMENTAL QUALITY STUDY *(D. Tuttle)*
Read for the first time and referred to the President of the Senate 712
Assigned to standing committee 727
Returned to the Secretary of the Senate 794
Placed on calendar 1056
Read the second time 1057
Read the third time 1057
Signed by the President and returned to the House 1057

H.B. 404 — USE OF CIGARETTE TAX *(S. Barth)*
Read for the first time and referred to the President of the Senate 731
Placed on calendar 960
Amendments 989
Read the second time 988
Read the third time 988
Signed by the President and returned to the House 1003

Sub. H.B. 405 — APPROVAL REQUIREMENTS FOR WATER FLUORIDE TREATMENTS *(M. Carlson)*
Read for the first time and referred to the President of the Senate 731
Read the second time 1031
Read the third time 1031
Signed by the President and returned to the House 1032

H.B. 407 — AQUACULTURE AMENDMENTS *(D. Ure)*
Read for the first time and referred to the President of the Senate 830
Placed on calendar 960
Read the second time 973
Read the third time 973
Signed by the President and returned to the House 974

H.B. 409 — GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT *(J. Swallow)*
Read for the first time and referred to the President of the Senate 686
Assigned to standing committee 728
Returned to the Secretary of the Senate 796
Placed on calendar 1000
Read the second time 1038
Read the third time 1038
Signed by the President and returned to the House 1038

Sub. H.B. 410 — TRAFFIC SAFETY TASK FORCE *(P. Arent)*
Read for the first time and referred to the President of the Senate 668
Assigned to standing committee 701
Placed on calendar 840
Read the second time 865
Read the third time 865
Signed by the President and returned to the House 865
Returned to the Secretary of the Senate 764, 797

H.B. 412 — RETIREMENT AMENDMENTS *(B. Chard)*
Read for the first time and referred to the President of the Senate 819
Enacting Clause Stricken 1068

H.B. 414 — APPROPRIATION TO SUPPORT LITIGATION AGAINST CREATION OF ESCALANTE MONUMENT *(G. Way)*
Read for the first time and referred to the President of the Senate 700
Assigned to standing committee 727
Returned to the Secretary of the Senate 794
Placed on calendar 818
Read the second time 860
Read the third time 860
Amendments 861
Transmitted to the House 861
Signed by the President and returned to the House 889

H.B. 416 — TASK FORCE REVIEWING OPTIONAL FORMS OF COUNTY GOVERNMENT *(C Fox–Finlinson)*
Read for the first time and referred to the President of the Senate 712
Assigned to standing committee 728
Returned to the Secretary of the Senate 796
Enacting Clause Stricken 1068

Sub. H.B. 418 — WATER CONSERVATION PLAN *(J. Buffmire)*
Read for the first time and referred to the President of the Senate 747
Placed on calendar 1000
Read the second time 1034
Read the third time 1034
Signed by the President and returned to the House 1035

H.B. 420 — TRUTH IN TAXATION AMENDMENTS *(T. Hatch)*
Read for the first time and referred to the President of the Senate 731
Placed on calendar 960
Read the second time 996
Read the third time 996
Signed by the President and returned to the House 997

Sub. H.B. 421 — REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES *(M. Styler)*
Read for the first time and referred to the President of the Senate 714
Assigned to standing committee 728
Returned to the Secretary of the Senate 792
Placed on calendar 983
Read the second time 1014
Read the third time 1014
Signed by the President and returned to the House 1015

H.B. 423 — REDEVELOPMENT AGENCY TAX INCREMENT AMENDMENTS *(G. Curtis)*
Read for the first time and referred to the President of the Senate 803
Placed on calendar 1000
Read the second time 1037
Read the third time 1037
Signed by the President and returned to the House 1037

Sub. H.B. 425 — PROPERTY VALUATIONS FOR THE POOR *(R. Short)*
Read for the first time and referred to the President of the Senate 712
Assigned to standing committee 728
Returned to the Secretary of the Senate 792
Placed on calendar 886
Read the second time 900
Circled 900
Uncircled 900
Read the third time 935
Signed by the President and returned to the House 936

H.B. 426 — TRANSIT DISTRICT AMENDMENTS *(A. Bradshaw)*
Read for the first time and referred to the President of the Senate 778
Placed on calendar 960
Read the second time 975
Read the third time 975
Signed by the President and returned to the House 976

H.B. 427 — DEPOSITORY INSTITUTIONS INSURANCE POWERS *(J. Valentine)*
Read for the first time and referred to the President of the Senate 668
Assigned to standing committee 701
Returned to the Secretary of the Senate 792
Placed on calendar 922
Read the second time 946
Read the third time 946
Signed by the President and returned to the House 946

H.B. 435 — REPORTS AND NOTICES AMENDMENTS *(G. Davis)*
Read for the first time and referred to the President of the Senate 819
Placed on calendar 946
Read the second time 962
Read the third time 982
Signed by the President and returned to the House 984

2nd Sub. H.B. 441 — MENTAL HEALTH PROFESSIONAL PRACTICE ACT *(M. Stephens)*
Read for the first time and referred to the President of the Senate 788
Placed on calendar 902
Amendments 964
Read the second time 928
Circled 928
Uncircled 964
Transmitted to the House 965
Signed by the President and returned to the House 995

Sub. H.B. 444 — PRIVATIZATION OF QUASI - GOVERNMENTAL ENTITIES *(G. Adair)*
Read for the first time and referred to the President of the Senate 714
Returned to the Secretary of the Senate 796
Recalled 923
Placed on calendar 948
Read the second time 972
Read the third time 972
Circled 972
Uncircled 976
Amendments 976
Transmitted to the House 977
Signed by the President and returned to the House. 995

H.B. 447 — TRAFFIC VIOLATION CHANGES *(D. Jones)*
Read for the first time and referred to the President of the Senate 803
Placed on calendar 960
Amendments 992
Read the second time 992
Read the third time 992
Failed 993
Reconsideration 1030
Transmitted to the House 1031
Signed by the President and returned to the House. 1059

H.B. 454 — REVISIONS TO STATE GOVERNMENT *(S. Koehn)*
Read for the first time 1017
Placed on calendar 1017
Read the second time 1019
Read the third time 1019
Signed by the President and returned to the House. 1019

H.B. 460 — JUSTICE COURT AMENDMENTS *(G. Curtis)*
Read for the first time and referred to the President of the Senate 751
Placed on calendar 1000
Read the second time 1038
Read the third time 1038
Circled 1038
Uncircled 1040
Signed by the President and returned to the House. 1041

H.B. 461 — FUNDING FOR HIGHWAY ACQUISITION *(K. Garn)*
Read for the first time and referred to the President of the Senate 747
Placed on calendar 946
Read the second time 951, 962
Read the third time 951, 962
Circled 951
Uncircled 962
Signed by the President and returned to the House. 963

H.B. 462 — MOTOR VEHICLE CRIMINAL ACTS AMENDMENTS *(S. Barth)*
Read for the first time and referred to the President of the Senate 570
Assigned to standing committee 603
Placed on calendar 703
Read the second time 703
Read the third time 805
Signed by the President and returned to the House. 805

H.C.R. 1 -- RESOLUTION SUPPORTING RESOURCES FOR AFFORDABLE HOUSING *(R. Bigelow)*
Read for the first time and referred to the President of the Senate 256
Assigned to standing committee 288
Placed on calendar 317
Read the second time 370
Read the third time 385
Signed by the President and returned to the House 386

H.C.R. 2 -- RESOLUTION ON THE FAMILY *(E. Olsen)*
Read for the first time and referred to the President of the Senate 336
Placed on calendar 391
Read the second time 392
Read the third time 392
Signed by the President and returned to the House 392
Action taken by the Governor 887

H.C.R. 3 -- PROFESSIONAL DEVELOPMENT PROGRAMS FOR EDUCATORS RESOLUTION *(K. Johnson)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 238
Placed on calendar 275
Read the second time 275
Read the third time 341
Signed by the President and returned to the House 341

H.C.R. 4 -- RESOLUTION URGING BUSINESSES TO ADJUST PARENT WORK SCHEDULES *(R. Killpack)*
Read for the first time and referred to the President of the Senate 356
Assigned to standing committee 394
Placed on calendar 550
Read the second time 550
Read the third time 669
Transmitted to the House 669
Signed by the President and returned to the House 699

H.C.R. 5 -- RESOLUTION SUPPORTING PRIVATIZATION OF DUTCH JOHN UTAH *(J. Seitz)*
Read for the first time and referred to the President of the Senate 329
Assigned to standing committee 354
Placed on calendar 415
Read the second time 415
Read the third time 493
Signed by the President and returned to the House 493
Action taken by the Governor 935

H.C.R. 6 -- NUCLEAR WASTE STORAGE OPPOSITION RESOLUTION *(R. Becker)*
Read for the first time and referred to the President of the Senate 426
Assigned to standing committee 458
Placed on calendar 548, 983
Read the second time 1010
Read the third time 1010
Signed by the President and returned to the House 1011

H.C.R. 7 — RESOLUTION URGING SUPPORT OF NATIONAL GUARD *(M. Dillree)*
Read for the first time and referred to the President of the Senate 644
Assigned to standing committee 727
Returned to the Secretary of the Senate 794
Placed on calendar 831
Read the second time 843
Read the third time 843
Signed by the President and returned to the House 843

H.C.R. 8 — RESOLUTION RECOGNIZING UTAH RUSSIA DAYS *(J. Valentine)*
Read for the first time and referred to the President of the Senate 641
Placed on calendar 641
Read the second time 641
Read the third time 641
Signed by the President and returned to the House 641
Action taken by the Governor 685

H.C.R. 9 — RESOLUTION URGING PRESIDENT TO GIVE PURPLE HEARTS *(S. Barth)*
Read for the first time and referred to the President of the Senate 629
Assigned to standing committee 728
Returned to the Secretary of the Senate 794
Placed on calendar 946
Read the second time 952
Read the third time 952
Signed by the President and returned to the House 953

H.C.R. 10 — RESOLUTION ON OLYMPIC EXECUTIVE COMMITTEE *(S. Koehn)*
Read for the first time and referred to the President of the Senate 714
Assigned to standing committee 728
Returned to the Secretary of the Senate 796
Placed on calendar 999
Read the second time 1019
Read the third time 1019
Circled 1019
Amendments 1021, 1039
Uncircled 1021
Transmitted to the House 1022
Concurrence 1040
Signed by the President and returned to the House 1040

H.C.R. 11 — RESOLUTION APPROVING INDUSTRIAL WASTE PERMIT *(B. Evans)*
Read for the first time and referred to the President of the Senate 644
Assigned to standing committee 701
Placed on calendar 946, 972
Amendments 752
Read the second time 953
Read the third time 953
Transmitted to the House 953
Refuse to Recede 973
Signed by the President and returned to the House 995
Returned to the Secretary of the Senate 753

H.C.R. 13 — COMMEMORATING THE 100TH ANNIVERSARY OF THE AMERICAN RED CROSS IN UTAH *(D. Jones)*
Read for the first time and referred to the President of the Senate 884
Enacting Clause Stricken 1068

H.J.R. 2 — RESOLUTION SUPPORTING LAWSUIT OPPOSING GRAND STAIRCASE ESCALANTE NATIONAL MONUMENT DESIGNATION *(D. Iverson)*
Read for the first time and referred to the President of the Senate 538
Assigned to standing committee 727
Returned to the Secretary of the Senate 794
Placed on calendar 960
Read the second time 990
Read the third time 990
Signed by the President and returned to the House 991

Sub. H.J.R. 4 — RESOLUTION ELIMINATING VOTING RIGHTS OF CONVICTED FELONS *(C. Saunders)*
Read for the first time and referred to the President of the Senate 316
Assigned to standing committee 411
Substituted 575
Placed on calendar 575, 902
Amendments 575
Read the second time 911
Read the third time 938
Transmitted to the House 938
Signed by the President and returned to the House 957

H.J.R. 6 — RESOLUTION AMENDING NOTICE FOR SPECIAL SESSIONS *(B. Goodfellow)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 252
Read the second time 449
Tabled 450
Returned to the Secretary of the Senate 780

H.J.R. 7 — RESOLUTION ON RESTRUCTURING OF ELECTRICAL INDUSTRY *(B. Evans)*
Read for the first time and referred to the President of the Senate 206
Assigned to standing committee 252
Placed on calendar 294
Read the second time 294
Read the third time 359
Signed by the President and returned to the House 359

H.J.R. 8 — LEGISLATIVE ELIGIBILITY RESOLUTION *(P. Arent)*
Read for the first time and referred to the President of the Senate 237
Assigned to standing committee 253
Placed on calendar 463, 601
Read the second time 565
Tabled 566
Read the third time 601
Recalled 755
Reconsideration 767
Amendments 767
Transmitted to the House 768
Signed by the President and returned to the House 601, 802

H.J.R. 9 — RESOLUTION ENCOURAGING SCHOOL BREAK FOR 2002 OLYMPICS *(G. Cox)*
Read for the first time and referred to the President of the Senate 268
Assigned to standing committee 288
Placed on calendar 340
Read the second time 375
Circled 375
Uncircled 449
Read the third time 466
Signed by the President and returned to the House 468

H.J.R. 10 — JOINT RULES RESOLUTION - AMENDMENTS TO PROCESSES *(J. Hickman)*
Read for the first time and referred to the President of the Senate 177
Placed on calendar 183
Read the second time 200
Read the third time 213
Transmitted to the House 213
Signed by the President and returned to the House 213

H.J.R. 11 — REHABILITATION OF WILDFIRE DAMAGED LANDS RESOLUTION *(B. Johnson)*
Read for the first time and referred to the President of the Senate 291
Assigned to standing committee 354
Amendments 396
Placed on calendar 397
Read the second time 471
Read the third time 495
Transmitted to the House 495
Signed by the President and returned to the House 525

H.J.R. 13 — RESOLUTION URGING IMPROVEMENTS ON HIGHWAY 6 *(B. King)*
Read for the first time and referred to the President of the Senate 788
Placed on calendar 946
Read the second time 953
Read the third time 953
Signed by the President and returned to the House 954

H.J.R. 16 — RESOLUTION AMENDING GOVERNANCE OF PUBLIC EDUCATION *(G. Way)*
Enacting Clause Stricken 1069

H.J.R. 17 — RESOLUTION URGING COOPERATION ON SITING OF RADIOACTIVE WASTE FACILITY *(E. Anderson)*
Read for the first time and referred to the President of the Senate 731
Placed on calendar 1000
Read the second time 1052
Read the third time 1052
Signed by the President and returned to the House 1052

H.J.R. 18 — RESOLUTION ON HIGHWAY IMPROVEMENTS *(L. Frandsen)*
Read for the first time and referred to the President of the Senate 803
Enacting Clause Stricken 1069

FINAL ACTION
INDEX

S.B. 1	**Appropriations Act** Signed by Governor: March 24, 1998 Effective Date: July 1, 1998	L. McAllister Chapter 394
S.B. 2	**1998 Highway Financing** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	L. Beattie Chapter 316
S.B. 3	**Minimum School Program Act Amendment** Signed by Governor: March 20, 1998 Effective Date: July 1, 1998	R. Montgomery Chapter 234
S.B. 4	**Medical Examiner Authority** House Struck Enacting Clause: March 4, 1998	R. Montgomery
S.B. 5	**Judicial Custody of Youth to Human Services** Signed by Governor: March 2, 1998 Effective Date: May 4, 1998	N. Tanner Chapter 034
S.B. 6	**Enforcement and Penalties of Uninsured Motor Vehicle Violations** Signed by Governor: March 2, 1998 Effective Date: May 4, 1998	D. Steele Chapter 035
S.B. 7	**Special Fuel Tax Certificate Repeal** House Struck Enacting Clause: March 4, 1998	D. Steele
S.B. 8	**Reauthorization of and Amendments to Uninsured Motorist Database Program** Signed by Governor: March 2, 1998 Effective Date: May 4, 1998	D. Steele Chapter 36
S.B. 9	**Income Tax Amendments** Senate Struck Enacting Clause: February 27, 1998	H. Nielson
S.B. 10	**Registry of Unidentified Deceased Persons** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	H. Nielson Chapter 153
S.B. 11	**Transplants of Wildlife** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	A. Myrin Chapter 154

S.B. 12	**Management Plans of Wildlife Resources Land** Signed by Governor: March 16, 1998 Effective Date: May 4, 1998	A. Myrin Chapter 218
S.B. 13	**Creating a Public School District** Failed in Senate: February 23, 1998 Senate Struck Enacting Clause: March 4, 1998	M. Peterson
S.B. 14	**Electronic Process for Payroll** Signed by Governor: March 24, 1998 Effective Date: May 4, 1998	J. Holmgren Chapter 395
S.B. 15	**Statute of Limitations on Prosecuting for Bribery** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	J. Hull Chapter 155
S.B. 16	**Transfer of Agricultural Land Within City** Signed by Governor: March 2, 1998 Effective Date: May 4, 1998	R. Muhlestein Chapter 037
S.B. 17	**Property Tax - Extending Residential Exemption** Senate Struck Enacting Clause: March 4, 1998	D. Buhler
S.B. 18	**Prohibiting Alcohol in Schools** Signed by Governor: February 20, 1998 Effective Date: May 4, 1998	L. McAllister Chapter 010
S.B. 19	**Air Quality Board Powers** House Struck Enacting Clause: March 4, 1998	L. McAllister
S.B. 20	**Penalties for Speeding in Construction Zones** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	D. Buhler Chapter 317
S.B. 21	**Animal Shelter Pet Sterilization Act** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	R. Steiner Chapter 156
S.B. 22	**Unsolicited Loan Regulation** Senate Struck Enacting Clause: March 4, 1998	R. Muhlestein
S.B. 23	**Negligent Storage of Loaded Firearm** Senate Struck Enacting Clause: March 4, 1998	R. Steiner

S.B. 24	**Snowmobile Special License Plates** Signed by Governor: March 14, 1998 Effective Date: July 1, 1998	J. Holmgren Chapter 157
S.B. 25	**Uniform Allowance for Utah Highway Patrol** Signed by Governor: March 24, 1998 Effective Date: July 1, 1998	M. Evans Chapter 396
S.B. 26	**Utah Child Care Licensing Act Revisions** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	L. Blackham Chapter 158
S.B. 27	**Physician Assistant Practice Act** Signed by Governor: March 2, 1998 Effective Date: May 4, 1998	L. Blackham Chapter 38
S.B. 28	**Massage Practice Act Amendments** Signed by Governor: March 14, 1998 Effective Date: July 1, 1998	M. Evans Chapter 159
S.B. 29	**Appropriation for Moving Botanical Gardens** Signed by Governor: March 24, 1998 Effective Date: July 1, 1998	J. Holmgren Chapter 397
S.B. 30	**School Activities Report** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	A. Myrin Chapter 160
S.B. 31	**Sales Tax on Food Amendments** House Struck Enacting Clause: March 4, 1998	S. Howell
S.B. 32	**Real Estate Recovery Fund Amendments** Signed by Governor: March 11, 1998 Effective Date: May 4, 1998	A. Mansell Chapter 59
S.B. 33	**Task Force Reviewing Federal Funding** House Struck Enacting Clause: March 4, 1998	R. Muhlestein
S.B. 34	**Sales Tax – Exemption for Higher Education Athletic Events** Signed by Governor: March 21, 1998 Effective Date: July 1, 1998	L. Hillyard Chapter 318

S.B. 35 **Recreation and Tourism Research and Extension Program** L. Hillyard
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 Chapter 398

S.B. 36 **Division of Occupational and Professional Licensing Act Amendments** S. Howell
House Struck Enacting Clause: March 4, 1998

S.B. 37 **Open Space Near State Prison** M. Evans
Signed by Governor: March 24, 1998
Effective Date: May 4, 1998 Chapter 399

S.B. 38 **Education Requirements of Adoption Assistance** C. Taylor
Signed by Governor: March 14, 1998
Effective Date: July 1, 1998 Chapter 161

S.B. 39 **Penalties for Sale of Tobacco to Youth** R. Montgomery
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 319

S.B. 40 **Newborn Hearing Screening** C. Peterson
Signed by Governor: March 14, 1998
Effective Date: July 1, 1998 Chapter 162

S.B. 41 **Water Conservancy Districts Taxing Authority** M. Waddoups
Failed in Senate: February 16, 1998
Senate Struck Enacting Clause: March 4, 1998

S.B. 42 **Occupational and Professional Licensure Sunrise Task Force** A. Mansell
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 163

S.B. 43 **Governmental Immunity - Notice of Claim** M. Waddoups
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 164

S.B. 44 **Appropriation for a Site for Urban Indian Programs** P. Suazo
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 Chapter 400

S.B. 45	**Gang Amendments** Senate Struck Enacting Clause: March 4, 1998	D. Buhler
S.B. 46	**Urban and Community Forestry** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	R. Steiner Chapter 320
S.B. 47	**Research Tax Credit** Signed by Governor: March 23, 1998 Effective Date: May 4, 1998	H. Nielson Chapter 367
S.B. 48	**Pay-Per-View Boxing Tax** House Struck Enacting Clause: March 4, 1998	P. Suazo
S.B. 49	**Eminent Domain Valuation** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	P. Suazo Chapter 321
S.B. 50	**Property Taxes - Uniform Fees and Certified Tax Rate** Signed by Governor: March 21, 1998 Effective Date: January 1, 1999	G. Mantes Chapter 322
S.B. 51	**LeRay McAllister Critical Land Conservation Revolving Loan Fund** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	L. McAllister Chapter 323
S.B. 52	**Property Tax Restriction** Signed by Governor: (Law without signature 3/24/98) Effective Date: January 1, 1998	S. Poulton Chapter 418
S.B. 53	**Motor Vehicle Business Regulation** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	G. Mantes Chapter 165
S.B. 54	**Immunity for Volunteers** House Struck Enacting Clause: March 4, 1998	C. Taylor
S.B. 55	**Music Licensing Practices Act** Signed by Governor: March 21, 1998 Effective Date: July 1, 1998	S. Howell Chapter 324

S.B. 56	**Bow Hunter Certification** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	M. Peterson Chapter 166
S.B. 57	**Concealed Firearms Amendments** Senate Struck Enacting Clause: March 4, 1998	L. Beattie
S.B. 58	**Study on Residential Property Tax Amendments** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	H. Stephenson Chapter 167
S.B. 59	**Judicial Nominating Procedure Amendments** Senate Struck Enacting Clause: March 4, 1998	C. Taylor
S.B. 60	**Motor Vehicle Insurance - Liability on Loaned Vehicle** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	G. Mantes Chapter 325
S.B. 61	**Employment of Out-of-State Contractors and Employees** Senate Struck Enacting Clause: March 4, 1998	E. Mayne
S.B. 62	**District Court Review of Tax Commission Cases** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	H. Stephenson Chapter 326
S.B. 63	**DUI-Serious Bodily Injury** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	S. Howell Chapter 168
S.B. 64	**Background Check of Health Care Professionals** Signed by Governor: March 14, 1998 Effective Date: July 1, 1998	M. Waddoups Chapter 169
S.B. 65	**Expungement of Criminal Record Amendments** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	P. Suazo Chapter 170
S.B. 66	**Procurement Code Requirements of Health Care Benefits for Contractors** Senate Struck Enacting Clause: March 4, 1998	E. Mayne

S.B. 67	**Electric Restructuring Provisions** Senate Struck Enacting Clause: March 4, 1998	L. Blackham
S.B. 68	**Judiciary Amendments** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	L. Hillyard Chapter 171
S.B. 69	**Matching Funds for Highways** Senate Struck Enacting Clause: March 4, 1998	S. Howell
S.B. 70	**Judgement Lien on Real Property** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	A. Mansell Chapter 327
S.B. 71	**Severance Tax Law Changes** Senate Struck Enacting Clause: March 4, 1998	A. Myrin
S.B. 72	**Budget Review Task Force** House Struck Enacting Clause: March 4, 1998	M. Peterson
S.B. 73	**Beer Industry Distribution Act** Signed by Governor: March 21, 1998 Effective Date: July 1, 1998	L. Blackham Chapter 328
S.B. 74	**Demand Drafts - Uniform Commercial Code** Signed by Governor: March 11, 1998 Effective Date: July l, 1998	L. Hillyard Chapter 060
S.B. 75	**Uniform Probate Code Amendments** Signed by Governor: March 2, 1998 Effective Date: July 1, 1998	L. Hillyard Chapter 039
S.B. 76	**Insurance Law Changes** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	S. Poulton Chapter 329
S.B. 77	**Middle Schools Task Force** House Struck Enacting Clause: March 4, 1998	D. Steele
S.B. 78	**Master Road - State Highway List** Signed by Governor: March 21, 1998 Effective Date: March 21, 1998	J. Holmgren Chapter 330

S.B. 79	**Election Law - Technical Amendments** Signed by Governor: March 2, 1998 Effective Date: May 4, 1998	R. Muhlestein Chapter 40
S.B. 80	**Recodification of Special Districts** Signed by Governor: March 23, 1998 Effective Date: March 23, 1998	M. Evans Chapter 368
S.B. 81	**Reauthorization of Juvenile Justice Task Force** Signed by Governor: March 21, 1998 Effective Date: March 21, 1998	L. Hillyard Chapter 331
S.B. 82	**Master Deeds of Trust or Mortgages** Signed by Governor: March 11, 1998 Effective Date: July 1, 1998	L. Hillyard Chapter 61
S.B. 83	**Division of Purchasing and General Services** Signed by Governor: February 20, 1998 Effective Date: May 4, 1998	M. Evans Chapter 11
S.B. 84	**Strategic Planning Act for Education Excellence Amendments** Senate Struck Enacting Clause: March 4, 1998	L. Hillyard
S.B. 85	**Reauthorization of Administrative Rules** Signed by Governor: March 11, 1998 Effective Date: May 1, 1998	H. Stephenson Chapter 62
S.B. 86	**Administrative Rules Amendments** Signed by Governor: March 21, 1998 Effective Date: July 1, 1998	H. Stephenson Chapter 332
S.B. 87	**Attempted Purchase of Tobacco by Children** Signed by Governor: March 2, 1998 Effective Date: May 4, 1998	H. Stephenson Chapter 41
S.B. 88	**Administrative Rules Impact Costs** Signed by Governor: March 16, 1998 Effective Date: May 4, 1998	S. Poulton Chapter 219
S.B. 89	**Private Collection of Delinquent Taxes** Signed by Governor: February 26, 1998 Effective Date: May 4, 1998	L. Beattie Chapter 24

S.B. 90	**Assaulting a Peace Officer** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	M. Evans Chapter 172
S.B. 91	**Tourism, Recreation, Cultural, and Convention Tax Amendments** Senate Struck Enacting Clause: March 4, 1998	N. Tanner
S.B. 92	**Commission Staffing and Duties** Signed by Governor: March 16, 1998 Effective Date: May 4, 1998	L. Beattie Chapter 220
S.B. 93	**Higher Education Presidential Authority** Signed by Governor: March 24, 1998 Effective date: July 1, 1998	M. Evans Chapter 401
S.B. 94	**Amendments to Special Districts** Signed by Governor: March 16, 1998 Effective Date: May 4, 1998	M. Evans Chapter 221
S.B. 95	**Orderly School Termination Act Amendments** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	D. Steele Chapter 173
S.B. 96	**Safe Drinking Water Act Amendments** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	J. Holmgren Chapter 174
S.B. 97	**License Plates - Snowboard Utah** Senate Struck Enacting Clause: March 4, 1998	R. Montgomery
S.B. 98	**Clinical Exercise Physiologists** Senate Struck Enacting Clause: March 4, 1998	R. Montgomery
S.B. 99	**Motor Vehicle - Consumer Protection Amendments** Signed by Governor: March 16, 1998 Effective Date: May 4, 1998	D. Buhler Chapter 222
S.B. 100	**Radar Jamming Devices** Signed by Governor: March 16, 1998 Effective Date: May 4, 1998	J. Hull Chapter 223

S.B. 101 **Special Revenue Fund** L. McAllister
Signed by Governor: February 20, 1998
Effective Date: May 4, 1998 Chapter 12

S.B. 102 **Amendments to Individual Income Tax** D. Buhler
House Struck Enacting Clause: March 4, 1998

S.B. 103 **Indigent Defense Fund Amendments** L. Blackham
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 333

S.B. 104 **Amendments to Agricultural Exemption for Agricultural Workers** R. Steiner
Senate Struck Enacting Clause: March 4, 1998

S.B. 105 **Utah Centennial Opportunity Program for Education Act Amendments** LeRay McAllister
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 Chapter 402

S.B. 106 **Parking Restrictions** D. Buhler
Signed by Governor: March 20, 1998
Effective Date: May 4, 1998 Chapter 235

S.B. 107 **Notary on Electronic Document** C. Peterson
Signed by Governor: March 11, 1998
Effective Date: May 4, 1998 Chapter 063

S.B. 108 **Alcoholic Beverage Law Amendments** D. Buhler
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 175

S.B. 109 **State Law Library Amendments** L. Hillyarad
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 176

S.B. 110 **Appropriation for Ogden Parkway Highway** R. Montgomery
House Struck Enacting Clause: March 4, 1998

S.B. 111 **Enterprise Zone Amendments** M. Dmitrich
Signed by Governor: March 21, 1998
Effective Date: January 1, 1998 Chapter 334

S.B. 112	**Regulation of Youth Employment** Senate Struck Enacting Clause: March 4, 1998	L. McAllister
S.B. 113	**Loaded Vehicles - Exemption for Farm Vehicles** Signed by Governor: March 16, 1998 Effective Date: May 4, 1998	J. Hull Chapter 224
S.B. 114	**This is the Place Foundation** Signed by Governor: March 16, 1998 Effective Date: March 16, 1998	D. Buhler Chapter 225
S.B. 115	**Direct Access to Dermatologists** Senate Struck Enacting Clause: March 4, 1998	M. Dmitrich
S.B. 116	**Parental Responsibility for Wrongful Conduct of a Child** House Struck Enacting Clause: March 4, 1998	P. Suazo
S.B. 117	**Criteria for Sound Walls** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	P. Suazo Chapter 335
S.B. 118	**Regulation of Lead-based Paint Remediation** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	A. Mansell Chapter 177
S.B. 119	**Medical Practice Amendments** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	R. Montgomery Chapter 178
S.B. 120	**Energy Assistance Program Oversight** Signed by Governor: March 21, 1998 Effective Date: July 1, 1998	H. Nielson Chapter 336
S.B. 121	**Legislative Committees** Signed by Governor: March 16, 1998 Effective Date: March 16, 1998	C. Peterson Chapter 226
S.B. 122	**New Judicial Positions** Signed by Governor: March 14, 1998 Effective Date: July 1, 1998	L. Beattie Chapter 179

S.B. 123 **Appropriation for Assistive Technology Devices and Services** — P. Suazo
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 — Chapter 403

S.B. 124 **Sunset Reauthorization of Licensed Professionals** — N. Tanner
Signed by Governor: March 16, 1998
Effective Date: May 4, 1998 — Chapter 227

S.B. 125 **Revisor's Statute** — J. Holmgren
Signed by Governor: February 20, 1998
Effective Date: May 4, 1998 — Chapter 13

S.B. 126 **Provision for Juvenile Judge** — M. Dmitrich
Senate Struck Enacting Clause: March 4, 1998

S.B. 127 **Proximity Requirements for Restaurant Liquor Licensees** — D. Buhler
Senate Struck Enacting Clause: March 4, 1998

S.B. 128 **Municipal Energy Sales and Use Tax Exemption** — L. Hillyard
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 — Chapter 180

S.B. 129 **Motor Vehicle Accident Insurance Coverage** — L. Jones
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 — Chapter 181

S.B. 130 **County Regulation of Wildlife Rehabilitation** — M. Evans
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 — Chapter 182

S.B. 131 **Age of Victim for Unlawful Sexual Conduct** — L. McAllister
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 — Chapter 183

S.B. 132 **Notice on Creation or Modification of Political Subdivisions** — M. Evans
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 — Chapter 337

S.B. 133 **Optional Forms of County Government** — M. Evans
Signed by Governor: March 23, 1998
Effective Date: May 4, 1998 — Chapter 369

S.B. 134 **Soil Conservation Special License Plate** A. Myrin
Signed by Governor: March 14, 1998
Effective Date: July 1, 1998 Chapter 184

S.B. 135 **Expansion of Children's Justice Center Program** C. Peterson
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 185

S.B. 136 **Municipal and County Land Use Development and Management** L. McAllister
House Struck Enacting Clause: March 4, 1998

S.B. 137 **Disaster Service Volunteer Leave Act** S. Poulton
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 186

S.B. 138 **Retirement - Use of Sick Leave** D. Buhler
Signed by Governor: March 21, 1998
Effective Date: July l, 1998 Chapter 338

S.B. 139 **Public Safety Retirement Cost of Living Adjustment** A. Mansell
Senate Struck Enacting Clause: March 4, 1998

S.B. 140 **Extending Renewal of Concealed Firearm Permits** M. Waddoups
Signed by Governor: March 24, 1998
Effective Date: May 4, 1998 Chapter 404

S.B. 141 **Handgun Purchase Requirements** M. Waddoups
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 187

S.B. 142 **Regulation of Cell Phone Use By Motor Vehicle Operators** R. Steiner
Senate Struck Enacting Clause: March 4, 1998

S.B. 143 **Recreational Vehicle Standards** G. Mantes
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 339

S.B. 144 **Commercial Waste Facility Issues** L. Blackham
Signed by Governor: March 24, 1998
Effective Date: May 4, 1998 Chapter 405

S.B. 145 **Child Support Amendments** N. Tanner
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 188

S.B. 146 **Nursing Regulation - Interstate Compact** C. Peterson
Signed by Governor: March 14, 1998
Effective Date: January 1, 2000 Chapter 189

S.B. 147 **Mining - Surety and Reclamation Requirements** M. Dmitrich
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 190

S.B. 148 **Evaluation of Provisional Educators** J. Hull
Senate Struck Enacting Clause: February 2, 1998

S.B. 149 **Landscape Architect Licensing Act** C. Peterson
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 191

S.B. 150 **Cost-of-living Adjustment Amendments** M. Dmitrich
Senate Struck Enacting Clause: March 4, 1998

S.B. 151 **Property Tax Exemption for Disabled Veterans** C. Peterson
Signed by Governor: March 21, 1998
Effective Date: January 1, 1999 Chapter 340

S.B. 152 **Water Conservancy Districts Taxing Amendments** H. Stephenson
Senate Struck Enacting Clause: March 4, 1998

S.B. 153 **Assisted Living Facilities** M. Dmitrich
Signed by Governor: March 14, 1998
Effective Date: July 1, 1998 Chapter 192

S.B. 154 **Reporting Elected Official Funds** E. Mayne
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 341

S.B. 155 **Income Tax - Education Tax Credit** H. Stephenson
House Struck Enacting Clause: March 4, 1998

S.B. 156 **Sales Tax for Arts and Recreation** D. Buhler
Signed by Governor: March 14, 1998
Effective Date: March 14, 1998 Chapter 193

S.B. 157 **Limitation on Liability of Nonprofit Corporation Volunteers** S. Howell
House Struck Enacting Clause: March 4, 1998

S.B. 158 **Donation of Buildings to Universities** H. Stephenson
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 342

S.B. 159 **Government Relationship to Olympics** A. Myrin
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 343

S.B. 160 **After-school Access to Computers Task Force** M. Peterson
House Struck Enacting Clause: March 4, 1998

S.B. 161 **Motor Vehicle Repair - Insurance Deductible** S. Howell
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 194

S.B. 162 **Election Responsibilities** S. Poulton
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 344

S.B. 163 **Recruitment and Training of Foster Families** N. Tanner
Signed by Governor: March 23, 1998
Effective Date: May 4, 1998 Chapter 370

S.B. 164 **Distribution Limitations on a Trust Beneficiary** R. Montgomery
Senate Struck Enacting Clause: March 4, 1998

S.B. 165 **Property Taxes - Abatement for Indigent Persons** L. Hillyard
Signed by Governor: March 14, 1998
Effective Date: January 1, 1998 Chapter 195

S.B. 166 **Food Handler Licensing** L. Blackham
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 345

S.B. 167 **Income Tax - Automobile Insurance Deduction** A. Myrin
Senate Struck Enacting Clause: March 4, 1998

S.B. 168 **Child Abuse Database Amendments** C. Peterson
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 196

S.B. 169 **Coal Mining Amendments** M. Dmitrich
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 197

S.B. 170 **Workers' Compensation Fund of Utah Amendments** D. Steele
Senate Struck Enacting Clause: March 4, 1998

S.B. 171 **Underground Utilities Facilities Amendments** J. Holmgren
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 198

S.B. 172 **Apprenticeship Training Funding** M. Waddoups
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 Chapter 406

S.B. 173 **Appraiser Registration and Certification** M. Dmitrich
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 199

S.B. 174 **Quality Assurance on Construction of Public Buildings** E. Mayne
Failed in House: March 4, 1998
Senate Struck Enacting Clause: March 4, 1998

S.B. 175 **State Settlement Agreement** L. Beattie
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 346

S.B. 176 **Highway Jurisdiction and Funding Study** J. Holmgren
Signed by Governor: March 21, 1998
Effective Date: March 21, 1998 Chapter 347

S.B. 177 **Review of Lease Or Purchase of Utah State Development Center Land By Utah Valley State College** L. McAllister
Signed by Governor: March 24, 1998
Effective Date: May 4, 1998 Chapter 407

S.B. 178 **Regulation of Explosives** C. Peterson
Senate Struck Enacting Clause: March 4, 1998

S.B. 179 **Property Tax Structure and Administration Study** R. Montgomery
Senate Struck Enacting Clause: March 4, 1998

S.B. 180 **Unfair Public Competition Act** H. Stephenson
Failed in House: March 2, 1998
Senate Struck Enacting Clause: March 4, 1998

S.B. 181 **Limiting Liability in Hockey Facilities** A. Mansell
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 200

S.B. 182 **Restriction on State and Local Governments Collecting Monies for Groups** H. Stephenson
House Struck Enacting Clause: March 4, 1998

S.B. 183 **Dangerous Weapons Restrictions** R. Steiner
Senate Struck Enacting Clause: March 4, 1998

S.B. 184 **State Responsibilities for Aquaculture** S. Howell
Senate Struck Enacting Clause: March 4, 1998

S.B. 185 **Sales and Use Tax Exemption Amendments and Study** C. Peterson
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 201

S.B. 186 **Use of Computer Labs in the Public Schools** M. Peterson
Senate Struck Enacting Clause: March 4, 1998

S.B. 187 **Utah Council on Victims** C. Peterson
House Struck Enacting Clause: March 4, 1998

S.B. 188 **State Olympic Coordination Amendments** A. Myrin
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 202

S.B. 189 **Planning Coordination** L. McAllister
Senate Struck Enacting Clause: March 4, 1998

S.B. 190 **Credit Card Amendments** D. Buhler
Signed by Governor: March 11, 1998
Effective Date: May 4, 1998 Chapter 064

S.B. 191 **Townsite Statute Modification** R. Muhlestein
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 203

S.B. 192	**Clandestine Drug Lab Amendments** Signed by Governor: March 11, 1998 Effective Date: May 4, 1998	P. Suazo Chapter 065
S.B. 193	**Licensing Talent Agencies** Senate Struck Enacting Clause: February 27, 1998	E. Mayne
S.B. 194	**State Board of Regents Oversight of Student Instruction** Senate Struck Enacting Clause: March 4, 1998	E. Mayne
S.B. 195	**Payment of Out of Network Health Care Providers** Senate Struck Enacting Clause: March 4, 1998	E. Mayne
S.B. 196	**High Level Nuclear Waste Disposal** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	C. Peterson Chapter 348
S.B. 197	**Task Force on Local Airport Funding** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	L. Hillyard Chapter 204
S.B. 198	**Mold Retention Law, Mold Lien Law, and Creditor's Rights** Signed by Governor: March 21, 1998 Effective Date: May 4, 1998	M. Dmitrich Chapter 349
S.B. 199	**Arts, Technology, and Education Appropriation** Signed by Governor: March 24, 1998 Effective Date: July 1, 1998	C. Peterson Chapter 408
S.B. 200	**Boating Law Changes** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	N. Tanner Chapter 205
S.B. 201	**Retirement Eligibility Formula** Signed by Governor: March 21, 1998 Effective Date: March 21, 1998	M. Waddoups Chapter 350
S.B. 202	**Dental License Regional Board Exam** Signed by Governor: March 14, 1998 Effective Date: May 4, 1998	C. Peterson Chapter 206

S.B. 203 **Funding Education Through Commercial Advertisement** M. Dmitrich
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 207

S.B. 204 **Appropriation for Festival of the American West** J. Holmgren
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 Chapter 409

S.B. 205 **Defining Residential Area for Building Permit Exemptions** A. Myrin
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 351

S.B. 206 **Procedural Rights for Law Enforcement Officers** E. Mayne
Senate Struck Enacting Clause: March 4, 1998

S.B. 207 **Professional Boxing Act Amendments** P. Suazo
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 208

S.B. 208 **Appropriation for Engineering and Preengineering Program** C. Peterson
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 Chapter 410

S.B. 209 **Tax Expenditures for Zoological Facilities** S. Poulton
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 209

S.B. 210 **Income Tax Credit for Stay-at-home Parents or Guardian** R. Muhlestein
House Struck Enacting Clause: March 4, 1998

S.B. 211 **Sales Tax - Prepaid Calling Cards** L. Hillyard
Signed by Governor: March 14, 1998
Effective Date: May 4, 1998 Chapter 210

S.B. 212 **Tax Increment Financing of Redevelopment Agencies** A. Mansell
Signed by Governor: March 14, 1998
Effective Date: March 14, 1998 Chapter 211

S.B. 213 **Appropriation for Training and Education of Local Governments** L. Blackham
Signed by Governor: March 24, 1998
Effective Date: July 1, 1998 Chapter 411

S.B. 214 **Appropriation for Utah State Fairpark** P. Suazo
Signed by Governor: March 11, 1998
Effective Date: July 1, 1998 Chapter 066

S.B. 215 **License Plates for Children's Issues** P. Suazo
Signed by Governor: March 21, 1998
Effective Date: July 1, 1998 Chapter 352

S.B. 216 **Appropriation to Office of Attorney General** G. Mantes
Senate Struck Enacting Clause: March 4, 1998

S.B. 217 **Tax Credit for Clean Fuel Vehicles** L. McAllister
Senate Struck Enacting Clause: March 4, 1998

S.B. 218 **Curriculum Requirements in Secondary Schools** C. Taylor
Senate Struck Enacting Clause: February 24, 1998

S.B. 219 **Household Hazardous Waste Amendments** J. Holmgren
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 353

S.B. 220 **Research Tax Credit for Machinery and Equipment** C. Peterson
Signed by Governor: March 23, 1998
Effective Date: May 4, 1998 Chapter 371

S.B. 221 **Emergency Services Telephone Charge** D. Steele
Signed by Governor: March 21, 1998
Effective Date: July 1, 1998 Chapter 354

S.B. 222 **Board of Pardons and Parole Hearing Requirements** S. Howell
Signed by Governor: March 21, 1998
Effective Date: May 4, 1998 Chapter 355

S.B. 223 **Public Education Amendments** L. Blackham
Senate Struck Enacting Clause: March 4, 1998

S.B. 224 **Appropriation for Tuacahn Foundation** L. Jones
Failed in House: February 27, 1998
Senate Struck Enacting Clause: March 4, 1998

S.B. 225 **Tax Credit for Purchase of Assistive Technology** C. Taylor
Senate Struck Enacting Clause: March 4, 1998

S.B. 226 **Impact Fee Amendments** S. Poulton
Senate Struck Enacting Clause: March 4, 1998

SCR 1 **Funding for Olene Walker Housing Trust Fund Resolution** P. Suazo
Signed by Governor: March 2, 1998
Effective Date: March 2, 1998

SCR 2 **Resolution Urging Creation of the San Rafael Swell National Heritage/Conservation Area** M. Dmitrich
Signed by Governor: March 16, 1998
Effective Date: March 16, 1998

SCR 3 **Resolution Declaring 1998 the Year of the Farmer** A. Myrin
Signed by Governor: January 26, 1998
Effective Date: January 26, 1998

SCR 4 **Resolution Requesting Congress to Allow Individuals to Opt Out of Social Security** C. Taylor
House Struck Enacting Clause: March 4, 1998

SCR 5 **Concurrent Resolution Approving Hazardous Waste Facility Modifications** L. Blackham
Senate Struck Enacting Clause: March 4, 1998

SCR 6 **Volunteers in Higher Education Resolution** D. Steele
Signed by Governor: March 11, 1998
Effective Date: March 11, 1998

SJR 1 **Resolution Amending Property Tax Provisions** R. Montgomery
Failed in Senate: February 3, 1998

SJR 2 **Residential Property Tax Amendments Resolution** H. Stephenson
Senate Struck Enacting Clause: March 4, 1998

SJR 3 **Resolution Amending Judicial Nomination Process** C. Taylor
Failed in House: March 4, 1998

SJR 4 **Resolution Supporting Affordable Housing From Olympic Housing** P. Suazo
Effective Date: January 29, 1998

SJR 5	**Resolution Encouraging Development of Electronic Voting** Senate Struck Enacting Clause: March 4, 1998	S. Howell
SJR 6	**Resolution Amending Special Sessions** Senate Struck Enacting Clause: March 4, 1998	L. Blackham
SJR 7	**Resolution Amending the Date of General Legislative Session** Senate Struck Enacting Clause: March 4, 1998	S. Howell
SJR 8	**Joint Resolution - Compensation of In-session Employees** Effective Date: January 19, 1998	R. Montgomery
SJR 9	**Resolution Concerning Kyoto Protocol on Global Climate Change** Effective Date: February 18, 1998	M. Dmitrich
SJR 10	**Resolution Establishing Wildlife Numbers** Effective Date: January 1, 1999	L. Blackham
SJR 11	**Joint Rules Resolution - Legislative Expenses** Effective Date: January 28, 1998	C. Peterson
SJR 12	**Resolution Limiting Property Tax for Retirees** Senate Struck Enacting Clause: March 4, 1998	R. Steiner
SJR 13	**Resolution on Review of Tax Commission Cases** Effective Date: January 1, 1999	H. Stephenson
SJR 14	**Resolution Addressing Olympic Financing** Effective Date: March 4, 1998	A. Myrin
SJR 15	**Resolution Approving Modification of Hazardous Waste Facility** Senate Struck Enacting Clause: March 4, 1998	L. Blackham
SJR 16	**Master Study Resolution** Effective Date: March 4, 1998	C. Peterson
SJR 17	**Resolution Amending Intangible Property Tax Provisions** Senate Struck Enacting Clause: March 4, 1998	L. Hillyard

SR 1	**Resolution Urging Parental Oversight of Children Watching Movies** Effective Date: February 6, 1998	S. Howell
SR 2	**Resolution Urging Reform of Federal Campaign Finance Laws** Failed in Senate: February 24, 1998	S. Howell
SR 3	**Support for Wendover Utah-Nevada Enola Gay Restoration** Effective Date: February 10, 1998	G. Mantes
SR 4	**Resolution Encouraging Parents Oversight of Children's Television Viewing** Effective Date: March 3, 1998	S. Howell
SR 5	**Resolution Urging Study of Regional Commuter System** Effective Date: February 20, 1998	R. Montgomery

STATE OF UTAH

SENATE JOURNAL

EIGHTH EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened and Adjourned on
Wednesday, April 22, 1998

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Eighth Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Eighth Extraordinary Session convening on Wednesday, April 22, 1998 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Sarah J. Streator
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

EIGHTH EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Eighth Extraordinary Session at 12:00 noon on Wednesday, April 22, 1998.

The Senate was called to order with President R. Lane Beattie presiding.

Prayer - Senator Michael Waddoups.

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1998 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52st Legislature of the State of Utah into a Eighth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 22nd day of April, 1998 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1998 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 7th day of April, 1998.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of April 7, 1998, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Second Legislature of the State of Utah into a Eighth Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 22nd day of April, 1998, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1998 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 7th day of April, 1998.

Olene S. Walker,
Lieutenant Governor

Roll call - All Senators present, except Senators Dmitrich, Evans, Mansell, Mantes, McAllister, Poulton, Steele, and Steiner.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1998 General Session of the Fifty-Second Legislature as the rules for the Eighth Extraordinary Session.

President Beattie appointed a committee comprised of Senators Waddoups, Suazo, and Muhlesterin to notify Governor Michael O. Leavitt that the Senate is convened in the Eighth Extraordinary Session in accordance with his proclamation.

Senator Waddoups advised the Senate that the Governor has been notified of the convening of the Eighth Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: April 7, 1998

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

SOIL CONSERVATION COMMISSION

Claude Hicken reappointed as a member of the Soil Conservation Commission for a term to expire May 8, 2002. Section 4-18-4, Utah Code Annotated 1953, as amended.

Lyle Bryner reappointed as a member of the Soil Conservation Commission for a term to expire May 8, 2002. Section 4-18-4, Utah Code Annotated 1953, as amended.

Willard Rasmussen reappointed as a member of the Soil Conservation Commission for a term to expire May 8, 2002. Section 4-18-4, Utah Code Annotated 1953, as amended.

BOARD OF WATER RESOURCES

J. Paul Riley appointed to fill the unexpired term of Joseph Beykirch on the Board of Water Resources, a term to expire March 1, 2001. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

WATER QUALITY BOARD

Douglas E. Thompson appointed to fill the unexpired term of Leonard Ferguson and represent municipal government on the Water Quality Board, a term to expire March 1, 1999. Section 19-5-103, Utah Code Annotated 1953, as amended.

John R. Cushing appointed to fill the unexpired term of Lynn F. Pett and represent municipal government on the Water Quality Board, a term to expire March 1, 2001. Section 19-5-103, Utah Code Annotated 1953, as amended.

UTAH STATE FAIR CORPORATION BOARD OF DIRECTORS

Don Marchant appointed to fill the unexpired term of Kay Alger on the Utah State Fair Corporation Board of Directors, a term to expire May 20, 1999. Section 9-4-1104, Utah Code Annotated 1953, as amended.

UTAH TECHNOLOGY FINANCE CORPORATION BOARD OF TRUSTEES

John S. Williams appointed as a member of the Utah Technology Finance Corporation Board of Trustees, a term to expire June 30, 2000. Section 9-2-704, Utah Code Annotated 1953, as amended.

Roger H. Nelson appointed to fill the unexpired term of Lisa Michelle Church on the Utah Technology Finance Corporation Board of Trustees, a term to expire June 30, 2000. Section 9-2-704, Utah Code Annotated 1953, as amended.

BOARD OF BUSINESS AND ECONOMIC DEVELOPMENT

Ted Smith appointed as a member of the Board of Business and Economic Development for a term to expire March 15, 2002. Section 9-2-203, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt
Governor

Communication filed. Senator Myrin moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8.

Voting in the affirmative were: Senators

Blackham	Buhler	Hillyard	Holmgren
Howell	Hull	Jones	Mayne
Montgomery	Muhlestein	Myrin	Nielson
C. Peterson	M. Peterson	Stephenson	Suazo
Tanner	Taylor	Waddoups	Wharton
Beattie			

Absent or not voting were: Senators

Dmitrich	Evans	Mansell	Mantes
McAllister	Poulton	Steele	Steiner

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Waddoups reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:25 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

NINTH EXTRAORDINARY SESSION OF THE FIFTY-SECOND LEGISLATURE

Convened and Adjourned on
Wednesday, May 20, 1998

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Ninth Extraordinary Session of the Fifty-Second Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Ninth Extraordinary Session convening on Wednesday, May 20, 1998 and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Janice A. Gadd
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

NINTH EXTRAORDINARY SESSION of the FIFTY-SECOND LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Second Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Ninth Extraordinary Session at 12:00 noon on Wednesday, May 20, 1998.

The Senate was called to order with President R. Lane Beattie presiding.

Prayer - Senator Howard Stephenson

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1998 General Session of the 52nd Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature in Extraordinary Session;

NOW, THEREFORE, I, MICHAEL O. LEAVITT, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the Laws of the State of Utah, do by this Proclamation call the Senate only of the 52nd Legislature of the State of Utah into a Ninth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 20th day of May, 1998 at 12:00 noon, for the following purpose:

For the Senate to advise and consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 1998 General Session of the 52nd Legislature of the State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 5th day of May, 1998.

Michael O. Leavitt,
Governor

Olene S. Walker,
Lieutenant Governor

CERTIFICATION

I, OLENE S. WALKER, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT the attached copy of a Proclamation issued under date of May 5, 1998, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Second Legislature of the State of Utah into a Ninth Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 20th day of May, 1998, at 12:00 noon, for the purpose named in the Proclamation.

I FURTHER CERTIFY THAT the membership of the Utah State Senate has not changed from that of the 1998 General Session of the Utah State Legislature.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol in Salt Lake City, Utah, this 5th day of May, 1998.

Olene S. Walker,
Lieutenant Governor

Roll call - All Senators present, except Senators Montgomery, Steele, and Wharton.

On motion of Senator Holmgren, the Senate voted to adopt the Senate Rules of the 1998 General Session of the Fifty-Second Legislature as the rules for the Ninth Extraordinary Session.

President Beattie appointed a committee comprised of Senators Buhler, Poulton and M. Peterson to notify Governor Michael O. Leavitt that the Senate is convened in the Ninth Extraordinary Session in accordance with his proclamation.

Senator Buhler advised the Senate that the Governor has been notified of the convening of the Ninth Extraordinary Session.

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: May 5, 1998

In accordance with Sections 67-1-1 and 2, Utah Code Annotated 1953, I propose and transmit the following appointments:

COMMISSION ON CRIMINAL AND JUVENILE JUSTICE

Georgia Block reappointed as a member of the Commission on Criminal and Juvenile Justice for a term to expire May 1, 2000. Section 63-25a-101, Utah Code Annotated 1953, as amended.

UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL

Steve Lindsley reappointed as a member of the Utah Substance Abuse and Anti-Violence Coordinating Council for a term to expire February 1, 2000. Section 63-25a-201, Utah Code Annotated 1953, as amended.

Merrill Carter reappointed as a member of the Utah Substance Abuse and Anti-Violence Coordinating Council for a term to expire May 1, 2000. Section 63-25a-201, Utah Code Annotated 1953, as amended.

Diane Stuart appointed as a resident of the state who has been personally affected by domestic violence on the Abuse and Anti-Violence Coordinating Council for a term to expire May 1, 2000. Section 63-25a-201, Utah Code Annotated 1953, as amended.

Sherm Watkins appointed as a resident of the state who has been personally affected by gang violence on the Abuse and Anti-Violence Coordinating Council

for a term to expire May 1, 2000. Section 63-25a-201, Utah Code Annotated 1953, as amended.

Mary Phillips appointed as a resident of the state who has been personally affected by alcohol or other drug abuse on the Abuse and Anti-Violence Coordinating Council for a term to expire May 1, 2000. Section 63-25a-201, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointments.

Michael O. Leavitt
Governor

Communication filed. Senator Myrin moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Buhler	Dmitrich	Evans
Hillyard	Holmgren	Howell	Hull
Jones	Mansell	Mantes	Mayne
McAllister	Muhlestein	Myrin	Nielson
C. Peterson	M.Peterson	Poulton	Steiner
Stephenson	Suazo	Tanner	Taylor
Waddoups	Beattie		

Absent or not voting were: Senators

Montgomery	Steele	Wharton

President Beattie directed the committee to wait upon the Governor to notify him that the Senate has concluded its business.

Senator Buhler reported that the committee had notified the Governor that the Senate had concluded its business, and that the Governor has no further business to bring before the Senate.

On motion of Senator C. Peterson, and at 12:25 p.m., the Senate adjourned sine die.

JOURNAL INDEX

Page

FIRST EXTRAORDINARY SESSION (52nd Legislature)
April 23, 1997 1

SECOND EXTRAORDINARY SESSION (52nd Legislature)
May 21, 1997 11

THIRD EXTRAORDINARY SESSION (52nd Legislature)
June 18, 1997 19

FIRST SPECIAL SESSION (52nd Legislature)
June 18, 1997 35
Index 48

FOURTH EXTRAORDINARY SESSION (52nd Legislature)
July 16, 1997 49

SECOND SPECIAL SESSION (52nd Legislature)
July 16, 1997 57
Index 67

FIFTH EXTRAORDINARY SESSION (52nd Legislature)
August 20, 1997 69

SIXTH EXTRAORDINARY SESSION (52nd Legislature)
October 22, 1997 79

SEVENTH EXTRAORDINARY SESSION (52nd Legislature)
November 19, 1997 89

GENERAL SESSION 1998 (52nd Legislature)
January 19, 1998 to March 4, 1998
Adjourn 1074
Advise and Consent 984
Committees 114
Convene 109
Employees 116
Employee Compensation 176, 240
Final Action Index 1291
Governor Leavitt's Remarks 160
Joint Conventions 159
Judiciary, State of 152
Leadership – House 103
Leadership – Senate (photos) 102
Legislative Summary 1079
Membership 105
Page Indexes
Senate Bills 1187
House Bills 1235
President's Message 118

Reading of Titles of Bills (motions) 114
Rules, Senate and Joint 108
Senators (photos) 104
State Officials 103
Subject Index 1083
Senate and House Bills 1092
Subject Index Titles 1084

EIGHTH EXTRAORDINARY SESSION (52nd Legislature)
April 22, 1998 1317

NINTH EXTRAORDINARY SESSION (52nd Legislature)
May 20, 1998 1325

COMMITTEES OF THE WHOLE INDEX

Human Rights Commission 124
Michael D. Zimmerman, Chief Justice 151
U.S. Senator Robert Bennett 203
Congressman Chris Cannon 218
Harvard "Din and Tonics" 230
Dr. Michael Ballam, Utah State University 250
University Athletic Directors – Chris Hill, Rondo Fehlberg, John Johnson 310
West High A Cappella Choir 326
Blake Moore, recipient of National High School Heisman Trophy 343
Keith Lockhart, Utah Symphony 385
Fern Holly Wimmer, Utah Mother of the Year 391
Marne Fox, Utah Mother of Young Children 391
Congressman Merrill Cook 416
Ambassador Ahmed Maher El Sayed of Egypt 422
Crystal Tolley, America's Freedom Festival at Provo Speech Contest 516
Laura Swim, America's Freedom Festival at Provo Speech Contest 518
U.S. Senator Orrin Hatch 521
Leo Memmott, Legislative Fiscal Analyst 532, 1019
Congressman Jim Hansen 534
Ambassador Naresh Chandra of India 583
Russell L. Lauber, swim coach 605
Ambassador Helmet Tuerk of Austria 640
High School Art Contest Winners 641
Olympic License Plate presentation 779
Future Farmers of America – Representative Brad Johnson 779
Honoring retiring Senators (McAllister, Holmgren, Myrin, Wharton) 914
Technology demonstration by TCI 955
Craig Call, State Ombudsman 966
Governor Michael O. Leavitt 1074